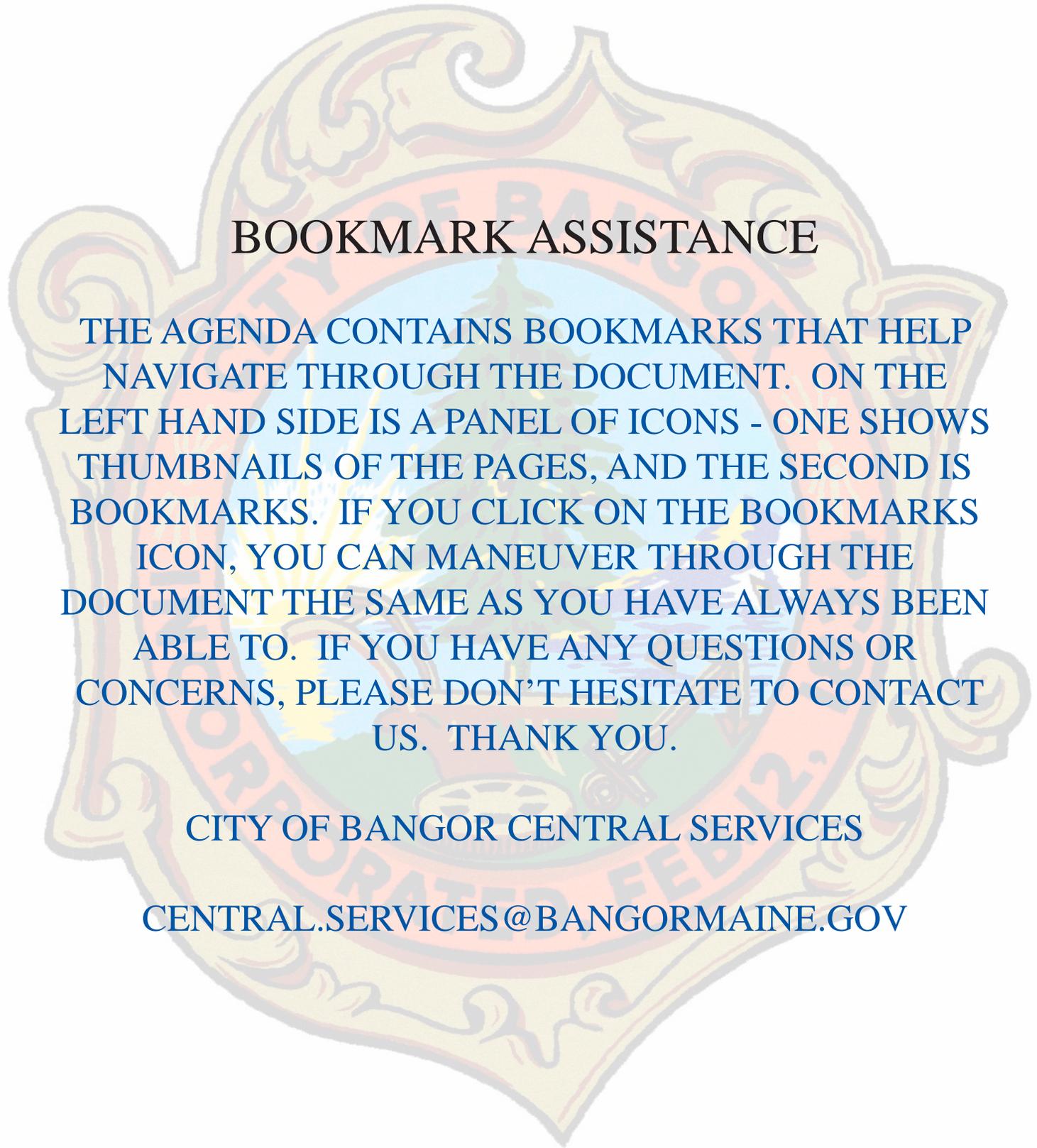


MEDIA  
COPY



# CITY COUNCIL AGENDA

MAY 27, 2015



## BOOKMARK ASSISTANCE

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

CITY OF BANGOR CENTRAL SERVICES

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



**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**CONSENT AGENDA  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**Executive Summary:** Real estate tax liens matured on the property of Calvin and Margaret Robertson of 43 Dillingham Street. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens matured, a municipal quitclaim is required to release the City's interest in the property. Staff recommends approval.

**15-179   ORDER                      Authorizing Execution of Municipal Quitclaim Deed –                      BALDACCI  
Real Estate Located at 72 Center Street (Map 41 Lot  
107)**

**Executive Summary:** Real estate tax liens matured on the property of Madeline Grace Daigle of 72 Center Street. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens matured, a municipal quitclaim is required to release the City's interest in the property. Staff recommends approval.

**15-180   ORDER                      Authorizing Execution of Municipal Quitclaim Deed –                      CIVIELLO  
Real Estate Located at 109 Pearl Street (Map 54 Lot  
164)**

**Executive Summary:** Real estate tax liens matured on the property of Clinton and Sandra Black of 109 Pearl Street. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens matured, a municipal quitclaim is required to release the City's interest in the property. Staff recommends approval.

**15-181   ORDER                      Authorizing Execution of Municipal Quitclaim Deed –                      NEALLEY  
Real Estate Located at 493 Valley Avenue (Map R34 Lot  
17)**

**Executive Summary:** Real estate tax liens matured on the property of George and Earlene Bryant of 493 Valley Avenue. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens matured, a municipal quitclaim is required to release the City's interest in the property. Staff recommends approval.

**15-182   ORDER                      Authorizing Bid Award in the Amount of \$435,210 to                      SPRAGUE  
Eastwood Contractors for Hammond Street Sewer  
Rehabilitation**

**Executive Summary:** This order will authorize a bid award in the amount of \$435,210 to Eastwood Contractors for the Hammond Street sewer rehabilitation project. On May 13, 2015, the City received four (4) bids for the Hammond Street Sewer Rehabilitation Project. The bid prices ranged from \$435,210 to \$744,875.

This bid was reviewed and recommended for approval at the Finance Committee meeting of May 18, 2015. The contract award recommendation must be reviewed and approved by the City Council as it is over \$100,000.

**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**CONSENT AGENDA  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**15-183    ORDER                    Authorizing Bid Award in the Amount of \$2,691,765 to    **BLANCHETTE**  
Lane Construction for Rehabilitation of Taxilane and  
Taxiways**

**Executive Summary:** This order will award a contract in the amount of \$2,691,795 to Lane Construction for rehabilitation of the taxi ways and taxi lanes. On May 5, 2015, the City received three (3) bids for Rehabilitation of taxi lanes and taxiways. The bid prices ranged from \$2,691,765 to \$3,096,637.

This is an Airport Improvement Plan (AIP) funded project. The project cost is funded 90% with Federal funds, 5% State funds and 5% Airport funds. In order to obtain the AIP grant funds, the City must bid the work and award the contract. This information is then submitted to the FAA for execution of the grant document. This item was reviewed and recommended for approval by the Finance Committee on May 18, 2015.

**15-184    ORDER                    Authorizing Bid Award in the Amount of \$1,392,650 to    **BALDACCI**  
Sargent Corporation for Trench Drains/GA Apron**

**Executive Summary:** This order will authorize a contract in the amount of \$1,392,650 to Sargent Corporation. On May 5, 2015, the City received two (2) bids for Trench Drains/GA Apron. The bid prices ranged from \$1,392,650 to \$1,567,440.

This is an Airport Improvement Plan (AIP) funded project. The project cost is funded 90% with Federal funds, 5% State funds and 5% Airport funds. In order to obtain the AIP grant funds, the City must bid the work and award the contract. This information is then submitted to the FAA for execution of the grant document. This item was reviewed and recommended for approval by the Finance Committee on May 18, 2015.

**15-185    ORDER                    Authorizing the Donation of a Used Surplus Police            **CIVIELLO**  
Cruiser to Eastern Maine Community College for Use in  
their Criminal Justice Program**

**Executive Summary:** This order will authorize a donation of a surplus police cruiser to Eastern Maine Community College (EMCC). EMCC recently contacted the City about the possibility of donating a used surplus police cruiser for their Criminal Justice program. The vehicle would be used solely for training criminal justice students on patrol procedure on EMCC property. The car would not be registered for on the road use. All Bangor Police Department identification on the vehicle would be removed. The vehicle will be used to support a range of hands-on, experiential activities associated with the program. This was reviewed and recommended for approval at the May 18, 2015 Government Operations Committee meeting.

**15-186    ORDER                    Authorizing the City Manager to execute a new lease            **GRAHAM**  
agreement between the City of Bangor and LifeFlight of  
Maine, LLC - Building #600 at Bangor International  
Airport (BGR)**

**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**CONSENT AGENDA  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**Executive Summary:** This Order authorizes the lease between the City of Bangor and LifeFlight of Maine, LLC. for hangar and office space within Building #600 at Bangor International Airport (BGR). LifeFlight is in the process of expanding their fleet of aircraft and consolidating operations, and they desire to lease a majority of the Hangar #600. This will include over 17,000 sq ft of hangar space and over 7,000 sq ft of office space. As part of this expansion, they wish to make improvements to the facility. This includes items such as adding restrooms, upgrading existing restrooms, improving the HVAC system, improving the IT infrastructure in this facility, upgrading and adding required stairs (per City code), and making improvements to the fire suppression system. The new lease agreement outlines the list of improvements that are approved that will mutually benefit both Parties. The new lease agreement also outlines a ten (10) year term, with a five (5) year renewal term, with rental credits during years 1 through 5 for approved facility upgrades. Annual revenues from this new lease are estimated at over \$75,000 for Years 1-5, and over \$95,000 for the following years. This lease agreement will be in final form as approved by City Legal. This item has been reviewed and approved by the Airport Committee at its meeting on May 12, 2015.

**15-187   ORDER                      Authorizing the City Manager to execute a short-term                      FAIRCLOTH  
lease agreement between the City of Bangor and The  
Lander Group, LLC - Building #600 at Bangor  
International Airport (BGR).**

**Executive Summary:** This Order authorizes the lease between the City of Bangor and The Lander Group, LLC. for shop space within Building #600 at Bangor International Airport (BGR). The Lander Group has recently requested to lease shop space for an aviation business segment of their operation. They desire to lease shop space to build and perform maintenance on aviation related equipment, and for the building and assembling of aviation grade packaging. This short term lease agreement outlines the terms and conditions for the rental of the specific shop space within Building # 600. This agreement outlines a month-to-month lease rate of \$273 for 1,009 sq ft of shop space necessary for their operation. This lease agreement has been reviewed and approved by City Legal. This item has been reviewed and approved by the Airport Committee at its meeting on May 12, 2015.

**15-188   ORDER                      Accepting a \$2,000 Amendment to the WIC Nutrition                      PLOURDE  
Program Grant**

**Executive Summary:** The Order will accept an additional \$2,000 in WIC funds for FY 15, which covers the period from October 1, 2014 through September 30, 2015. The original grant amount was \$550,703 for administration of the program and \$2,415,000 for food assistance to clients. This additional \$2,000 is to administer the Farmers' Market Nutrition Program. During the growing season, local Maine farmers are authorized as WIC vendors to provide locally grown fruits and vegetables to be purchased with specialized vouchers. Staff recommends approval.

**15-189   ORDER                      Extending John Karnes As Tentative Developer of the                      SPRAGUE  
Former Pine Tree Inn – 22 Cleveland St. (Tax Map  
001-017)**

**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**CONSENT AGENDA  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**Executive Summary:** On February 23, 2015, the Bangor City Council approved Council Order 15-098 designating John Karnes, R&K Construction, Tentative Developer of 22 Cleveland Street, the former Pine Tree Inn, until May 29, 2015. Since that time staff has been negotiating terms and conditions of a development agreement for the City Council’s consideration. Although a great deal of progress has been made, there are several issues that remain unsettled. If approved, this order will grant an extension of the tentative developer status for sixty (60) days until July 29, 2015. Staff anticipates that it would provide sufficient time to resolve the remaining issues. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its May 19, 2015 meeting.

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

**ASSIGNED TO  
COUNCILOR**

**15-190   RESOLVE   Making an Adjustment to the Local Education  
Appropriation Amount if Additional State Funding  
Becomes Available Due to the Passage of the State of  
Maine Biennial Budget (First Reading)**

**SPRAGUE**

**Executive Summary:** State Statute requires the school budget be approved by the School Committee, City Council and the Bangor voters, which is scheduled for June 9, 2015. It is possible that the School Department could receive funding in excess of what is projected in the proposed budget, however at this time it is not clear whether the State of Maine will complete its biennial budget process prior to the required vote on the school budget.

If approved, this Resolve will dedicate any additional State funding that may become available with the passage of the State of Maine budget to reduce the local share of education funding up to \$274,972. If the additional State of Maine funding exceeds \$274,972, the excess local funds shall be allocated to a capital reserve fund for the purposes of funding minor capital improvement projects, facility upgrades and emergency repairs. The existence of such a fund could reduce future mil rate impacts as a result of declining revenues. This item was reviewed and discussed with the Council at a budget workshop. **(Request to waive first reading).**

**15-191   ORDINANCE   Amending Chapter 165, Land Development, of the Code  
of the City of Bangor, By Setting Standards for  
Amendments to Conditional Uses (First Reading and  
Referral to Planning Board Meeting June 2, 2015)**

**BALDACCI**

**Executive Summary:** The proposed ordinance amendment clarifies that a Conditional Use, once approved, cannot change in a way that would alter those elements specifically approved by the Planning Board. Specifically, the language clarifies that architectural details approved by the Board cannot be changed unless reviewed and approved by the Board. Additionally, the proposed language clarifies that the Planning Board will review the traffic if there is a change in peak hours or peak hour trips. This is not too uncommon with drive-in businesses that may change from a bank to a fast food restaurant or a pharmacy to a credit union.

**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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

**ASSIGNED TO  
COUNCILOR**

**15-192   RESOLVE      **Accepting and Appropriating \$573,018 in grant funds from the U.S. Department of Homeland Security Transportation Security Administration (TSA) to provide for additional funding for the TSA in-line checked baggage inspection system solution at the Bangor International Airport (BGR) (First Reading and Referral to Finance Committee Meeting on June 1, 2015)**      **GRAHAM****

**Executive Summary:** This Resolve will accept and appropriate grant funds in the amount of \$573,018 from the U.S. Department of Homeland Security Transportation Security Administration (TSA) to provide for additional funding for the TSA in-line checked baggage inspection system solution at the Bangor International Airport. The need for the additional funding is due to a revision to the scope of work and the increase in construction costs from early in 2010, when the project was first developed. The Airport’s 5% share is \$28,651, which has been budgeted. Staff recommends approval.

**15-193   RESOLVE      **Accepting and Appropriating a \$25,000 Grant from the Maine Office of Substance Abuse and Mental Services to provide Substance Abuse Prevention and Intervention Services (First Reading)**      **PLOURDE****

**Executive Summary:** This Resolve authorizes the City Manager to accept and appropriate a \$25,000 grant from the Maine Office of Substance Abuse and Mental Health Services to continue to provide community level substance abuse prevention and intervention services to address the ongoing trend of youth and young adult prescription drug and marijuana use/abuse as well as other addictions including problem gambling. This is the fourth year receiving the grant and the term is July 1, 2015 to June 30, 2016. The Healthy Maine Partnership service area includes Bangor and thirteen other municipalities: Brewer, Clifton, Eddington, Glenburn, Hampden, Hermon, Holden, Newburgh, Levant, Orono, Orrington, and Veazie. This was reviewed and recommended for approval at the May 18, 2015 Government Operations Committee meeting.

**15-194   RESOLVE      **Accepting and Appropriating a Grant from the Maine Department of Health and Human Services, Office of Substance Abuse and Mental Health Services, in the amount of \$50,000 to Support an Overdose Prevention Program (First Reading)**      **CIVIELLO****

**Executive Summary:** This Resolve will accept and appropriate \$50,000 from the Maine Department of Health and Human Services to support an overdose prevention education and outreach program during the period July 1, 2015 – June 30, 2016 for the counties of Hancock, Washington and Penobscot. Public Health and Community Services has been a recipient of this grant since 2008. This was reviewed and recommended for approval at the May 18, 2015 Government Operations Committee meeting.

**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**UNFINISHED BUSINESS  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**15-152   ORDINANCE   Amending Land Development Code – Zone  
Change – 720 Essex Street (Tax Map 016-016)  
from a Low Density Residential District to an  
Urban Residence One District**

**BALDACCI**

**Executive Summary:** The applicants, James Rogers and Elizabeth Rogers are, requesting a zone change for a parcel of land (9,500 sq. ft.) located at 700 Essex Street (Tax Map 016-016) from a Low Density Residential District to an Urban Residence One District. The Urban Residence 1 District (URD-1) more closely fits their lot at 10,000 SF Minimum Lot Area, than the Low Density Residential District (LDR) at 12,000 SF Minimum Lot Area. Both Districts provide for single family dwellings.

This was reviewed and recommended for approval at the May 19, 2015 Business & Economic Development Committee and the Planning Board meeting.

**15-162   ORDINANCE   Amending Chapter 165, Land Development Code, of the  
Code of the City of Bangor, By Extending the Deadline  
for Quarries to Operate in the Rural Residence and  
Agricultural District**

**FAIRCLOTH**

**Executive Summary:** This Ordinance would allow for continued operation of quarries in the Rural Residence and Agricultural District until November 30, 2015, at which time permits for any remaining quarries in that District would expire and would not be renewed. Since August 2013, quarries have not been allowed to locate in residential areas in the City of Bangor. The sole remaining quarry in a residential district in the City is located in a Rural Residence and Agricultural District parcel. With the quarry operator's consent, an ordinance was passed in June of 2014 requiring the quarry to cease operations by June 30, 2015. The quarry operator has now requested an extension of that time until November 30, 2015, as demand for rock has not been as strong as previously anticipated. This was reviewed and recommended for approval at the May 19, 2015 Business & Economic Development Committee and the Planning Board meeting.

**15-163   ORDINANCE   Amending Parking Schedule X, Off-Street Parking Lots,  
to Change the Adler Lot (Lower) from a Free 2-Hour  
Parking Lot to a Pay by Time Used Lot**

**CIVIELLO**

**Executive Summary:** This item would amend Schedule X of the Code of Ordinances to include the Adler Lot as a paid lot. Currently, the lower Adler Lot, located on Harlow Street directly across from the Margaret Chase Smith Federal Building, has 23 parking spaces, including 1 handicapped space. In the past, it was predominately used by individuals visiting the Post Office and Social Security Administration. Over the past few years the Federal building has undergone significant renovation which included the relocation of the Post Office and the addition of 4 handicapped parking spots immediately adjacent to the building.

Further, its current location outside of the Downtown Parking District makes it difficult to enforce parking regulations under the existing system; which has resulted in a shift from patron parking to all day parking.

**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**UNFINISHED BUSINESS  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

As a result of these changes, it is recommended that the parking be changed from 2 hours of free parking to a pay by time used system and a parking kiosk be installed.

This ordinance was reviewed and recommended for approval by the Business and Economic Development Committee.

**15-164   RESOLVE      **Accepting and Appropriating \$3,000,000 in passenger facility charges (PFC's) through the Federal Aviation Administration (FAA) for the domestic terminal building renovations project, phase 2, at the Bangor International Airport**      **GRAHAM****

**Executive Summary:** The Airport is requesting authorization to accept and appropriate \$3,000,000 in passenger facility charges (PFC's) through the Federal Aviation Administration (FAA) for the domestic terminal renovation project, phase 2, at the Bangor International Airport. The Passenger Facility Charge (PFC) Program allows the collection of PFC fees up to \$4.50 for every enplaned passenger at commercial airports controlled by public agencies. Airports use these fees to fund FAA-approved projects that enhance safety, security, or capacity; reduce noise; or increase air carrier competition. This phase of the project includes constructing an enclosed, temperature controlled, common use baggage make-up work area for the airlines. This phase also includes further renovations to the front wall of the terminal, and new flight information display systems. Staff recommends approval.

This was reviewed and recommended for approval at the May 18, 2015 Finance Committee Meeting.

**15-165   RESOLVE      **Making an Appropriation for the School District Contribution to the Total Cost of Funding Public Education from Kindergarten to Grade 12 as Required by 20-A MRSA Section 15690 1. A-B**      **SPRAGUE****

**Executive Summary:** Resolve 15-165 will make an appropriation for the School District contribution to the total cost of funding public education from Kindergarten to Grade 12 in the amount of \$20,868,432 as required by 20A MRSA, §15690 1, A-B. The municipality's contribution to the total cost of funding public education from Kindergarten to Grade 12, as described in the Essential Programs and Services Funding Act, is the amount of money determined by the state law to be the minimum amount that the municipality must raise in order to receive the full amount of state dollars.

**15-166   RESOLVE      **Making an Appropriation for Adult Education for the Bangor School Department as Required by 20-A MRSA Section 8603-A (1)**      **NEALLEY****

**Executive Summary:** Resolve 15-166 will make an appropriation for Adult Education for the Bangor School Department and raise \$421,651 as the local share as required by 20-A MRSA, §8603-A(1).

**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**UNFINISHED BUSINESS  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**15-167   RESOLVE      Making an Appropriation for Vocational Education      **BALDACCI**  
Region #4 Pursuant to Title 20-A, Chapter 606, 15601-  
15619, Maine Revised Statutes Annotated**

**Executive Summary:** Resolve 15-167 will appropriate Bangor’s share of the Vocational Education Region #4 operating budget for 2015-2016 in the amount of \$2,687,777. The local share of the assessment is \$476,503.30 for the operation budget. Additionally, the Resolve appropriates Bangor’s share of Region #4 Adult Education in the amount of \$16,908.75.

**15-168   RESOLVE      Making an Appropriation for Non-State Funded Debt      **BLANCHETTE**  
Service Allocation for the Bangor School Department as  
Required by 20-A MRSA Section 15690 2. A**

**Executive Summary:** Resolve 15-168 will make an appropriation for non-State funded debt service allocation for the Bangor School Department in the amount of \$1,603,538 as required by 20-A MRSA, §15690 S.A. Non-state funded debt service is the amount of money needed for the payment of school department long term debt for major capital construction projects or minor capital renovation projects that are not approved for state subsidy. The issuance of this long term debt was previously approved by the City Council.

**15-169   RESOLVE      Approving School Department Estimates of Revenue      **CIVIELLO**  
from State Sources and Budget-Enterprise Fund**

**Executive Summary:** Resolve 15-169 will accept and approve School Department estimates of revenue from State sources and budget for Food Services and Adult Education Enrichment/General Evening Programs in the Enterprise Fund budget in the amount of \$1,551,274.

**15-170   RESOLVE      Approving School Department Estimates of Revenue      **PLOURDE**  
from State Sources and Budget-Special Revenue Fund**

**Executive Summary:** Resolve 15-170 will accept and approve School Department estimates of revenue from State sources and budget for the Special Revenue Fund in the amount of \$3,135,385

**15-171   RESOLVE      Approving School Department Estimates of Revenue      **GRAHAM**  
and Budget – Trust and Agency Fund**

**Executive Summary:** Resolve 15-171 will approve the School Department estimates of revenue and expenditures for the Trust and Agency Fund budget in the amount of \$2,433,736.

**15-172   RESOLVE      Making an Appropriation for the Bangor School      **FAIRCLOTH**  
Department in Excess of the Maximum Spending Target  
Established by 20-A MRSA Section 15671 A. 4**

**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**UNFINISHED BUSINESS  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**Executive Summary:** Resolve 15-172 will make an appropriation of \$3,819,857 for the Bangor School Department in excess of the maximum spending target established by 20-A MRSA, §15671 A.4. The Bangor School Committee recommends \$3,819,857 of additional funds and gives the following reasons for exceeding the State’s Essential Programs and Services funding model by \$2,948,302; Special Education \$648,211; Transportation \$320,710; Co and extracurricular activities \$1,098,423; Technology \$387,910; and Employee Benefits \$493,048.

The additional local funds are those locally raised funds over and above the school administrative unit’s local contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment of non-state funded debt service that will help achieve the municipal budget for educational programs.

**(Amend by Substitution)**

<b><u>15-173</u>    <u>RESOLVE</u></b>	<b>Making an Appropriation for the Total School Budget for the Bangor School Department as Required by 20-A MRSA Section 15690 4. A</b>	<b>SPRAGUE</b>
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**Executive Summary:** Resolve 15-173 will make an appropriation for the total school budget for the Bangor School Department in the amount of \$43,973,149 as required by 20-A MRSA, §15690 4.A for the fiscal year beginning July 1, 2015, for funding public education from Kindergarten to Grade 12. **(Amend by Substitution)**

**NEW BUSINESS  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

<b>LIQUOR LICENSE (CLASS X)</b>	<b>Application for Liquor License Renewal, Malt, Spirituous, Vinous of SmithTowle Inc. d/b/a Penobscot Pour House, 14 Larkin Street</b>	<b>BALDACCI</b>
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<b>LIQUOR LICENSE (CLASS XI)</b>	<b>Application for Liquor License Renewal Malt, Spirituous, Vinous of Pepper Dining Inc. d/b/a Chili’s Grill-Bar, 638 Stillwater Avenue</b>	<b>BALDACCI</b>
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<b>LIQUOR LICENSE (CLASS XI)</b>	<b>Application for Liquor License Renewal, Malt, Spirituous, Vinous of HC Bangor LLC d/b/a Hollywood Casino Hotel &amp; Raceway, 500 Main Street</b>	<b>BALDACCI</b>
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<b>PUBLIC HEARING:</b>	<b>Application for Special Amusement License of SmithTowle Inc. d/b/a Penobscot Pour House, 14 Larkin Street</b>	<b>BALDACCI</b>
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<b>PUBLIC HEARING:</b>	<b>Application for Special Amusement License of HC Bangor LLC d/b/a Hollywood Casino Hotel &amp; Raceway, 500 Main Street</b>	<b>BALDACCI</b>
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**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**NEW BUSINESS  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**PUBLIC HEARING:**      **Application for Special Amusement License of  
Penobscot Yacht Club d/b/a Holiday Inn-Bangor, 404  
Odlin Road**

**BALDACCI**

**15-195    ORDER**      **Amending Schedule XVI, One-Way Streets, as  
Referenced in Article II Section 291-28 of the Code of  
Ordinances, Clinton Street**

**PLOURDE**

**Executive Summary:** This item will amend Schedule XVI, Article II, Section 291-28 of the Code of Ordinances for the City of Bangor to make Clinton Street a one-way street. Currently, Clinton Street runs between Hammond Street and Union Street. State and local funds have been put aside to reconstruct the lights, intersection and pavement at Hammond, Union and Clinton Streets. The current configuration of the intersection can be challenging for pedestrians and motor vehicle traffic. As part of the project, there is interest in making this intersection work better from both a pedestrian and car standpoint. One suggestion was to turn this two-way street into a one-way street. If approved, direction of travel would be one-way from Hammond Street easterly to Union Street.

This has been reviewed by the Infrastructure Committee on April 14, 2015 which recommends approval following the notification of the neighborhood.

**15-196    RESOLVE**      **Supporting the TIGER VII Grant Application**

**FAIRCLOTH**

**Executive Summary:** This Resolve supports a grant application to the U.S. Department of Transportation under the TIGER (Transportation Investment Generating Economic Recovery) VII round funding by the State of Maine Department of Transportation, Central Maine and Quebec Railway, Pan Am Railways, the Maine Northern Railway and Eastern Maine Railways. If approved, this Resolve authorizes the City Manager to submit a letter of support on behalf of the Bangor City Council.

The item was reviewed and recommended for approval by the Business & Economic Development Committee at its meeting on May 19, 2015.

**PUBLIC HEARING:**      Prior to voting on this Order, the Council is required to hold a Public Hearing on the Municipal Development Program and Financial Plan for the Bangor Center Development District.

**15-197    ORDER**      **Adopting Municipal Development Program and  
Financial Plan for the Bangor Center Development  
District**

**BLANCHETTE**

**Executive Summary:** The purpose of this Order is for the City Council to consider the Program to be implemented for the Bangor Center Development District. The Program has been prepared by the Bangor Center Management Corporation/ Downtown Bangor Partnership. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its May 19, 2015 meeting.

**REGULAR MEETING BANGOR CITY COUNCIL – MAY 27<sup>TH</sup> 2015**

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**NEW BUSINESS  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**PUBLIC HEARING:** Prior to voting on this Order, the City Council is required to hold a Public Hearing on the establishment of implementation assessments for the Bangor Center Development District.

**15-198 ORDER                      Bangor Center Development District – Establishment of Implementation Assessments                      NEALLEY**

**Executive Summary:** Approval of this order will implement an assessment of \$0.51 per thousand dollars of assessed valuation for the Bangor Center Development District and \$.02 per thousand dollars of assessed valuation for the overlay. The proposed budget for the Bangor Center Management Corporation/Downtown Bangor Partnership for the 2015-2016 Program is \$85,900. The total amount to be collected for programming under this special assessment is \$58,650. The remainder of revenues will come from events, \$2,000, and anticipated sponsorships of \$25,250.

In accordance with MRSA Title 30-A §5228, the City has fulfilled extensive statutory notice requirements, including publication of a description of the area affected and the maximum rate of assessment of \$0.53 per thousand dollars of assessed value as of April 1, 2015. This was published in the Bangor Daily News on May 16, 2015. This assessment will be levied for a one-year program commencing on July 1, 2015 and ending on June 30, 2016. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its May 19, 2015 meeting.

**15-199 ORDER                      Authorizing Execution of Contract with Bangor Center Management Corporation/Downtown Bangor Partnership                      GRAHAM**

**Executive Summary:** This Order authorizes the City Manager to execute a Contract with the Bangor Center Management Corporation/Downtown Bangor Partnership for the purpose of providing management services and administration of the Development Program for the Bangor Center Development District for the period July 1, 2015 - June 30, 2016.

The proposed budget is \$85,900. The Corporation did not request general fund support for the upcoming fiscal year. The proposed Contract would provide reimbursement to the City of up to \$30,000 in personnel costs in administering the program and reimbursement to the City of up to \$10,000 for additional law enforcement services in the District.

This item was reviewed and recommended for approval by the Business & Economic Development Committee at its May 19, 2015 meeting.

# BANGOR CITY COUNCIL



## RECOGNIZING THE BEAUTIFICATION EFFORTS OF DOWNTOWN BANGOR ADOPT A GARDEN VOLUNTEERS

- WHEREAS,** Downtown Bangor Adopt A Garden is a beautification program of the Downtown Bangor Partnership, in conjunction with Bangor's citizens, businesses, and organizations; and
- WHEREAS,** the Adopt A Garden program's second year saw ninety sites in downtown Bangor adopted by community members in preparation of the Big Dig Day event; and
- WHEREAS,** the second annual Big Dig Day event took place on May 16, 2015 in downtown Bangor; and
- WHEREAS,** over 100 volunteers participated in the event and created or tended to tree and flower beds throughout the downtown area with dedication and creativity; and
- WHEREAS,** we are grateful to see this level of commitment in our community that adds to the vibrancy of the whole city; and

**NOW, THEREFORE, I, Nelson E. Durgin, Mayor of the City of Bangor,** on behalf of the City Council and the citizens of Bangor, do hereby recognize the Downtown Bangor Adopt A Garden volunteers who generously gave of their time and energy to beautify the City's downtown area.

Given this the 27th day of May, 2015.

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Nelson E. Durgin, Mayor



**CONSENT  
AGENDA**

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL –MAY 11, 2015**

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*Meeting Called to Order at 7:30 PM  
 Chaired by Council Chair Durgin  
 Councilors Absent: None  
 Meeting Adjourned at 8:27 PM*

**RECOGNITION:** *Recognized the Efforts of Bark for Life*

**PROCLAMATION:** *Proclaimed May 16, 2015 as Kids to Parks Day in the City of Bangor*

**PUBLIC COMMENT** *Paul LeClair, 666 Finson Road, clarified that a statement he had made at a previous City Council regarding the city not paying its bond payments was incorrect. In fact, the city did make its payments. Mr. LeClair was concerned that the money received from Hollywood Casino was not enough to make the bond payment and that the TIF funds were used also to pay the debt. City Manager, Catherine Conlow, stated that the funding for the project was always a combination of money from Hollywood Casino and the TIF funds.*

*Robert Cimbollek and Jim Moore spoke in favor of keeping Freshman athletics in the school budget.*

<b>CONSENT AGENDA ITEM NO.</b>	<b>ASSIGNED TO COUNCILOR</b>
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**MINUTES OF:** *Bangor City Council Regular Meeting of April 27, 2015, Finance Committee Meetings of February 19, 2014, July 21, 2014 September 3, 2014, and April 22, 2015, Business & Economic Development Committee Meeting of March 3, 2015, Government Operations Committee Meeting of April 22, 2015 and Airport Committee Meeting of April 14, 2015*

**Action:** *Accepted and Approved*

**LIQUOR LICENSES:** *Application for Liquor License Renewal Malt, Spirituous, Vinous of Capitol BC Restaurant LLC d/b/a Bugaboo Creek Steakhouse, 24 Bangor Mall Boulevard* **GRAHAM**

**Action:** *Approved*

*Application for Liquor License Renewal Malt, Spirituous, Vinous of Las Palapas Mexican Restaurant, LLC d/b/a Las Palapas Mexican Restaurant, 8 Bangor Mall Boulevard* **GRAHAM**

**Action:** *Approved*

**15-158    ORDER** *Directing the City Clerk to Prepare Warrant and Ballots –School Budget Validation Election – June 9, 2015* **CIVIELLO**

**Action:** *Passed*

**15-159    ORDER** *Authorizing Bid Award in the Amount of \$912,343 to B & B Paving for the Broadway Resurfacing Project* **SPRAGUE**

**Action:** *Passed*

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL –MAY 11, 2015**

<b>CONSENT AGENDA ITEM NO.</b>		<b>ASSIGNED TO COUNCILOR</b>
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<u>15-160</u>	<u>ORDER</u>	<i>Assuring and Certifying the City's Compliance with Certain Requirements for Community Development Funds</i>	<b>BALDACCI</b>
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*Action: Passed*

<u>15-161</u>	<u>ORDER</u>	<i>Appointing the City Manager as Responsible Federal Official</i>	<b>FAIRCLOTH</b>
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*Action: Passed*

<b>REFERRALS TO COMMITTEE AND FIRST READING ITEM NO.</b>		<b>ASSIGNED TO COUNCILOR</b>
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<u>15-162</u>	<u>ORDINANCE</u>	<i>Amending Chapter 165, Land Development Code, of the Code of the City of Bangor, By Extending the Deadline for Quarries to Operate in the Rural Residence and Agricultural District</i>	<b>FAIRCLOTH</b>
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*Action: First Reading and Referral to Business & Economic Development Committee and the Planning Board on May 19, 2015*

<u>15-163</u>	<u>ORDINANCE</u>	<i>Amending Parking Schedule X, Off-Street Parking Lots, to Change the Atler Lot (Lower) from a Free 2-Hour Parking Lot to a Pay by Time Used Lot</i>	<b>CIVIELLO</b>
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*Action: First Reading*

<u>15-164</u>	<u>RESOLVE</u>	<i>Accepting and Appropriating \$3,000,000 in passenger facility charges (PFC's) through the Federal Aviation Administration (FAA) for the domestic terminal building renovations project, phase 2, at the Bangor International Airport</i>	<b>GRAHAM</b>
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*Action: First Reading and Referral to the Finance Committee on May 18, 2015*

<u>15-165- 15-173</u>	<u>RESOLVES</u>	<i>Adopting the Fiscal Year 2016 School Department Budget</i>	
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<u>15-165</u>	<u>RESOLVE</u>	<i>Making an Appropriation for the School District Contribution to the Total Cost of Funding Public Education from Kindergarten to Grade 12 as Required by 20-A MRSa Section 15690 I. A-B</i>	<b>SPRAGUE</b>
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*Action: First Reading*

<u>15-166</u>	<u>RESOLVE</u>	<i>Making an Appropriation for Adult Education for the Bangor School Department as Required by 20-A MRSa Section 8603-A (1) (First Reading)</i>	<b>NEALLEY</b>
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*Action: First Reading*

<u>15-167</u>	<u>RESOLVE</u>	<i>Making an Appropriation for Vocational Education Region #4 Pursuant to Title 20-A, Chapter 606, 15601-15619, Maine Revised Statutes Annotated (First Reading)</i>	<b>BALDACCI</b>
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*Action: First Reading*

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL –MAY 11, 2015**

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

<u>15-168</u>	<u>RESOLVE</u>	<i>Making an Appropriation for Non-State Funded Debt Service Allocation for the Bangor School Department as Required by 20-A MRSA Section 15690 2. A</i>	<b>BLANCHETTE</b>
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*Action: First Reading*

<u>15-169</u>	<u>RESOLVE</u>	<i>Approving School Department Estimates of Revenue from State Sources and Budget-Enterprise Fund</i>	<b>CIVIELLO</b>
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*Action: First Reading*

<u>15-170</u>	<u>RESOLVE</u>	<i>Approving School Department Estimates of Revenue from State Sources and Budget-Special Revenue Fund</i>	<b>PLOURDE</b>
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*Action: First Reading*

<u>15-171</u>	<u>RESOLVE</u>	<i>Approving School Department Estimates of Revenue and Budget – Trust and Agency Fund</i>	<b>GRAHAM</b>
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*Action: First Reading*

<u>15-172</u>	<u>RESOLVE</u>	<i>Making an Appropriation for the Bangor School Department in Excess of the Maximum Spending Target Established by 20-A MRSA Section 15671 A. 4</i>	<b>FAIRCLOTH</b>
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*Action: First Reading*

<u>15-173</u>	<u>RESOLVE</u>	<i>Making an Appropriation for the Total School Budget for the Bangor School Department as Required by 20-A MRSA Section 15690 4. A (First Reading)</i>	<b>SPRAGUE</b>
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*Action: First Reading*

<b>UNFINISHED BUSINESS</b>	<b>ASSIGNED TO</b>
<b>ITEM NO.</b>	<b>COUNCILOR</b>

<u>15-153</u>	<u>RESOLVE</u>	<i>Authorizing the City Manager to Accept and Appropriate funding in the amount of \$40,000 from the Maine Health Access Foundation</i>	<b>BLANCHETTE</b>
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*Action: Motion made and seconded for Passage Passed*

<u>15-154</u>	<u>RESOLVE</u>	<i>Appropriating \$100,000 from the Fire Equipment Reserve for Purchase of a Rescue Truck (Ambulance)</i>	<b>SPRAGUE</b>
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*Action: Motion made and seconded for Passage Passed*

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL –MAY 11, 2015**

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<b>NEW BUSINESS ITEM NO.</b>		<b>ASSIGNED TO COUNCILOR</b>
<b>PUBLIC HEARING</b>	<i>Application for new Liquor License Malt, Spirituous, Vinous of Arayos LLC d/b/a Diamonds, 190B Harlow Street</i>  <i>At the request of the applicant, this item was pulled from the agenda.</i>	<b>GRAHAM</b>
<b>PUBLIC HEARING</b>	<i>Application for Special Amusement License of Arayos LLC d/b/a Diamonds 190B Harlow Street</i>  <i>At the request of the applicant, this item was pulled from the agenda.</i>	<b>GRAHAM</b>
<b><u>15-174</u>    <u>ORDER</u></b>	<i>Authorizing the City Manager to Execute a Lease Agreement with the General Electric Company for use of land and buildings at 534 Griffin Rd. and 72 Florida Ave. (Map 001, Lot 273, Map 001, Lot 488, Map 001, Lot 466, Map 001, Lot 487)</i>  <i>Action: Motion made and seconded for Passage Passed</i>	<b>NEALLEY</b>
<b><u>15-175</u>    <u>ORDER</u></b>	<i>Establishing a Broadband Task Force Committee</i>  <i>Action: Motion made and seconded for Passage Passed</i>	<b>BALDACCI</b>
<b><u>15-176</u>    <u>ORDER</u></b>	<i>Authorizing Execution and Filing with the Department of Housing and Urban Development a Final Consolidated Housing and Community Development Plan for Community Development Entitlement Funds under Title I of the Housing and Community Development Act of 1974</i>  <i>Action: Motion made and seconded for Passage Passed</i>	<b>PLOURDE</b>

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*Lisa J. Goodwin, MMC, City Clerk*

## **FINANCE COMMITTEE MINUTES**

**January 26, 2015 @ 5:15 pm**

**Councilors Attending: Civiello, Baldacci, Nealley, Sprague, Durgin, Graham, Blanchette**

**Staff Attending: Cyr, Conlow**

### **1. Bids/Purchasing**

#### **a. Review of Fixed Rate Fuel Pricing Options**

While preparing pricing for the upcoming FY 2016 budget process, the City's fuel vendors indicated an ability to provide fixed pricing for diesel gasoline, heating oil and propane. With the current state of the petroleum markets, staff's recommendation is that the Committee recommend to the Council that the Finance Director and/or City Manager be authorized to execute diesel and propane supply contracts through June 30, 2016.

Item was moved, seconded and recommended for passage to the City Council.

### **2. Executive Session – 36 MRSA Section 841(2) – Hardship Abatements A&B**

### **3. Open Session – Hardship Abatement Decisions A & B**

It was moved and seconded to approve staff recommendation. Items were approved.

## **FINANCE COMMITTEE MINUTES**

**May 4, 2015 @ 5:15 pm**

**Councilors Attending: Baldacci, Blanchette, Durgin, Graham, Sprague, Civiello**

**Staff Attending: Cyr, Drew, Theriault, Dawes**

### **1. Consent Agenda**

- a. Used Vehicle Purchase – Parking – Quirk Chevrolet - \$15,500
- b. Workout Agreement – 28 Shepherd Drive

Motion made, seconded to approve consent agenda, motion passed unanimously.

### **2. Bids/Purchasing**

- a. Broadway Resurfacing – Engineering – B & B Paving - \$912,343

Recommendation to recommend awarding contract to B & B Paving, the low bidder, for Broadway Resurfacing to the full Council. Motion made, seconded to recommend contract award to full Council. Motion passed unanimously.

- b. Sound Monitoring – Waterfront Concert Series – Acentech

Staff recommendation to enter into a contract with Acentech for sound monitoring during the 2015 Waterfront Concert Series. This work is a requirement of the City's agreement with DEP.

Councilors asked whether funding for this work would be provided by WFC. Staff present did not have that information and indicated it would be provided to the Council. Councilors expressed concern about the cost of the services in relation to the revenues received and their issue with the timing of the presentation to the Committee as the work needs to begin this week. Motion made, seconded to authorize execution of the contract. Motion passed unanimously.

### **3. Update from City Assessor**

The City Assessor provided an update on the personal property process as well as reviewed the overall assessing goals as they relate to real estate assessments. The Assessor discussed certain expected neighborhood adjustments and how those are determined based on actual sales data. A final review of actual adjustments by neighborhood and property type will be presented in June, once the assessment processed has finalized.

**Meeting adjourned at 5:55 pm**

## **FINANCE COMMITTEE MINUTES**

**May 18, 2015**

**Councilors Attending: Civiello, Graham, Faircloth, Sprague, Nealley, Durgin, Blanchette**

**Staff Attending: Conlow, Cyr, Beaton, Little, Theriault, Nicklas**

### **1. Consent Agenda**

- a. Resolve 15-164, Appropriating \$3,000,000 of PFCs for the Domestic Terminal Renovation
- b. Workout Agreement – 190 Union Street
- c. Workout Agreement – 35 Webster Avenue North

Motion made and seconded to approve consent agenda, motion passed unanimously.

### **2. Bids/Purchasing**

- a. Ready Mix Concrete – Public Services – Hughes Brothers

Motion made and seconded to award contract to Hughes Brothers, motion passed unanimously.

- b. Hammond Street Sewer Rehabilitation – Engineering – Eastwood Contractors - \$435,210

Motion made and seconded to recommend awarding contract to Eastwood Contractors to the full Council, motion passed unanimously.

- c. AIP 66 Rehabilitate Taxi lane and Taxiways – Airport – Lane Construction - \$2,691,765

Motion made and seconded to recommend awarding contract to Lane Construction to the full Council, motion passed unanimously.

- d. AIP 67 Trench Drains/GA Apron – Airport – Sargent Corporation - \$1,392,650

Motion made and seconded to recommend awarding contract to Sargent Corporation to the full Council, motion passed unanimously.

### **3. Taxpayer Request -2974 Broadway**

Taxpayer requested the Committee to waive interest on the 2015 real estate taxes. Taxpayer was under the impression the taxes had been escrowed and paid. Staff recommendation was to not grant the request.

Motion made and seconded to approve staff recommendation, passed by a vote of 4-1 (Sprague opposed).

### **4. Taxpayer Request – 1165 Union Street**

Taxpayer requested the Committee waive the personal property taxes outstanding in order to complete a short sale of the property. All other creditors had agreed to accept 20% - 50% owed in order to prevent foreclosure and allow the sale to take place. The City will receive all real estate, sewer and stormwater charges outstanding as a condition of the waiver of payment of personal property taxes. Staff recommendation was to grant the request, to ensure payment of all other amounts outstanding and allow the property to be sold. Committee members discussed the differences in the situation between this item and the prior item.

Motion made and seconded to approve staff recommendation, passed by a vote of 4-1 (Civiello opposed).

### **5. Presentation by City's Financial Advisor**

Joe Cuetara of Moors & Cabot reviewed the rating agencies current methodology for ratings and highlighted areas within the City's recent rating reports. Additional discussions included; highlights of the official statement, the market and predicting rates, appropriate levels and purposes of debt. A copy of the presentation will be posted to the Finance page of the City's website.

### **6. Executive Session – 1 MRSA Section 405 (6)(E) – Claim Settlement**

### **7. Open Session – Executive Session Decision**

Motion made and seconded to approve settlement in the amount of \$1,000, motion passed unanimously.

**Adjourned at 6:44 pm**

GOVERNMENT OPERATIONS COMMITTEE  
MINUTES

May 18, 2015

Councilors Attending: Civiello, Blanchette, Plourde, Sprague, Durgin, Faircloth, Graham

Staff Attending: Conlow, Farrar, Hathaway, Comstock

Others Attending: Media, Cornel Plebani, Eastern Maine Community College

Committee Chair Civiello called the meeting to Order at 5:15 pm

1. Request from Eastern Maine Community College for the donation of a surplus police cruiser.

Chief Hathaway outlined the request from Eastern Maine Community College for the City to donate a surplus Police Cruiser to their Criminal Justice Program. This request is similar to one recently approved for the law enforcement program at Beal College. EMCC Criminal Justice Program Department Chair Cornel Plebani provided additional information about the program and the importance of having a former police cruiser for the students to use. The vehicle will be used only on EMCC property. It was moved by Councilor Sprague, seconded by Councilor Plourde and voted to recommend approval of the request to the Council. This item will appear on the next Council agenda.

2. Resolve, Accepting and Appropriating a grant from the Maine Department of Health and Human Services, Office of Substance Abuse and Mental Health Services in the amount of \$50,000 to support an Overdose Prevention Program.

Health Promotion Program Manager Jamie Comstock explained the details of the grant including amount, term, purpose, and population served. This is the eighth year the grant has been awarded. It was moved by Councilor Plourde, seconded by Councilor Sprague and voted to recommend approval of the Council Resolve to Accept and appropriate the Grant. This will appear for First Reading on the next Council Agenda.

3. Resolve, Accepting and Appropriating a \$25,000 grant from the Maine Office of Substance Abuse and Mental Health Services to provide Substance Abuse Prevention and Intervention Services.

Health Promotion Program Manager Jamie Comstock explained the details of the grant including amount, term, purpose and population served. This is the fourth year the grant has been awarded. It was moved by Councilor Plourde, seconded by Councilor Sprague and voted to recommend approval of the Resolve to Accept and appropriate the Grant. This will appear for First Reading on the next Council Agenda.

With no further business to come before the Committee, the meeting adjourned at 5:25.

**COUNCIL ACTION**

**Item No. 15-177**

**Date:** May 27, 2015

**Item/Subject:** **ORDER**, Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 27 Autumn Street (Map 31 Lot 20).

**Responsible Department:** Legal

**Commentary:**

Sewer liens matured on the property of Jeffrey Holmes of 27 Autumn Street. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens matured, a municipal quitclaim is required to release the City's interest in the property.

Staff recommends approval.

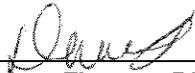
\_\_\_\_\_  
Department Head

**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

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**(TITLE.) ORDER,** Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 27 Autumn Street (Map 31 Lot 20).

*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 sewer liens recorded in the Penobscot County Registry of Deeds in Book 12211, Page 294 and Book 12398, Page 10. Said deed shall be directed to Jeffrey J. Holmes in a form approved by the City Solicitor or Assistant City Solicitor.

**COUNCIL ACTION**

**Item No. 15-178**

**Date:** May 27, 2015

**Item/Subject:** **ORDER**, Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 43 Dillingham Street (Map 17 Lot 51).

**Responsible Department:** Legal

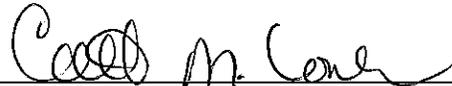
**Commentary:**

Real estate tax liens matured on the property of Calvin and Margaret Robertson of 43 Dillingham Street. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens 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 Blanchette

## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 43 Dillingham Street (Map 17 Lot 51).

*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 66, Book 13222, Page 93 and Book 13561, Page 53. Said deed shall be directed to Calvin T. Robertson, Jr. and Margaret R. Robertson as joint tenants in a form approved by the City Solicitor or Assistant City Solicitor.

**COUNCIL ACTION**

**Item No. 15-179**

**Date:** May 27, 2015

**Item/Subject:** **ORDER**, Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 72 Center Street (Map 41 Lot 107).

**Responsible Department:** Legal

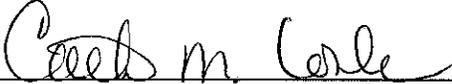
**Commentary:**

Real estate tax liens matured on the property of Madeline Grace Daigle of 72 Center Street. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens matured, a municipal quitclaim is required to release the City's interest in the property.

Staff recommends approval.

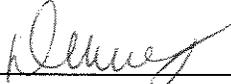
\_\_\_\_\_  
Department Head

**Manager's Comments:**

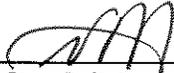
  
\_\_\_\_\_  
City Manager

**Associated Information:**

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for Consent Agenda**

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



Assigned to Councilor Baldacci

## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 72 Center Street (Map 41 Lot 107).

*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 13223, Page 209 and Book 13562, Page 193. Said deed shall be directed to Madeline Grace Daigle in a form approved by the City Solicitor or Assistant City Solicitor.

**COUNCIL ACTION**

**Item No. 15-180**

**Date:** May 27, 2015

**Item/Subject:** **ORDER**, Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 109 Pearl Street (Map 54 Lot 164).

**Responsible Department:** Legal

**Commentary:**

Real estate tax liens matured on the property of Clinton and Sandra Black of 109 Pearl Street. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens matured, a municipal quitclaim is required to release the City's interest in the property.

Staff recommends approval.

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

**Manager's Comments:**

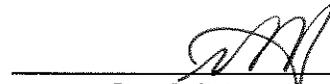
  
\_\_\_\_\_  
City Manager

**Associated Information:**

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for Consent Agenda**

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



Assigned to Councilor Civiello

## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 109 Pearl Street (Map 54 Lot 164).

*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 164 and Book 13222, Page 197. Said deed shall be directed to Clinton P. Black, Jr. and Sandra L. Black as joint tenants in a form approved by the City Solicitor or Assistant City Solicitor.

**COUNCIL ACTION**

**Item No. 15-181**

**Date:** May 27, 2015

**Item/Subject:** **ORDER**, Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 493 Valley Avenue (Map R34 Lot 17).

**Responsible Department:** Legal

**Commentary:**

Real estate tax liens matured on the property of George and Earlene Bryant of 493 Valley Avenue. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens matured, a municipal quitclaim is required to release the City's interest in the property.

Staff recommends approval.

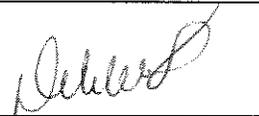
\_\_\_\_\_  
Department Head

**Manager's Comments:**

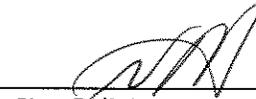
  
\_\_\_\_\_  
City Manager

**Associated Information:**

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for Consent Agenda**

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



Assigned to Councilor Nealley

## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 493 Valley Avenue (Map R34 Lot 17).

*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 13222, Page 133 and Book 13561, Page 93. Said deed shall be directed to George F. Bryant, Jr. and Earlene H. Bryant as joint tenants in a form approved by the City Solicitor or Assistant City Solicitor.

Date: May 27, 2015

Item/Subject: **ORDER, Authorizing Bid Award in the Amount of \$435,210 to Eastwood Contractors for Hammond Street Sewer Rehabilitation**

Responsible Department: **Engineering**

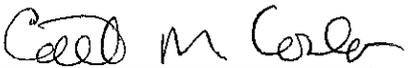
**Commentary:** This order will authorize a bid award in the amount of \$435,210 to Eastwood Contractors for the Hammond Street sewer rehabilitation project. On May 13, 2015, the City received four (4) bids for the Hammond Street Sewer Rehabilitation Project. The bid prices ranged from \$435,210 to \$744,875 (see attached bid tabulation).

This bid was reviewed and recommended for approval at the Finance Committee meeting of May 18, 2015.

The contract award recommendation must be reviewed approved by the City Council as it is over \$100,000.

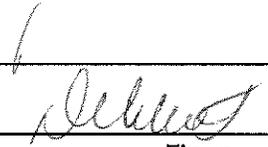
\_\_\_\_\_  
Department Head

**Manager's Comments:**

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

**Associated Information:**  
Bid Tabulation

**Budget Approval:**

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

**Legal Approval:**

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

Introduced for  
 Passage  
 First Reading  
 Referral

Assigned to Councilor Sprague



## CITY OF BANGOR

---

**(TITLE.) Order, Authorizing Bid Award in the Amount of \$435,210 to Eastwood Contractors for Hammond Street Sewer Rehabilitation**

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

**ORDERED,**

THAT, Deborah Cyr, Finance Director is hereby authorized to execute a contract with Eastwood Contractors in the amount of \$435,210 for Hammond Street Sewer Rehabilitation.

Item	Description	Qty.	Unit	Lou Silver, Inc.			Sargent Corpotation			S.E. MacMillan Company, Inc.			Eastwood Contractors, Inc.		
				Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price		
1	Traffic Control	1	LS	3,500.00	3,500.00	5,950.00	5,950.00	11,197.77	11,197.77	4,000.00	4,000.00				
2	Mobilization (not to exceed 3% of bid)	1	LS	17,500.00	17,500.00	22,000.00	22,000.00	20,000.00	20,000.00	12,000.00	12,000.00				
3	Rock Removal	20	CY	200.00	4,000.00	350.00	7,000.00	100.00	2,000.00	50.00	1,000.00				
4	Test Pits	6	EA	1,000.00	6,000.00	750.00	4,500.00	2,000.00	12,000.00	1,000.00	6,000.00				
5	6" Ø Sewer Lateral	600	LF	140.00	84,000.00	220.00	132,000.00	120.00	72,000.00	110.00	66,000.00				
6	8" Ø Sewer or Storm Drain	200	LF	150.00	30,000.00	210.00	42,000.00	200.00	40,000.00	120.00	24,000.00				
7	24" Ø Sewer	1030	LF	440.00	453,200.00	330.00	339,900.00	346.00	356,380.00	162.00	166,860.00				
8	4' Ø Sanitary Sewer Manhole	65	VF	500.00	32,500.00	625.00	40,625.00	600.00	39,000.00	500.00	32,500.00				
9	6' Ø Sanitary Sewer Manhole	10	VF	1,000.00	10,000.00	1,650.00	16,500.00	1,000.00	10,000.00	700.00	7,000.00				
10	4' Ø Catch Basin	6	VF	500.00	3,000.00	700.00	4,200.00	600.00	3,600.00	450.00	2,700.00				
11	2" Rigid Insulation	500	SF	2.00	1,000.00	4.00	2,000.00	6.00	3,000.00	5.00	2,500.00				
12	H.M.A. Pavement	460	TON	1.00	460.00	165.00	75,900.00	250.00	115,000.00	165.00	75,900.00				
13	Abandon Exist. Main in Place w/ F.F.	1	LS	5,000.00	5,000.00	18,600.00	18,600.00	5,000.00	5,000.00	5,000.00	5,000.00				
14	Abandon Exist. Precast Structure in Place	1	EA	1,000.00	1,000.00	1,500.00	1,500.00	3,000.00	3,000.00	750.00	750.00				
15	Remove and Reset Exist. Granite Curb	120	LF	20.00	2,400.00	35.00	4,200.00	30.00	3,600.00	55.00	6,600.00				
16	Loam, Seed, and Mulch	200	SY	20.00	4,000.00	20.00	4,000.00	10.00	2,000.00	12.00	2,400.00				
17	Flagger Hour	1000	FHR	20.00	20,000.00	24.00	24,000.00	30.00	30,000.00	20.00	20,000.00				
<b>Total</b>					<b>\$677,560.00</b>		<b>\$744,875.00</b>		<b>\$727,777.77</b>		<b>\$435,210.00</b>				

Date: May 27, 2015

**Item/Subject: ORDER, Authorizing Bid Award in the Amount of \$2,691,765 to Lane Construction for Rehabilitation of Taxi Lanes and Taxiways**

**Responsible Department: Airport**

**Commentary:**

On May 5, 2015, the City received three (3) bids for Rehabilitation of Taxi lanes and Taxiways. The bid prices ranged from \$2,691,765 to \$3,096,637 (see attached bid tabulation).

This is an Airport Improvement Plan (AIP) funded project. The project cost is funded 90% with Federal funds, 5% State funds and 5% Airport funds. In order to obtain the AIP grant funds, the City must bid the work and award the contract. This information is then submitted to the FAA for execution of the grant document.

This item will be reviewed by the Finance Committee on May 18, 2015.

The contract award recommendation must be reviewed approved by the City Council as it is over \$100,000.

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

**Manager's Comments:**

\_\_\_\_\_  
*Carl M. Cook*  
City Manager

**Associated Information:**

Bid Tabulation

**Budget Approval:**

\_\_\_\_\_  
*[Signature]*  
Finance Director

**Legal Approval:**

\_\_\_\_\_  
*[Signature]*  
City Solicitor

**Introduced for**

- Passage
- First Reading
- Referral

Assigned to Councilor Blanchette



## CITY OF BANGOR

---

**(TITLE.) Order, Authorizing Bid Award in the Amount of \$2,691,765 to Lane Construction for Rehabilitation of Taxilane and Taxiways**

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

**ORDERED,**

THAT, Deborah Cyr, Finance Director is hereby authorized to execute a contract with Lane Construction in the amount of \$2,691,765 for Reconstruction of Taxilane and Taxiways.

City of Bangor  
Bangor International Airport - AIP #066  
Bid Tabulation: Rehabilitate Dock Area Taxiway, Rehabilitate a Portion of Taxiway 'A', and Reconstruct & Narrow Taxiway 'W' Shoulders  
Bid Opening: May 5, 2015

ITEM NO.	DESCRIPTION	Est. QTY.	UNIT	Lane Construction Cheshire CT		Pike Industries Fairfield, ME		Sargent Corporation Stillwater, ME	
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
<b>Rehabilitate Dock Area Taxiway</b>									
G-001-1	Safety and Phasing	1	LS	\$ 68,000.00		\$ 48,000.00	\$124,500.00		\$124,500
G-001-2	Contractor Provided Construction Barricades	20	EA	\$ 300.00	\$6,000	\$ 260.00	\$5,200	\$ 250.00	\$5,000
G-001-3	Contractor's Safety Plan Compliance Document (CSPCD)	1	LS	\$ 5,000.00	\$5,000	\$ 2,500.00	\$2,500	\$ 1,500.00	\$1,500
G-002-1	As-built Plans	1	FLS	\$ 3,000.00	\$3,000	\$ 3,000.00	\$3,000	\$ 3,000.00	\$3,000
M-001-1	Mobilization	1	LS	\$ 45,000.00	\$45,000	\$ 95,000.00	\$95,000	\$ 55,000.00	\$55,000
M-002-1	Saw and Seal Pavement Joints	20,250	LF	\$ 2.20	\$44,550	\$ 2.50	\$50,625	\$ 2.50	\$50,625
M-003-1	Contaminated Soil Removal and Replacement	10	CY	\$ 175.00	\$1,750	\$ 285.00	\$2,850	\$ 175.00	\$1,750
M-004-1	Variable Depth Milling	14,000	SY	\$ 5.00	\$70,000	\$ 4.50	\$63,000	\$ 5.00	\$70,000
P-152-1	Unclassified Excavation	2,100	CY	\$ 16.00	\$33,600	\$ 16.00	\$33,600	\$ 15.00	\$31,500
P-152-3	PCC Pavement Removal	670	SY	\$ 45.00	\$30,150	\$ 10.00	\$6,700	\$ 25.00	\$16,750
P-152-4	HMA Shoulder Pavement Removal	6,800	SY	\$ 2.50	\$17,000	\$ 6.00	\$40,800	\$ 1.50	\$10,200
P-153-1	Controlled Low Strength Material	10	CY	\$ 200.00	\$2,000	\$ 325.00	\$3,250	\$ 200.00	\$2,000
P-156-1	Inlet Protection	2	EA	\$ 200.00	\$400	\$ 195.00	\$390	\$ 400.00	\$800
P-156-2	Installation and Removal of Silt Fence	1,300	LF	\$ 6.00	\$7,800	\$ 5.00	\$6,500	\$ 4.00	\$5,200
P-156-3	Environmental Monitoring	1	LS	\$ 24,000.00	\$24,000	\$ 600.00	\$600	\$ 6,500.00	\$6,500
P-209-1	Crushed Aggregate Base Course	1,250	CY	\$ 50.00	\$62,500	\$ 45.00	\$56,250	\$ 52.00	\$65,000
P-401-1	HMA Surface Course (PG 64-28)	4,430	Ton	\$ 96.00	\$425,280	\$ 117.00	\$518,310	\$ 110.00	\$487,300
P-401-3	HMA Shoulder Pavement (w/RAP)	1,160	Ton	\$ 94.00	\$109,040	\$ 117.00	\$135,720	\$ 110.00	\$127,600
P-603-1	Bituminous Tack Coat	2,950	GAL	\$ 7.00	\$20,650	\$ 7.00	\$20,650	\$ 7.00	\$20,650
P-630-1	Refined Coal Tar Emulsion for Slurry Coat	21,400	SY	\$ 1.80	\$38,520	\$ 1.80	\$38,520	\$ 1.80	\$38,520
P-620-1	Permanent Runway and Taxiway Marking	900	SF	\$ 1.50	\$1,350	\$ 1.25	\$1,125	\$ 1.50	\$1,350
P-620-2	Temporary Runway and Taxiway Marking	1,800	SF	\$ 1.50	\$2,700	\$ 1.10	\$1,980	\$ 1.50	\$2,700
P-620-3	Marking Removal	100	SF	\$ 2.00	\$200	\$ 1.85	\$185	\$ 2.00	\$200
D-701-1	12-inch HDPE Pipe	200	LF	\$ 80.00	\$16,000	\$ 65.00	\$13,000	\$ 62.00	\$12,400
D-705-1	Adjust Existing UD Cleanout to Grade	9	EA	\$ 400.00	\$3,600	\$ 415.00	\$3,735	\$ 400.00	\$3,600
D-751-1	4' Diameter Catch Basin	1	EA	\$ 10,000.00	\$10,000	\$ 7,500.00	\$7,500	\$ 6,500.00	\$6,500
D-751-2	Adjust Existing Structure to Grade	1	EA	\$ 1,500.00	\$1,500	\$ 1,375.00	\$1,375	\$ 750.00	\$750
T-901-1	Seeding	2,620	SY	\$ 0.25	\$655	\$ 0.45	\$1,179	\$ 0.50	\$1,310
T-905-1	Topsoiling	2,620	SY	\$ 6.00	\$15,720	\$ 6.50	\$17,030	\$ 4.00	\$10,480
					\$1,065,965		\$1,178,574		\$1,162,685
<b>Rehabilitate a Portion of Taxiway 'A'</b>									
G-001-1	Safety and Phasing	1	LS	\$ 68,000.00	\$68,000	\$ 34,000.00	\$34,000	\$124,500.00	\$124,500
G-001-3	Contractor's Safety Plan Compliance Document (CSPCD)	1	LS	\$ 5,000.00	\$5,000	\$ 2,500.00	\$2,500	\$ 1,500.00	\$1,500
G-002-1	As-built Plans	1	FLS	\$ 3,000.00	\$3,000	\$ 3,000.00	\$3,000	\$ 3,000.00	\$3,000
M-001-1	Mobilization	1	LS	\$ 45,000.00	\$45,000	\$ 95,000.00	\$95,000	\$ 55,000.00	\$55,000
M-001-2	Engineer's Field Office	1	LS	\$ 3,200.00	\$3,200	\$ 4,300.00	\$4,300	\$ 17,500.00	\$17,500
M-002-1	Saw and Seal Pavement Joints	4,150	LF	\$ 3.10	\$12,865	\$ 3.50	\$14,525	\$ 3.50	\$14,525
M-004-1	Variable Depth Milling	15,000	SY	\$ 3.20	\$48,000	\$ 4.50	\$67,500	\$ 3.00	\$45,000
P-152-1	Unclassified Excavation	1,700	CY	\$ 10.00	\$17,000	\$ 17.00	\$28,900	\$ 10.00	\$17,000
P-152-4	HMA Shoulder Pavement Removal	7,200	SY	\$ 2.00	\$14,400	\$ 6.00	\$43,200	\$ 2.00	\$14,400
P-156-2	Installation and Removal of Silt Fence	1,850	LF	\$ 6.00	\$11,100	\$ 5.00	\$9,250	\$ 4.00	\$7,400

City of Bangor  
Bangor International Airport - AIP #066  
Bid Tabulation: Rehabilitate Dock Area Taxiway, Rehabilitate a Portion of Taxiway 'A', and Reconstruct & Narrow Taxiway 'W' Shoulders  
Bid Opening: May 5, 2015

ITEM NO.	DESCRIPTION	Est. QTY.	UNIT	Lane Construction Cheshire CT		Pike Industries Fairfield, ME		Sargent Corporation Stillwater, ME	
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
P-156-3	Environmental Monitoring	1	LS	\$ 25,000.00	\$ 25,000	\$ 600.00	\$ 600	\$ 6,500.00	\$ 6,500
P-209-1	Crushed Aggregate Base Course	610	CY	\$ 60.00	\$36,600	\$ 40.00	\$24,400	\$ 58.00	\$35,380
P-401-2	HMA Surface Course (PG64E-28)	5,600	Ton	\$ 85.00	\$476,000	\$ 117.00	\$655,200	\$ 100.00	\$560,000
P-401-3	HMA Shoulder Pavement (w/RAP)	1,215	Ton	\$ 87.00	\$105,705	\$ 117.00	\$142,155	\$ 100.00	\$121,500
P-603-1	Bituminous Tack Coat	3,000	GAL	\$ 4.00	\$12,000	\$ 7.00	\$21,000	\$ 4.00	\$12,000
P-608-1	Emulsified Asphalt Seal Coat	21,900	SY	\$ 1.50	\$32,850	\$ 1.75	\$38,325	\$ 1.50	\$32,850
P-620-1	Permanent Runway and Taxiway Marking	8,300	SF	\$ 1.50	\$12,450	\$ 1.20	\$9,960	\$ 1.00	\$8,300
P-620-2	Temporary Runway and Taxiway Marking	13,600	SF	\$ 1.50	\$20,400	\$ 1.10	\$14,960	\$ 1.00	\$13,600
P-620-3	Marking Removal	2,800	SF	\$ 2.00	\$5,600	\$ 1.75	\$4,900	\$ 2.00	\$5,600
D-705-1	Adjust Existing UD Cleanout to Grade	6	EA	\$ 500.00	\$3,000	\$ 415.00	\$2,490	\$ 400.00	\$2,400
D-751-2	Adjust Existing Structure to Grade	4	EA	\$ 1,500.00	\$6,000	\$ 1,375.00	\$5,500	\$ 750.00	\$3,000
T-901-1	Seeding	8,000	SY	\$ 0.25	\$2,000	\$ 0.45	\$3,600	\$ 0.50	\$4,000
T-905-1	Topsoiling	8,000	SY	\$ 6.00	\$48,000	\$ 6.25	\$50,000	\$ 4.00	\$32,000
L-125-1	Remove and Reset Taxiway Elevated Edge Light	17	EA	\$ 2,000.00	\$34,000	\$ 1,650.00	\$28,050	\$ 2,000.00	\$34,000
L-125-5	Remove and Reset Taxiway Semi-Flush Edge Light	4	EA	\$ 2,000.00	\$8,000	\$ 1,650.00	\$6,600	\$ 2,000.00	\$8,000
	Rehabilitate a Portion of Taxiway 'A' - Bid Summary				\$1,055,170		\$1,309,915		\$1,178,955
	<b>Reconstruct &amp; Narrow Taxiway 'W' Shoulders</b>								
G-001-1	Safety and Phasing	1	LS	\$28,000.00	\$28,000	\$28,000.00	\$28,000	\$31,000.00	\$31,000
G-001-2	Contractor Provided Construction Barricades	10	EA	\$ 300.00	\$3,000	\$ 300.00	\$3,000	\$ 250.00	\$2,500
G-001-3	Contractor's Safety Plan Compliance Document (CSPCD)	1	LS	\$ 2,000.00	\$2,000	\$ 2,500.00	\$2,500	\$ 1,500.00	\$1,500
G-002-1	As-Built Plans	1	FLS	\$ 3,000.00	\$3,000	\$ 3,000.00	\$3,000	\$ 3,000.00	\$3,000
M-001-1	Mobilization	1	LS	\$20,000.00	\$20,000	\$60,000.00	\$60,000	\$ 25,000.00	\$25,000
M-002-1	Saw and Seal Pavement Joints	2,000	LF	\$ 9.00	\$18,000	\$ 9.00	\$18,000	\$ 10.00	\$20,000
M-003-1	Contaminated Soil Removal and Replacement	10	CY	\$ 175.00	\$1,750	\$ 225.00	\$2,250	\$ 175.00	\$1,750
M-005-1	Hazardous Material Removal	1	Allowance	\$15,000.00	\$15,000	\$15,000.00	\$15,000	\$ 15,000.00	\$15,000
M-006-1	Reclaimed Base Course	8,600	SY	\$ 2.30	\$19,780	\$ 10.00	\$86,000	\$ 4.00	\$34,400
P-152-1	Unclassified Excavation	2,000	CY	\$ 26.00	\$52,000	\$ 20.00	\$40,000	\$ 20.00	\$40,000
P-152-2	Rock Excavation	10	CY	\$ 500.00	\$5,000	\$ 100.00	\$1,000	\$ 200.00	\$2,000
P-152-5	Foundation Removal	38	EA	\$ 200.00	\$7,600	\$176.00	\$6,688	\$ 200.00	\$7,600
P-152-6	Electrical Manhole Removal	2	EA	\$ 2,500.00	\$5,000	\$ 2,000.00	\$4,000	\$ 2,000.00	\$4,000
P-152-7	Electrical Conduit Removal	2,350	LF	\$ 10.00	\$23,500	\$ 4.00	\$9,400	\$ 8.00	\$18,800
P-153-1	Controlled Low Strength Material	10	CY	\$ 200.00	\$2,000	\$ 320.00	\$3,200	\$ 200.00	\$2,000
P-156-1	Inlet Protection	5	EA	\$ 400.00	\$2,000	\$ 195.00	\$975	\$ 400.00	\$2,000
P-156-3	Environmental Monitoring	1	LS	\$20,000.00	\$20,000	\$ 600.00	\$600	\$ 6,500.00	\$6,500
P-401-3	HMA Shoulder Pavement (w/RAP)	1,050	TON	\$ 86.00	\$90,300	\$ 122.00	\$128,100	\$ 100.00	\$105,000
P-603-1	Bituminous Tack Coat	50	Gal	\$ 10.00	\$500	\$ 60.00	\$3,000	\$ 10.00	\$500
P-608-1	Emulsified Asphalt Seal Coat	5,600	SY	\$ 3.50	\$19,600	\$ 3.60	\$20,160	\$ 3.50	\$19,600
P-620-1	Permanent Runway and Taxiway Marking	2,500	SF	\$ 1.50	\$3,750	\$ 1.20	\$3,000	\$ 1.50	\$3,750
P-620-2	Temporary Runway and Taxiway Marking	1,000	SF	\$ 1.50	\$1,500	\$ 1.15	\$1,150	\$ 1.00	\$1,000
P-620-3	Marking Removal	1,600	SF	\$ 2.00	\$3,200	\$ 1.75	\$2,800	\$ 1.50	\$2,400
D-705-1	Adjust Existing UD Cleanout to Grade	10	EA	\$ 800.00	\$8,000	\$ 415.00	\$4,150	\$ 400.00	\$4,000
D-751-2	Adjust Existing Structure to Grade	1	EA	\$ 1,500.00	\$1,500	\$ 1,375.00	\$1,375	\$ 750.00	\$750

**City of Bangor**  
**Bangor International Airport - AIP #066**  
**Bid Tabulation: Rehabilitate Dock Area Taxiway, Rehabilitate a Portion of Taxiway 'A', and Reconstruct & Narrow Taxiway 'N' Shoulders**  
**Bid Opening: May 5, 2015**

ITEM NO.	DESCRIPTION	Est. QTY.	UNIT	Lane Construction Cheshire CT		Pike Industries Fairfield, ME		Sargent Corporation Stillwater, ME	
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
T-901-1	Seeding	6,500	SY	\$ 0.30	\$1,950	\$ 0.45	\$2,925	\$ 0.50	\$3,250
T-905-1	Topsoiling	6,500	SY	\$ 6.00	\$39,000	\$ 6.50	\$42,250	\$ 4.00	\$26,000
L-108-1	No. 8 AWG, 5KV, L824, Type C Cable, Installed in Conduit	3,350	LF	\$ 2.00	\$6,700	\$ 1.50	\$5,025	\$ 2.00	\$6,700
L-110-1	Concrete Encased Electrical Conduit, 2" One-way	2,300	LF	\$ 12.00	\$27,600	\$ 9.00	\$20,700	\$ 10.00	\$23,000
L-115-1	Electrical Junction Can, L-867 Class I	4	EA	\$ 850.00	\$3,400	\$ 650.00	\$2,600	\$ 800.00	\$3,200
L-115-2	Electrical Handhole, Airfield 4'x4'	3	EA	\$ 850.00	\$2,550	\$ 1,500	\$1,500	\$ 8,000.00	\$24,000
L-125-2	Remove and Store L-861 Elevated Taxiway Edge Light & Transformer	15	EA	\$ 500.00	\$7,500	\$ 100.00	\$1,500	\$ 150.00	\$2,250
L-125-3	Remove and Reset Elevated Runway Guard Light	2	EA	\$ 2,500.00	\$5,000	\$ 1,650.00	\$3,300	\$ 2,000.00	\$4,000
L-125-4	L-867 Class 1A Light Base	28	EA	\$ 3,500.00	\$98,000	\$ 2,250.00	\$63,000	\$ 3,000.00	\$84,000
<b>Reconstruct &amp; Narrow Taxiway 'N' Shoulders - Bid Summary</b>					<b>\$570,630</b>		<b>\$608,148</b>		<b>\$530,450</b>
<b>11 Base Bid Summary</b>					<b>\$ 2,691,765.00</b>		<b>\$ 3,096,637.00</b>		<b>\$ 2,872,090.00</b>

Date: May 27, 2015

**Item/Subject: ORDER, Authorizing Bid Award in the Amount of \$1,392,650 to Sargent Corporation for Trench Drains/GA Apron**

**Responsible Department: Airport**

**Commentary:**

On May 5, 2015, the City received two (2) bids for Trench Drains/GA Apron. The bid prices ranged from \$1,392,650 to \$1,567,440 (see attached bid tabulation).

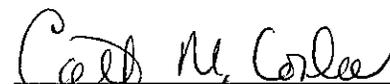
This is an Airport Improvement Plan (AIP) funded project. The project cost is funded 90% with Federal funds, 5% State funds and 5% Airport funds. In order to obtain the AIP grant funds, the City must bid the work and award the contract. This information is then submitted to the FAA for execution of the grant document.

This item will be reviewed by the Finance Committee on May 18, 2015.

The contract award recommendation must be reviewed approved by the City Council as it is over \$100,000.

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

**Manager's Comments:**

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

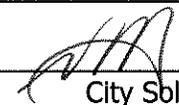
**Associated Information:**

Bid Tabulation

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for**

- Passage
- First Reading
- Referral

15-184  
MAY 27, 2015

Assigned to Councilor Baldacci



## CITY OF BANGOR

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**(TITLE.) Order, Authorizing Bid Award in the Amount of \$1,392,650 to Sargent Corporation for Trench Drains/GA Apron**

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

**ORDERED,**

THAT, Deborah Cyr, Finance Director is hereby authorized to execute a contract with Sargent Corporation in the amount of \$1,392,650 for Trench Drains/GA Apron.

City of Bangor  
Bangor International Airport - AIP #067  
Bid Tabulation: ASR Mitigation Phase II - Replace Gates 4 & 6 Trench Drains and Reconstruct GA Apron - South Entrance  
Bid Opening: May 5, 2015

ITEM NO.	DESCRIPTION	Est. QTY.	UNIT	Lane Construction Cheshire CT		Sargent Corporation Stillwater, ME		
				Unit Price	Amount	Unit Price	Amount	
<b>ASR Mitigation Phase II</b>								
G-001-1	Safety and Phasing	1	LS	\$ 65,000.00	\$65,000	\$ 74,500.00	\$74,500	
G-001-2	Contractor Provided Construction Barricades	135	EA	\$ 220.00	\$29,700	\$ 250.00	\$33,750	
G-001-3	Contractor's Safety Plan Compliance Document	1	LS	\$ 5,000.00	\$5,000	\$ 6,500.00	\$6,500	
G-002-1	As-Built Plans	1	FLS	\$ 3,000.00	\$3,000	\$ 3,000.00	\$3,000	
M-001-1	Mobilization	1	LS	\$ 25,000.00	\$25,000	\$ 25,000.00	\$25,000	
M-002-1	Saw and Seal Pavement Joints	3,800	LF	\$ 6.00	\$22,800	\$ 6.00	\$22,800	
M-003-1	Contaminated Soil Removal and Replacement	10	CY	\$ 150.00	\$1,500	\$ 175.00	\$1,750	
P-152-1	Unclassified Excavation	225	CY	\$ 30.00	\$6,750	\$ 18.00	\$4,050	
P-152-3	Pavement Removal	1,550	SY	\$ 10.00	\$15,500	\$ 28.00	\$43,400	
P-152-5	Trench Drain Removal	360	LF	\$ 225.00	\$81,000	\$ 60.00	\$21,600	
P-152-7	Pipe Removal	30	LF	\$ 35.00	\$1,050	\$ 20.00	\$600	
P-153-1	Controlled Low Strength Material	10	CY	\$ 150.00	\$1,500	\$ 200.00	\$2,000	
P-154-1	Subbase Course	280	CY	\$ 45.00	\$12,600	\$ 38.00	\$10,640	
P-156-2	Environmental Monitoring	1	LS	\$ 25,000.00	\$25,000	\$ 6,500.00	\$6,500	
P-209-1	Crushed Aggregate Base Course	545	CY	\$ 60.00	\$32,700	\$ 52.00	\$28,340	
P-401-1	HMA Surface Course (PG64-28)	350	TON	\$ 125.00	\$43,750	\$ 150.00	\$52,500	
P-501-1	Portland Cement Concrete Pavement	510	SY	\$ 255.00	\$130,050	\$ 250.00	\$127,500	
P-603-1	Bituminous Tack Coat	120	Gal	\$ 12.00	\$1,440	\$ 15.00	\$1,800	
P-608-1	Emulsified Asphalt Seal Coat	1,150	SY	\$ 12.00	\$13,800	\$ 12.00	\$13,800	
P-620-1	Permanent Runway and Taxiway Marking	740	SF	\$ 1.50	\$1,110	\$ 1.50	\$1,110	
P-620-2	Temporary Runway and Taxiway Marking	100	SF	\$ 1.50	\$150	\$ 1.50	\$150	
D-701-1	12 inch Reinforced Concrete Pipe (Class V)	230	LF	\$ 80.00	\$18,400	\$ 50.00	\$11,500	
D-701-3	14 inch Ductile Iron Pipe	70	LF	\$ 120.00	\$8,400	\$ 220.00	\$15,400	
D-705-1	6 inch Pipe underdrains, Complete	350	LF	\$ 40.00	\$14,000	\$ 20.00	\$7,000	
D-705-2	Cleanout, Complete	4	EA	\$ 1,200.00	\$4,800	\$ 750.00	\$3,000	
D-751-2	5' Diameter Catch Basin	5	EA	\$ 8,000.00	\$40,000	\$ 7,000.00	\$35,000	
D-751-3	4' Diameter Catch Basin	2	EA	\$ 7,000.00	\$14,000	\$ 6,500.00	\$13,000	
<b>ASR Mitigation Phase II - Replace Gates 4 &amp; 6 Trench Drains - Bid Summary</b>								
					<b>\$618,000</b>		<b>\$566,190</b>	
<b>Reconstruct GA Apron South Entrance - Base Bid</b>								
G-001-1	Safety and Phasing	1	LS	\$ 65,000.00	\$65,000	\$ 15,000.00	\$15,000	
G-001-2	Contractor Provided Construction Barricades	120	EA	\$ 220.00	\$26,400	\$ 250.00	\$30,000	
G-001-3	Contractor's Safety Plan Compliance Document	1	LS	\$ 5,000.00	\$5,000	\$ 6,500.00	\$6,500	
G-002-1	As-Built Plans	1	FLS	\$ 3,000.00	\$3,000	\$ 3,000.00	\$3,000	
M-001-1	Mobilization	1	LS	\$ 25,000.00	\$25,000	\$ 34,000.00	\$34,000	
M-001-2	Engineer's Field Office	1	LS	\$ 3,600.00	\$3,600	\$ 15,000.00	\$15,000	
M-002-1	Saw and Seal Pavement Joints	1,900	LF	\$ 10.00	\$19,000	\$ 8.00	\$15,200	
M-003-1	Contaminated Soil Removal and Replacement	10	CY	\$ 150.00	\$1,500	\$ 175.00	\$1,750	
M-004-1	Hazardous Material Removal	1	AL	\$ 5,000.00	\$5,000	\$ 5,000.00	\$5,000	
P-152-1	Unclassified Excavation	200	CY	\$ 35.00	\$7,000	\$ 18.00	\$3,600	
P-152-3	Pavement Removal	9,000	SY	\$ 2.50	\$22,500	\$ 9.00	\$81,000	
P-152-4	Drainage Structure Removal	1	EA	\$ 4,000.00	\$4,000	\$ 750.00	\$750	

City of Bangor  
Bangor International Airport - AIP #057  
Bid Tabulation: ASR Mitigation Phase II - Replace Gates 4 & 6 Trench Drains and Reconstruct GA Apron - South Entrance  
Bid Opening: May 5, 2015

					Lane Construction		Sargent Corporation	
					Cheshire CT	Shillwater, ME		
P-152-6	Foundation Removal	1	EA	\$ 6,000.00	\$6,000	\$ 3,000.00	\$3,000	
P-152-8	Electrical Conduit Removal	135	LF	\$ 8.00	\$1,080	\$ 8.00	\$1,080	
P-154-1	Subbase Course	10	CY	\$ 65.00	\$650	\$ 38.00	\$380	
P-156-1	Inlet Protection	7	EA	\$ 200.00	\$1,400	\$ 400.00	\$2,800	
P-156-2	Environmental Monitoring	1	LS	\$25,000.00	\$25,000	\$ 4,500.00	\$4,500	
P-209-1	Crushed Aggregate Base Course	2,050	CY	\$ 61.00	\$125,050	\$ 62.00	\$106,600	
P-401-1	HMA Surface Course (PG64-28)	2,250	TON	\$ 103.00	\$231,750	\$ 116.00	\$261,000	
P-603-1	Bituminous Tack Coat	950	Gal	\$ 8.00	\$7,600	\$ 10.00	\$9,500	
P-608-1	Emulsified Asphalt Seal Coat	9,000	SY	\$ 2.20	\$19,800	\$ 2.50	\$22,500	
P-620-1	Permanent Runway and Taxiway Marking	2,550	SF	\$ 1.50	\$3,825	\$ 1.50	\$3,825	
P-620-2	Temporary Runway and Taxiway Marking	2,900	SF	\$ 1.00	\$2,900	\$ 1.00	\$2,900	
P-620-3	Marking Removal	1,740	SF	\$ 1.50	\$2,610	\$ 2.00	\$3,480	
D-701-2	15 inch Reinforced Concrete Pipe (Class V)	400	LF	\$ 100.00	\$40,000	\$ 52.00	\$20,800	
D-705-1	6 inch Pipe Underdrains, Complete	325	LF	\$ 50.00	\$16,250	\$ 24.00	\$7,800	
D-705-2	Cleanout, Complete	1	EA	\$ 1,200.00	\$1,200	\$ 750.00	\$750	
D-751-1	6' Diameter Catch Basin	1	EA	\$10,000.00	\$10,000	\$10,000.00	\$10,000	
D-751-3	4' Diameter Catch Basin	2	EA	\$ 7,000.00	\$14,000	\$ 6,500.00	\$13,000	
L-108-1	No. 8 AWG, 5 kV, L-824, Type C Cable, Installed in Conduit	575	LF	\$ 6.00	\$3,450	\$ 3.00	\$1,725	
L-110-1	Concrete-Encased Electrical Conduit, 2" One-way	130	LF	\$ 70.00	\$9,100	\$ 20.00	\$2,600	
L-856-1	Existing Sign on New Foundation	1	EA	\$ 6,000.00	\$6,000	\$15,000.00	\$15,000	
	<b>Reconstruct GA Apron South Entrance - Base Bid Summary</b>				<b>\$714,565</b>		<b>\$704,040</b>	
	<b>Reconstruct GA Apron South Entrance - Add. Alt. #1</b>							
G-001-1	Safety and Phasing	1	LS	\$30,000.00	\$30,000	\$ 1,500.00	\$1,500	
M-001-2	As-Built Plans	1	FLS	\$ 500.00	\$500	\$ 500.00	\$500	
M-003-1	Contaminated Soil Removal and Replacement	10	CY	\$ 150.00	\$1,500	\$ 175.00	\$1,750	
P-152-2	Rock Excavation	10	CY	\$ 300.00	\$3,000	\$ 200.00	\$2,000	
P-152-4	Drainage Structure Removal	4	EA	\$ 4,000.00	\$16,000	\$ 750.00	\$3,000	
P-152-7	Pipe Removal	925	LF	\$ 70.00	\$64,750	\$ 10.00	\$9,250	
P-156-1	Inlet Protection	1	EA	\$ 200.00	\$200	\$ 400.00	\$400	
P-209-1	Crushed Aggregate Base Course	35	CY	\$ 60.00	\$2,100	\$ 52.00	\$1,820	
P-401-1	HMA Surface Course (PG64-28)	35	TON	\$ 215.00	\$7,525	\$ 250.00	\$8,750	
P-603-1	Bituminous Tack Coat	5	Gal	\$ 10.00	\$50	\$ 10.00	\$50	
D-701-4	24 inch HDPE Pipe	925	LF	\$ 60.00	\$55,500	\$ 62.00	\$57,350	
D-751-3	4' Diameter Catch Basin	1	EA	\$ 7,000.00	\$7,000	\$ 6,500.00	\$6,500	
D-751-4	Drain Manhole	3	EA	\$ 7,000.00	\$21,000	\$ 7,000.00	\$21,000	
T-901-1	Seeding	1,900	SY	\$ 0.50	\$950	\$ 0.50	\$950	
T-905-1	Topsoiling	1,900	SY	\$ 13.00	\$24,700	\$ 4.00	\$7,600	
	<b>Reconstruct GA Apron South Entrance - Add. Alt. #1 Bid Summary</b>				<b>\$234,775</b>		<b>\$122,420</b>	
	<b>Total Reconstruct GA Apron South Entrance (Base Bid + Add Alt #1) Bid Summary</b>				<b>\$949,440</b>		<b>\$826,460</b>	
	<b>Total Bid Summary</b>				<b>\$1,567,440</b>		<b>\$1,392,650</b>	

**COUNCIL ACTION**

**Item No. 15-185**

**Date: May 27, 2015**

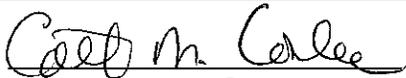
**Item/Subject:** Order, Authorizing the Donation of a Used Surplus Police Cruiser to Eastern Maine Community College for Use in their Criminal Justice Program

**Responsible Department:** Executive/Fleet Maintenance

**Commentary:** Eastern Maine Community College recently contacted the City about the possibility of donating a used surplus police cruiser for their Criminal Justice program. The vehicle would be used solely for training criminal justice students on patrol procedure on EMCC property. The car would not be registered for on the road use. All Bangor Police Department identification on the vehicle would be removed. The vehicle will be used to support a range of hands-on, experiential activities associated with the program. This was reviewed and recommended for approval at the May 18, 2015 Government Operations Committee meeting.

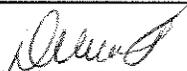
\_\_\_\_\_  
Department Head

**Manager's Comments: Recommend Approval.**

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

**Associated Information: Order, Background Memo from Chief Hathaway**

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for**

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



Assigned to Councilor Civiello

## CITY OF BANGOR

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**(TITLE.)** Order, Authorizing the Donation of a Used Surplus Police Cruiser to Eastern Maine Community College for Use in their Criminal Justice Program

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

ORDERED, THAT the Purchasing Officer or Fleet Maintenance Manager are authorized to take any necessary action in order to donate and transfer one (1) used surplus police cruiser to Eastern Maine Community College for use in their Criminal Justice program with the following terms, conditions and understandings:

1. The title to the vehicle shall be transferred to Eastern Maine Community College or its designated agent.
2. The Fleet Maintenance Manager shall determine which vehicle shall be donated and shall establish a time frame for the transfer.
3. The vehicle shall be transferred in "As Is, Where Is" condition with no guarantees nor warranties.
4. The vehicle shall not be registered for "on the road use". It shall only be used on Eastern Maine Community College property in an educational setting for criminal justice students.
5. All Bangor Police Department identification will be removed from the vehicle.

15-185  
MAY 27, 2015

240 Main Street  
Bangor, Maine 04401  
207-947-7382  
Fax 207-945-6824



# BANGOR POLICE DEPARTMENT

**TO:** Government Operations Committee  
**FR:** Mark Hathaway  
**RE:** Police Car Donation Request  
**DT:** May 14, 2015

---

Eastern Maine Community College (EMCC) recently requested that we consider donating a patrol car to their Criminal Justice program once it is no longer in use and removed from service. The Criminal Justice program utilizes local police officers as instructors, to include officers from the Bangor Police Department, and has an interest in utilizing a previously used patrol car for instructional purposes.

EMCC understand that the patrol car will not include all of the equipment, such as a light bar, radio and mobile computer but will include items that are not transferrable to a new patrol car such as the protective cage, special rear seat and other similar items. EMCC will design a logo for the patrol car that will acknowledge that it was donated by the Bangor Police Department.

Staff supports the request to consider the donation. The police department anticipates removing two older patrol cars from use in late June or early July.

**Date: May 27, 2015**

**Item/Subject: ORDER,** Authorizing the City Manager to execute a new lease agreement between the City of Bangor and LifeFlight of Maine, LLC- Building #600 - Bangor International Airport (BGR).

**Responsible Department:** Airport

**Commentary:**

This Order authorizes the lease between the City of Bangor and LifeFlight of Maine, LLC. for hangar and office space within Building #600 at Bangor International Airport (BGR). LifeFlight is in the process of expanding their fleet of aircraft and consolidating operations, and they desire to lease a majority of the Hangar #600. This will include over 17,000 sq ft of hangar space and over 7,000 sq ft of office space. As part of this expansion, they wish to make improvements to the facility. This includes items such as adding restrooms, upgrading existing restrooms, improving the HVAC system, improving the IT infrastructure in this facility, upgrading and adding required stairs (per City code), and making improvements to the fire suppression system. The new lease agreement outlines the list of improvements that are approved that will mutually benefit both Parties. The new lease agreement also outlines a ten (10) year term, with a five (5) renewal term, with rental credits during Years 1 through 5 for approved facility upgrades. Annual revenues from this new lease are estimated at over \$75,000 for Years 1-5, and over \$95,000 for the following years. This lease agreement will be in final form as approved by City Legal. This item has been reviewed and approved by the Airport Committee at its meeting on May 12, 2015.

Tony Caruso  
Department Head

**Manager's Comments:**

  
City Manager

**Associated Information:**

**Budget Approval:**

  
Finance Director

**Legal Approval:**

  
City Solicitor

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

Assigned to Councilor Graham



## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing the City Manager to execute a new lease agreement between the City of Bangor and LifeFlight of Maine, LLC. - Building #600 - Bangor International Airport (BGR).

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

WHEREAS, LifeFlight is in the process of expanding their fleet of aircraft and consolidating operations, and they desire to lease a majority of the Hangar #600; and

WHEREAS, As part of this expansion, they wish to make improvements to the facility in return for rental credits; and

WHEREAS, this leased space will be used exclusively for the purposes of LifeFlight of Maine, LLC. to support their emergency aviation operations.

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 lease agreement between the City of Bangor and LifeFlight of Maine, LLC. for hangar and office space within Building #600 at Bangor International Airport (BGR).

**COUNCIL ACTION**

Item No. 15-187

**Date:** May 27, 2015

**Item/Subject:** **ORDER**, Authorizing the City Manager to execute a short-term lease agreement between the City of Bangor and The Lander Group, LLC. - Building #600 - Bangor International Airport (BGR).

**Responsible Department:** Airport

**Commentary:**

This Order authorizes the lease between the City of Bangor and The Lander Group, LLC. for shop space within Building #600 at Bangor International Airport (BGR). The Lander Group has recently requested to lease shop space for an aviation business segment of their operation. They desire to lease shop space to build and perform maintenance on aviation related equipment, and for the build and assembly of aviation grade packaging. This short term lease agreement outlines the terms and conditions for the rental of the specific shop space within Building # 600. This agreement outlines a month-to-month lease rate of \$273 for 1,009 sq ft of shop space necessary for their operation. This lease agreement has been reviewed and approved by City Legal. This item has been reviewed and approved by the Airport Committee at its meeting on May 12, 2015.

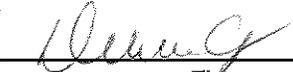
Tony Caruso  
Department Head

**Manager's Comments:**

  
City Manager

**Associated Information:**

**Budget Approval:**

  
Finance Director

**Legal Approval:**

  
City Solicitor

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

Assigned to Councilor Faircloth



## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing the City Manager to execute a short-term lease agreement between the City of Bangor and The Lander Group, LLC. - Building #600 - Bangor International Airport (BGR).

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

WHEREAS, The Lander Group has recently requested to lease shop space for an aviation business segment of their operation; and

WHEREAS, This short term lease agreement outlines the terms and conditions for the rental of shop space in Building # 600, located at Bangor International Airport; and

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

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

That Catherine M. Conlow, City Manager, is hereby authorized on behalf of the City of Bangor to execute the lease agreement with The Lander Group, LLC. for shop space within Building #600 at Bangor International Airport (BGR).

**COUNCIL ACTION**

**Item No. 15-188**

**Date: May 27, 2015**

**Item/Subject:** Order, Accepting a \$2,000 Amendment to the WIC Nutrition Program Grant

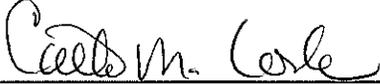
**Responsible Department: Public Health & Community Services**

**Commentary:**

The Order will accept an additional \$2,000 in WIC funds for FY 15, which covers the period from October 1, 2014 through September 30, 2015. The original grant amount was \$550,703 for administration of the program and \$2,415,000 for food assistance to clients. This additional \$2,000 is to administer the Farmers' Market Nutrition Program. During the growing season, local Maine farmers are authorized as WIC vendors to provide locally grown fruits and vegetables to be purchased with specialized vouchers.

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

**Manager's Comments:**

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

**Associated Information:** Order

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for**

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

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

Assigned to Councilor \_Plourde



## CITY OF BANGOR

---

**(TITLE.) Order,** Accepting a \$2,000 Amendment to the WIC Nutrition Program Grant

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

The City Manager is hereby authorized to accept the grant funds from the WIC Nutrition Program to administer the Farmers' Market Nutrition Program in the amount of \$2,000.

**COUNCIL ACTION**

**Item No. 15-189**

**Date: May 27, 2015**

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

**Responsible Department: Community & Economic Development**

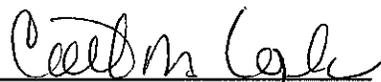
**Commentary:** On February 23, 2015, The Bangor City Council approved Council Order 15-098 designating John Karnes, R&K Construction, Tentative Developer of 22 Cleveland Street, the former Pine Tree Inn, until May 29, 2015. Since that time staff has been negotiating terms and conditions of a development agreement for the City Council's consideration

Although a great deal of progress has been made, there are several issues that remain unsettled. If approved, this order will grant an extension of the tentative developer status for sixty (60) days until July 29, 2015. Staff anticipates that it would provide sufficient time to resolve the remaining issues.

This item was reviewed and recommended for approval by the Business & Economic Development Committee at its May 19, 2015 meeting.

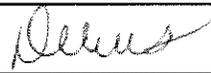
s/ Tanya Emery  
Department Head

**Manager's Comments:**

  
City Manager

**Associated Information:**

**Budget Approval:**

  
Finance Director

**Legal Approval:**

  
City Solicitor

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



Assigned to Councilor Sprague

## CITY OF BANGOR

---

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

**WHEREAS,** the Bangor City Council on February 23, 2015 approved Council Order 15-098 designating John Karnes, R&K Construction, Tentative Developer of 22 Cleveland Street, the former Pine Tree Inn, until May 29, 2015; and

**WHEREAS,** John Karnes and City staff have been in discussions to prepare a Development Agreement for the City Council's consideration; and

**WHEREAS,** extending John Karnes as "tentative developer" of the property until July 29, 2015 will give the parties the time necessary to resolve the outstanding issues:

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

The tentative developer status grant John Karnes for the City owned former Pine Tree Inn and land at 22 Cleveland Street by passage of Council Order 15-098 on February 23, 2015 is hereby extended by sixty (60) days to July 29, 2015.



**REFERRALS TO COMMITTEES  
& FIRST READINGS**

**COUNCIL ACTION**

**Item No. 15-190**

**Date:** May 27, 2015

**Item/Subject:** RESOLVE, Making an Adjustment to the Local Education Appropriation Amount if Additional State Funding Becomes Available Due to the Passage of the State of Maine Biennial Budget

**Responsible Department:** School Department

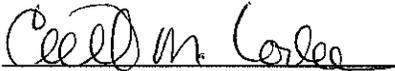
**Commentary:** State Statute requires the school budget be approved by the School Committee, City Council and the Bangor voters, which is scheduled for June 9, 2015. It is possible that the School Department could receive funding in excess of what is projected in the proposed budget, however at this time it is not clear whether the State of Maine will complete its biennial budget process prior to the required vote on the school budget.

If approved, the attached Resolve will dedicate any additional State funding that may become available with the passage of the State of Maine budget to reduce the local share of education funding up to \$274,972. If the additional State of Maine funding exceeds \$274,972, the excess local funds shall be allocated to a capital reserve fund for the purposes of funding minor capital improvement projects, facility upgrades and emergency repairs. The existence of such a fund could reduce future mil rate impacts as a result of declining revenues. This item was reviewed and discussed with the Council at a budget workshop.

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

**Manager's Comments:**

This resolve would allow any additional State funding to decrease the current local appropriation for education to its FY 2015 level and establish a reserve should a potential increase in State funding exceed the currently proposed budgetary increase. This would ensure that any increase in State Funding would not require another budget validation referendum.

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

**Associated Information:** Resolve

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for**

- Passage
- First Reading
- Referral

15-190

MAY 27, 2015

Assigned to Councilor Sprague



## CITY OF BANGOR

---

**(TITLE.) Resolve,** Making an Adjustment to the Local Education Appropriation Amount if Additional State Funding Becomes Available Due to the Passage of the State of Maine Biennial Budget

### **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT**

**Article 14:** To see if the City of Bangor will reduce the amount raised and assessed as the City of Bangor's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688, by the amount of any unanticipated increase in the adjusted state contribution under the Essential Programs and Services funding model, up to \$274,972.

**Article 15:** To see if the City of Bangor will establish and allocate funds to a Bangor School Department Capital Reserve Fund, for the purposes of funding minor capital improvement projects, facility upgrades and emergency repairs, to the extent that any amount of unanticipated increase in the adjusted state contribution under the Essential Programs and Services funding model exceeds \$274,972.

**COUNCIL ACTION**

**Item No. 15-191**

**Date: May 27, 2015**

**Item/Subject: ORDINANCE**, Amending Chapter 165, Land Development, of the Code of the City of Bangor, By Setting Standards for Amendments to Conditional Uses

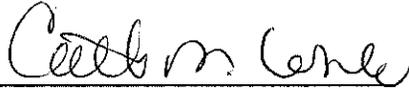
**Responsible Department:** Planning

**Commentary:** The proposed ordinance amendment clarifies that a Conditional Use, once approved, cannot change in a way that would alter those elements specifically approved by the Planning Board. Specifically, the language clarifies that architectural details approved by the Board cannot be changed unless reviewed and approved by the Board. Additionally, the proposed language clarifies that the Planning Board will review the traffic if there is a change in peak hours or peak hour trips. It is not uncommon for a drive-in business to change from a bank to a fast food restaurant or a pharmacy to a credit union.

/s/ Tanya Emery  
Department Head

**Manager's Comments:**

For Referral to Planning Board Meeting of Tuesday, June 2, 2015.

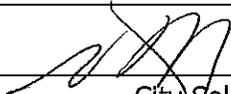
  
City Manager

**Associated Information:** Ordinance

**Budget Approval:**

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

**Legal Approval:**

  
City Solicitor

**Introduced for**

Passage

First Reading

Referral to the Planning Board on June 2, 2015

Assigned to Councilor Baldacci



# CITY OF BANGOR

**ORDINANCE**, Amending Chapter 165, Land Development Code, of the Code of the City of Bangor,  
By Setting Standards for Amendments to Conditional Uses

**WHEREAS**, drive-in businesses vary significantly in trip generation and the Land Development Code currently lacks clarity in evaluating such changes;

**WHEREAS**, such changes could have a significant adverse impact on traffic movements and public safety on adjacent streets;

**WHEREAS**, the proposed amendment seeks to establish guidelines for review and approval of changes to drive-in business and other changes to approved Conditional Uses.

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

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

**§ 165-9. Conditional uses.**

The Planning Board is hereby authorized to grant conditional uses hereinafter set forth in this chapter in specific cases, after public notice and hearing, subject to appropriate conditions and safeguards. No conditional uses shall be granted unless specific provisions therefor are made in this chapter. All conditional uses shall be subject to land development permit approval as provided for in Article XVI.

...

C. Changes to Conditional Uses.

(1) No change shall be made to a property approved for a conditional use that would cause the property to fail to comply with the details of the Board's approval under the standards of § 165-9(A), unless approved by the Planning Board through a review of the changed conditional use.

(a) Building details. Changes to building elevations which impact the elements reviewed and approved by the Board may only be approved by the Planning Board. Changes to architectural details not within the scope of § 165-9(A)(4) do not require Planning Board approval.

(b) Traffic analysis. Changes to trip generation or peak hour of generation do not require Planning Board approval if the following standards are met as determined by the Code Enforcement officer in consultation with the City Engineer:

[1] The number of trips during the peak hour does not increase.

[2] The peak hour does not change to a different hour.

[3] The peak hour does not change from a weekday to a weekend day, or vice versa.

(2) Minor revisions. Notwithstanding § 165-9(C)(1), the following changes may be requested as minor revisions pursuant to § 165-116:

(a) Changes to site plan elements not within the purview of § 165-9(A) if such changes would otherwise qualify as minor revisions.

(b) Traffic analysis. Changes to trip generation if the following standards are met:

[1] The number of trips during the peak hour does not increase by more than 50 trips from the most current approval.

[2] The peak hour does not change to a different hour.

[3] The peak hour does not change from a weekday to a weekend day, or vice versa.

(3) Conditional uses which are discontinued for more than 12 consecutive months are deemed abandoned.

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

**COUNCIL ACTION**

**Item No.** 15-192

**Date:** May 27, 2015

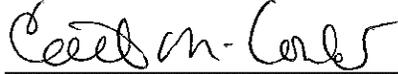
**Item/Subject:** Resolve, Accepting and Appropriating \$573,018 in grant funds from the U.S. Department of Homeland Security Transportation Security Administration (TSA) to provide for additional funding for the TSA in-line checked baggage inspection system solution at the Bangor International Airport (BGR).

**Responsible Department:** Airport

**Commentary:** This Resolve will accept and appropriate grant funds in the amount of \$573,018 from the U.S. Department of Homeland Security Transportation Security Administration (TSA) to provide for additional funding for the TSA in-line checked baggage inspection system at the Bangor International Airport. This project involves the modification to, and construction of the airport terminal building infrastructure to incorporate the TSA in-line checked baggage inspection system. The need for the additional funding is due to a revision to the scope of work and the increase in construction costs from early in 2010, when the project was first developed. The objective of the project is to enhance airport security and baggage screening capabilities and throughout. The Airport's 5% share is \$28,651, which has been budgeted. Staff recommends approval.

Tony Caruso  
**Department Head**

**Manager's Comments:**

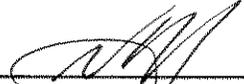
  
City Manager

**Associated Information:** Resolve

**Budget Approval:**

  
Finance Director

**Legal Approval:**

  
City Solicitor

Introduced for  
 Passage  
 First Reading  
 Referral – Finance Committee of 6/01/2015

Assigned to Councilor Graham



## CITY OF BANGOR

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**(TITLE.)** Resolve, Accepting and Appropriating \$573,018 in grant funds from the U.S. Department of Homeland Security Transportation Security Administration (TSA) to provide for additional funding for the TSA in-line checked baggage inspection system solution at the Bangor International Airport (BGR).

WHEREAS, The City's application to the U.S. Department of Homeland Security, Transportation Security Administration (TSA) for grant funds to provide for the TSA in-line checked baggage inspection system solution at the Bangor International Airport has been accepted, and the Department of Homeland Security, Transportation Security Administration has agreed to provide the funds; and

WHEREAS, This project involves the modification to and construction of the airport terminal building infrastructure to incorporate the TSA in-line checked baggage inspection system. Terminal modifications include changes to baggage conveyor components, mechanical, plumbing, electrical, structural and telecommunciations infrastructure to provide for the installation of the TSA equipment; and

WHEREAS, The need for the additional funding is due to a revision to the scope of work and the increase in construction costs from early in 2010, when the project was first developed; and

WHEREAS, The Airport's 5% share is \$28,651 which has been budgeted; and

WHEREAS, The objective of the project is to enhance airport security and baggage screening capabilities and throughput.

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

The City Manager is hereby authorized to accept the grants from the U.S. Department of Homeland Security, TSA in the amount of \$573,018 to provide for the additional funds for the TSA in-line checked baggage inspection system at the Bangor International Airport; and

***BE IT FURTHER RESOLVED THAT***

There is hereby appropriated within the Airport Fund the amount of \$573,018 recognizing these federal grant funds to be used for this project. The City Finance Director is hereby authorized to place these funds within the appropriate accounts.

**COUNCIL ACTION**

**Item No. 15-193**

**Date: May 27, 2015**

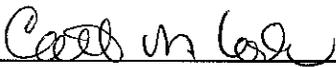
**Item/Subject:** Resolve, Accepting and Appropriating a \$25,000 Grant from the Maine Office of Substance Abuse and Mental Services to provide Substance Abuse Prevention and Intervention Services

**Responsible Department:** Public Health & Community Services

**Commentary:** This Resolve authorizes the City Manager to accept and appropriate a \$25,000 grant from the Maine Office of Substance Abuse and Mental Health Services to continue to provide community level substance abuse prevention and intervention services to address the ongoing trend of youth and young adult prescription drug and marijuana use/abuse as well as other addictions including problem gambling. This is the fourth year receiving the grant and the term is July 1, 2015 to June 30, 2016. The Healthy Maine Partnership service area includes Bangor and thirteen other municipalities: Brewer, Clifton, Eddington, Glenburn, Hampden, Hermon, Holden, Newburgh, Levant, Orono, Orrington, and Veazie. This was reviewed and recommended for approval at the May 18, 2015 Government Operations Committee meeting.

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

**Manager's Comments:**

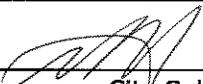
  
\_\_\_\_\_  
City Manager

**Associated Information: Resolve**

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for**

- Passage
- First Reading
- Referral

Page \_\_ of \_\_

Assigned to Councilor Plourde

## CITY OF BANGOR

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**(TITLE.) Resolve,** Accepting and Appropriating a \$25,000 Grant from the Maine Office of Substance Abuse and Mental Health Services to provide Substance Abuse Prevention and Intervention Services

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

**BE IT RESOLVED THAT,** a \$25,000 grant from the Maine Office of Substance Abuse and Mental Health Services is hereby accepted and appropriated to respond to public health issues, including prevention of substance abuse and problem gambling for the period July 1, 2015 to June 30, 2016.

**COUNCIL ACTION**

**Item No.** 15-194

**Date:** May 27, 2015

**Item/Subject:** Resolve, Accepting and Appropriating a Grant from the Maine Department of Health and Human Services, Office of Substance Abuse and Mental Health Services, in the amount of \$50,000 to Support an Overdose Prevention Program

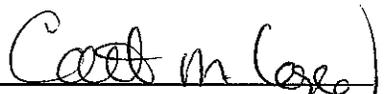
**Responsible Department:** Public Health & Community Services

**Commentary:**

This Resolve will accept and appropriate \$50,000 from the Maine Department of Health and Human Services to support an overdose prevention education and outreach program during the period July 1, 2015 – June 30, 2016 for the counties of Hancock, Washington and Penobscot. Public Health and Community Services has been a recipient of this grant since 2008. This was reviewed and recommended for approval at the May18, 2015 Government Operations Committee meeting.

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

**Manager's Comments:**

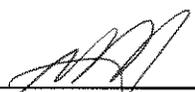
  
\_\_\_\_\_  
City Manager

**Associated Information:** Resolve

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for**

- Passage
- First Reading
- Referral

**Page**



Assigned to Councilor Civiello

## CITY OF BANGOR

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**(TITLE.) Resolve,** Accepting and Appropriating a Grant from the Maine Department of Health and Human Services, Office of Substance Abuse and Mental Health Services in the Amount of \$50,000 to Support an Overdose Prevention Program.

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

**RESOLVED THAT, there** is hereby accepted and appropriated a grant from the Maine Department of Health and Human Services, Office of Substance Abuse and Mental Health Services, in the amount of \$50,000 to continue implementing strategies for overdose prevention in our community for the period July 1, 2015 to June 30, 2016.



**UNFINISHED  
BUSINESS**





Assigned to Councilor Baldacci

## CITY OF BANGOR

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(TITLE.) Ordinance, Amending Land Development Code – Zone Change – 720 Essex Street (Tax Map 016-016) from a Low Density Residential District to an Urban Residence One District.

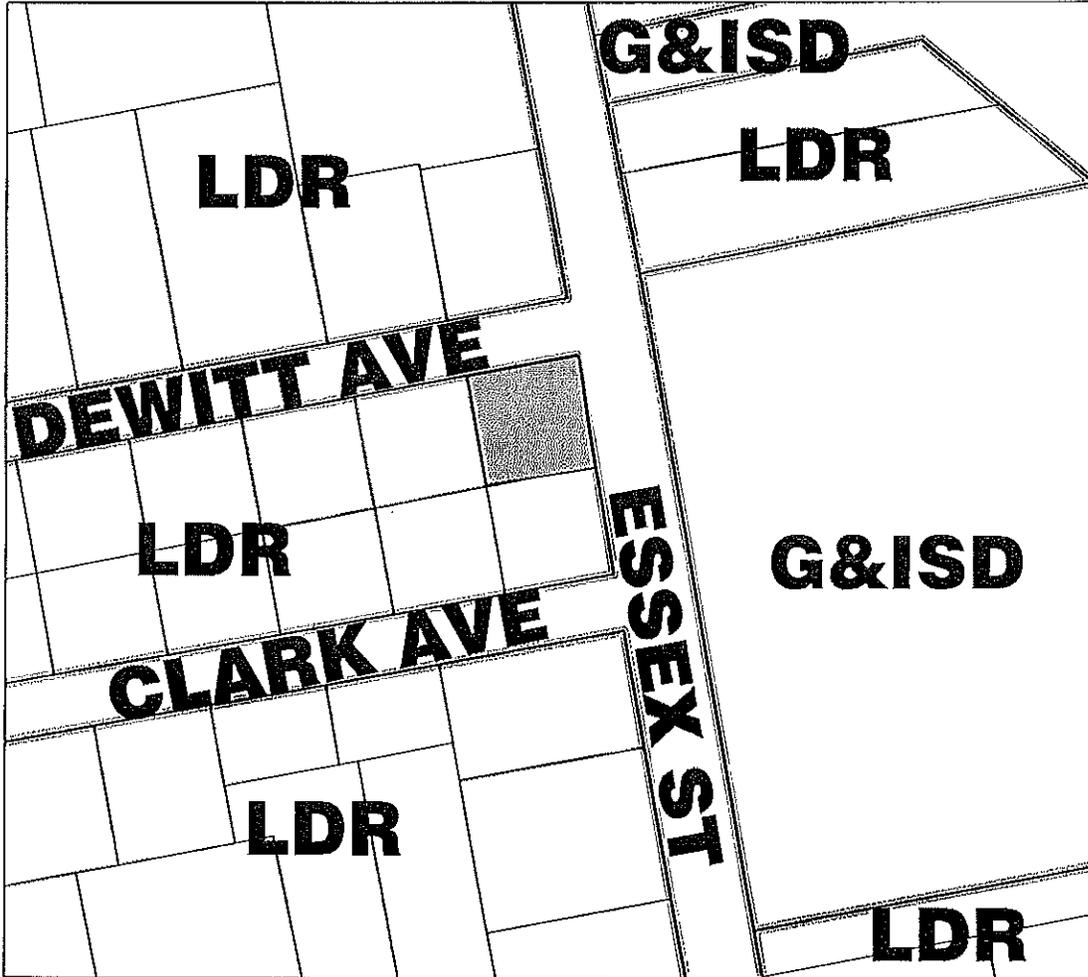
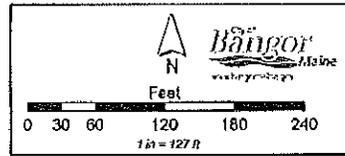
*Be it ordained by the City Council of the City of Bangor, as follows:*

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

By changing a parcel of land located at 720 Essex Street (Tax Map No. 016, Parcel No. 016) from a Low Density Residential District to an Urban Residence One District. Said parcel of land containing approximately 9,500 sq. ft. and being more particularly indicated on the map attached hereto and made a part hereof.



# LDR TO URD-1



APR 01 2015  
7/1/2012

APPLICATION FOR LAND DEVELOPMENT CODE AND MAP AMENDMENT D and Planning

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

DATE: April 1, 2015

1. I(WE) James E Rogers and Elizabeth F. Rogers

2. of 720 Essex Street, Bangor, ME c/o John Hamer, Rudman Winchell, 992-2598  
Address City or Post Office Telephone

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

3. ADDRESS OF PROPERTY (if any) 720 Essex Street  
Total Area (acres or square feet) 9,500

4. PROPERTY LOCATION (General location): Example - South side of  
State Street 400 yards. East of Pine Street Corner of Essex and Dewitt, west of Essex and south of Dewitt

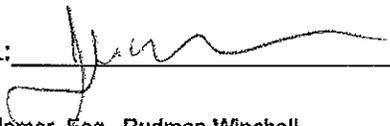
5. LEGAL DESCRIPTION OF PROPERTY - Assessors Map No. 16 Parcel 16

6. EXISTING USE: Residential

7. PROPOSED USE: Residential

8. NAME AND ADDRESS OF OWNER OF RECORD: Name James & Elizabeth Rogers  
Address 720 Essex Street, Bangor, ME

9. NAME AND ADDRESS OF CONTRACT OWNER (if such): n/a

10. SIGNATURE OF OWNER OR CONTRACT OWNER: 

11. REPRESENTATIVE OF APPLICANT: Name John Hamer, Esq., Rudman Winchell  
(if applicable) Address P.O. Box 1401, Bangor, ME, 04402-1401

12. ATTACH ANY CONDITIONS PROPOSED FOR A CONTRACT ZONE REQUEST.

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

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

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

PLEASE READ PROCESSING PROCEDURE ON REVERSE SIDE

## MEMORANDUM

**DATE:** May 20, 2015  
**TO:** The Honorable City Council  
**FROM:** David G. Gould, Planning Officer  
**SUBJECT:** Amending Land Development Code Chapter 165-32  
Quarries, mining and excavations. Council Ordinance 15-162

Please be advised that the Planning Board at its meeting on May 19, 2015, held a Public Hearing on the above zoning amendment.

Assistant City Solicitor Paul Nicklas reviewed the history of the City's amendment to discontinue quarries in the Rural Residence and Agricultural District (RR&A). Last year the date that was set would allow quarries to operate until June 30, 2015. The amendment simply would change the date to add additional time to November 30, 2015.

Randy Gardner operator of the existing quarry on Union Street noted that the amount of snow that fell this past winter made the continued operation of the quarry very difficult. In addition, the weak economy proved to have less demand for rock materials.

As no one spoke in opposition, Chairman Bolin closed the Public Hearing and asked for Staff comments. Planning Officer Gould indicated that the typical zoning guidelines would allow a permitted quarry to operate until the end of its five-year permit life. Given the concerns raised by adjacent neighbors the City has altered the districts in which quarries can operate and have worked with Mr. Gardner to relocate his quarry operation to a new location in an industrial district. The amendment extends the deadline in which quarries must stop operation in the RR&A District.

Member Boothby asked whether blasting would continue to occur at the site. Mr. Gardner noted that he anticipated at least four more blasting events. The Board noted that Mr. Gardner had been good in dealing with the neighbors openly.

With no abutters in opposition, the Board voted unanimously to recommend the proposed text amendment to the City Council - Land Development Code Chapter 165-32, as contained in Council Ordinance #15-162.

**COUNCIL ACTION**

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**Item No. 15-162**

**Date:** May 11, 2015

**Item/Subject:** **ORDINANCE**, Amending Chapter 165, Land Development Code, of the Code of the City of Bangor, By Extending the Deadline for Quarries to Operate in the Rural Residence and Agricultural District

**Responsible Department:** Legal

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**Commentary:**

This Ordinance would allow for continued operation of quarries in the Rural Residence and Agricultural District until November 30, 2015, at which time permits for any remaining quarries in that District would expire and would not be renewed.

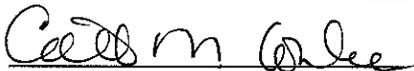
Since August 2013, quarries have not been allowed to locate in residential areas in the City of Bangor. The sole remaining quarry in a residential district in the City is located in a Rural Residence and Agricultural District parcel. With the quarry operator's consent, an ordinance was passed in June of 2014 requiring the quarry to cease operations by June 30, 2015. The quarry operator has now requested an extension of that time until November 30, 2015, as demand for rock has not been as strong as previously anticipated.

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Department Head

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**Manager's Comments:**

  
City Manager

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**Associated Information:** Ordinance

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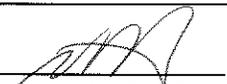
**Budget Approval:**

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Finance Director

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**Legal Approval:**

  
City Solicitor

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**Introduced for**

Passage

First Reading

Referral to BED and the Planning Board on May 19, 2015

Assigned to Councilor Faircloth



## CITY OF BANGOR

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**ORDINANCE**, Amending Chapter 165, Land Development Code, of the Code of the City of Bangor,  
By Extending the Deadline for Quarries to Operate in the Rural Residence and  
Agricultural District

**WHEREAS**, on or about June 9, 2014, the Land Development Code was amended to cause any certificate of occupancy or permit for a quarry in the Rural Residence and Agricultural (RR&A) District to expire as of June 30, 2015;

**WHEREAS**, there is at present only one quarry in the RR&A District; and

**WHEREAS**, the operator of said quarry has requested the deadline for operation of the quarry to be extended to November 30, 2015;

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

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

**§ 165-32. Quarries, mining and excavations.**

- E. Notwithstanding Article III of this chapter, any certificate of occupancy or permit granted for a quarry, sandpit, or removal of sand, rock or gravel in a Rural Residence and Agricultural District parcel shall be deemed to expire on ~~June~~ November 30, 2015, and shall not be renewed thereafter. This subsection does not apply to filling, grading, and earthmoving activities permitted under § 165-33, or to excavations of soil and loam permitted under § 165-105D(1).

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

**MEMORANDUM**

**DATE:** May 19, 2015  
**TO:** The Honorable City Council  
**FROM:** David G. Gould, Planning Officer  
**SUBJECT:** Amending Zoning Ordinance  
720 Essex Street – Low Density Residential District (LDR)  
to Urban Residence 1 District (URD-1) – Council Ordinance  
15-152

Please be advised that the Planning Board at its meeting on May 19, 2015, held a Public Hearing on the above zone change request.

Chairman Bolin opened the Public Hearing and asked the applicant or their representative to make a brief presentation of their application.

Mr. John Hamer of Rudman and Winchell indicated he represented James and Elizabeth Rogers in their request to amend the zoning of their parcel on Essex Street. Mr. Hamer indicated the house was built in 1962. The lot is 9,500 square feet in size below the Low Density Residential minimum of 12,000 square feet. When the Rogers inquired about adding a generator the Code Enforcement office indicated they may exceed the Impervious Surface Ratio (ISR) for their parcel.

Mr. Hamer indicated the Urban Residence 1 District would be more appropriate for the Rogers' lot as it is just under the URD1 minimum lot standard which limits some options for further development on the property.

Planning Officer Gould advised the Board that the applicants, James and Elizabeth Rogers, home was built in 1962 with a lot created in the mid 1950's when the City minimum lot size was 7,500 square feet. As the decades passed, the minimum lot size in the City changed (1974 and 1991), both times increasing the minimum lot size.

While Dewitt and Clark Avenues have smaller, older lots, they were zoned to Low Density Residential in 1991. This rezoning request would make the Rogers' property closer to conformance with the current City Standard (URD-1) and would potentially allow for some additional structures. Mr. Gould noted the change does not allow the Rogers to add additional units or add some new accessory use, it simply allows them to improve their lot consistent with other older URD-1 lots.

Board Member Mallar asked if the request would be considered spot zoning. Mr. Gould indicated that his view of spot zoning is somewhat broader, noting that treating one lot different than its abutting neighbors is spot zoning. However, if you allowed all the adjacent lots with the same lot sizes to also be rezoned then it is not singling out this lot for special treatment. The specifics of the application are that the Rogers have filed an application, paid the requisite fees, and are entitled to the City's consideration.

Member Williams asked if the Board should consider other adjacent lots in the same situation. Mr. Gould noted that the Board could take a look at that, but should deal with the application in front of it.

Member Mallar asked if the building meets all the applicable setbacks and if they would change when rezoned. Mr. Gould noted there are some differences in the two districts. Mr. Mallar asked if the setbacks listed on the Building Permit application were correct. Mr. Hamer in consultation with Mr. Rogers noted that the Rogers' lot is a corner lot which is unique in how specific yards are determined, noting that the Code Office had no issues with the building.

No one from the audience spoke either in favor of or in opposition. Chairman Bolin closed the Public Hearing and asked for a motion.

Member Boothby made a motion to recommend that the City Council adopt the Rogers' request for 720 Essex Street – Low Density Residential District (LDR) to Urban Residence 1 District (URD-1) – Council Ordinance 15-152. Member Williams seconded the motion and the Board voted 5 in favor 1 opposed.

**COUNCIL ACTION**

**Item No. 15-163**

**Date: May 11, 2015**

**Item/Subject**      **ORDINANCE**, Amending Parking Schedule X, Off-Street Parking Lots, to Change the Adler Lot (Lower) from a Free 2-Hour Parking Lot to a Pay by Time Used Lot

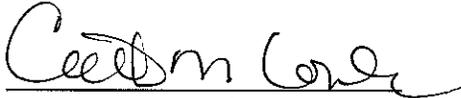
**Responsible Department:**      Community & Economic Development

**Commentary:** This item would amend Schedule X of the Code of Ordinances to include the Adler Lot as a paid lot. Currently, the lower Adler Lot, located on Harlow Street directly across from the Margaret Chase Smith Federal Building, has 23 parking spaces, including 1 handicapped space. In the past, it was predominately used by folks visiting the Post Office and Social Security Administration. Over the past few years there has undergone significant renovation which included the relocation of the Post Office and the addition of 4 handicapped parking spots immediately adjacent to the building. Further, its current location outside of the Downtown Parking District makes it difficult to enforce parking regulations under the existing system; which has resulted in a shift from patron parking to all day parking. As a result of these changes, it is recommended that the parking be changed from 2 hours of free parking to a pay by time used system and a parking kiosk be installed.

This matter was reviewed and recommended for approval by the Business and Economic Development Committee on May 5, 2015.

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

**Manager's Comments:**

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

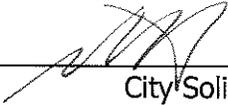
**Associated Information:**

**Budget Approval:**

Director

\_\_\_\_\_  
Finance

**Legal Approval:**

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

**Introduced for**

- Passage
- First Reading
- Referral



Assigned to Councilor Civiello

## CITY OF BANGOR

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**(TITLE.)** **ORDINANCE,** Amending Parking Schedule X, Off-Street Parking Lots, to Change the Atler Lot (Lower) from a Free 2-Hour Parking Lot to a Pay by Time Used Lot

**WHEREAS,** there are 22 free parking spaces currently designated as 2-hour spaces and 1 handicap parking space in the Atler Lot (Lower) on Harlow Street; and

**WHEREAS,** the location of the lot, which is outside the Downtown Parking District, makes it difficult to enforce under the existing system; and

**WHEREAS,** elderly partons of the Social Security Administration, which is located in the Maragret Chase Smith Federal Building, are forced to walk longer distances because the Atler Lot (Lower) is full with the same cars all day; and

**WHEREAS,** the Business and Economic Development Committee recommends these changes:

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

Chapter 291, Schedule X of the Code of the City of Bangor is hereby amended as follows:

Schedule	Street	Parking Limitations Reference	Exact Location
X	Atler Lot (Lower)	See conditions in "Location"	Harlow St across from the Federal Building
			<del>22 spaces 2 hour time regulated</del> Pay by Time Used

**COUNCIL ACTION**

**Item No. 15-164**

**Date:** May 11, 2015

**Item/Subject:** Resolve, Accepting and Appropriating \$3,000,000 in passenger facility charges (PFC's) through the Federal Aviation Administration (FAA) for the domestic terminal building renovations project, phase 2, at the Bangor International Airport.

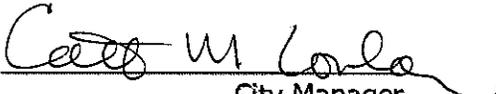
**Responsible Department:** Airport

**Commentary:** The Airport is requesting authorization to accept and appropriate \$3,000,000 in passenger facility charges (PFC's) through the Federal Aviation Administration (FAA) for the domestic terminal renovation project, phase 2, at the Bangor International Airport. The Passenger Facility Charge (PFC) Program allows the collection of PFC fees up to \$4.50 for every enplaned passenger at commercial airports controlled by public agencies. Airports use these fees to fund FAA-approved projects that enhance safety, security, or capacity; reduce noise; or increase air carrier competition. This phase of the project includes constructing an enclosed, temperature controlled, common use baggage make-up work area for the airlines. This phase also includes further renovations to the front wall of the terminal, and new flight information display systems. Staff recommends approval.

Tony Caruso  
**Department Head**

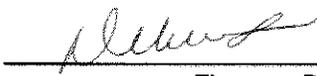
**Manager's Comments:**

First reading and referral to Finance Committee on May 18, 2015.

  
City Manager

**Associated Information:**

**Budget Approval:**

  
Finance Director

**Legal Approval:**

  
City Solicitor

Introduced for:

- Passage
- First Reading
- Referral – Finance Committee on May 18, 2015



Assigned to Councilor Graham

## CITY OF BANGOR

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**(TITLE.)** Resolve, Accepting and Appropriating \$3,000,000 in passenger facility charges (PFC's) through the Federal Aviation Administration (FAA) for the domestic terminal building renovations project, phase 2, at the Bangor International Airport.

WHEREAS, The Bangor International Airport was notified by the FAA that the airport's passenger facility charge (PFC) application, #14-04-C-00-BGR was approved; and

WHEREAS, The Passenger Facility Charge (PFC) Program allows the collection of PFC fees up to \$4.50 for every enplaned passenger at commercial airports controlled by public agencies and airports use these fees to fund FAA-approved projects that enhance safety, security, or capacity; and

WHEREAS, This phase of the project includes constructing an enclosed, temperature controlled, common use baggage make-up work area for the airlines. This phase also includes further renovations to the front wall of the terminal, and new flight information display systems; and

WHEREAS, The objective of the overall project is to enhance airport capacity, capabilities and service.

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

The City Manager is hereby authorized to accept the passenger facility charges from the Federal Aviation Administration in the amount of \$3,000,000 for the domestic terminal building renovations project, phase 2, at the Bangor International Airport; and

**BE IT FURTHER RESOLVED THAT**

There is hereby appropriated within the Airport Fund the amount of \$3,000,000 recognizing these funds to be used for this project. The City Finance Director is hereby authorized to place these amounts within the appropriate accounts.

**COUNCIL ACTION**

**Item No. 15-165 – 15-173**

**Date:** May 11, 2015

**Item/Subject:** RESOLVES, Adopting the Fiscal Year 2016 School Department Budget

**Responsible Department:** School Department

**Commentary:**

The following nine resolves will adopt the FY16 School Department Budget. They are as follows:

1. Resolve required by Title 20-A MRSA for the Vocational Education Region #4 operating budget
2. Resolve approving the School Department's Enterprise Fund Budget
3. Resolve approving the School Department's Special Revenue Fund
4. Resolve approving the School Department's Trust and Agency Budget

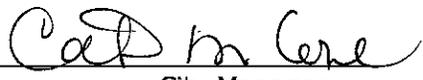
In addition and in accordance with the requirements of LD 1, the following Articles must also be approved.

1. Article 1 will appropriate the local share of the total costs of the Essential Programs and Services funding model.
2. Article 2 will appropriate the non-state funded debt service allocation.
3. Article 3 will authorize the appropriation of local funds in excess of the maximum spending target limit.
4. Article 4 will appropriate the total school budget.
5. Article 5 will appropriate funding for adult education.

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

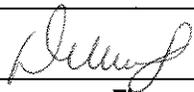
**Manager's Comments:**

These are the various resolves required to adopt the school budget for the coming year.

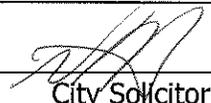
  
\_\_\_\_\_  
City Manager

**Associated Information:** Resolves

**Budget Approval:**

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

**Legal Approval:**

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

**Introduced for**

- Passage  
 First Reading  
 Referral

Page \_\_ of \_\_

Assigned to Councilor Sprague



## CITY OF BANGOR

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**(TITLE.) Resolve,** Making an Appropriation for the School District Contribution to the Total Cost of Funding Public Education from Kindergarten to Grade 12 as Required by 20-A MRSA Section 15690 1. A-B

### **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT**

In accordance with 20-A MRSA Section 15690 1. A. and B., the following separate article appropriating \$20,868,432 as the City's contribution to the total cost of funding public education from kindergarten to grade 12 is hereby approved.

Article 1: To see what sum the municipality will appropriate for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act (recommend \$37,235,292) and to see what sum the municipality will raise as the municipality's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Act in accordance with Maine Revised Statutes, Title 20-A, section 15688

Recommend \$20,868,432

Explanation: The municipality's contribution to the total cost of funding public education from Kindergarten to Grade 12, as described in the Essential Programs and Services Funding Act, is the amount of money determined by the state law to be the minimum amount that the municipality must raise in order to receive the full amount of state dollars.

Assigned to Councilor Nealley



## CITY OF BANGOR

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**(TITLE.) Resolve,** Making an Appropriation for Adult Education for the Bangor School Department as Required by 20-A MRSA Section 8603-A (1).

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT:**

In accordance with 20-A MRSA Section 8603-A (1), the following separate article authorizing a total FY2016 Adult Education budget in the amount of \$421,651.00 is hereby approved.

**ARTICLE:** To see if the municipality will authorize the school committee to appropriate \$421,651 for Adult Education and raise \$180,000 as the local share with authorization to expend any additional, incidental, or miscellaneous receipts in the interest and for the well-being of the adult education program.

**Explanation:** The school administrative unit is to include a separate summary article indicating the total annual budget and local share Adult Education. In the past, funding for Adult Education was included as part of the Enterprise Fund budget appropriation. A recent legislative change now requires Adult Education funding to be part of the General Fund.

\$421,651 is total adult education budget less special revenue funds. Only \$180,000 is derived from general fund, the remainder is derived from fees for services.



Assigned to Councilor Baldacci

## CITY OF BANGOR

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**(TITLE.)** Resolve, Vocational Education Region #4 Appropriation Pursuant to Title 20-A, Chapter 606, 15601-15619, Maine Revised Statutes Annotated

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

**RESOLVED**, that the United Technologies Center Region #4 budget for 2015-2016 as approved by the Cooperative Board be approved in the amount of \$2,687,777 (Bangor's 2015-2016 assessment will be \$476,503.30 for operating costs). This amount is included in the Bangor School Department's 2015-2016 budget.

**RESOLVED**, that the United Technologies Center Region #4 budget for Adult Education for 2015-2016 as approved by the Cooperative Board be approved in the amount of \$207,586.60 (Bangor's 2015-2016 assessment for Adult Education will be \$16,908.75). This amount is included in the Bangor School Department's 2015-2016 budget.

Statement of Fact: The purpose of this action is to comply with the State's requirement for local legislative body votes appropriating funds for education per Title 20-A, Chapter 606, 15601-15619.



Assigned to Councilor Blanchette

## CITY OF BANGOR

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**(TITLE.) Resolve,** Making an Appropriation for Non-State Funded Debt Service Allocation for the Bangor School Department as Required by 20-A MRSA Section 15690 2. A.

### **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT**

In accordance with 20-A MRSA Section 15690 2. A., there is hereby approved the following separate school budget article raising and appropriating \$1,603,538 in local funds for annual payments on debt service for non-state funded portions of School construction projects and minor capital projects.

**ARTICLE 2** To see what sum the municipality will raise and appropriate for the annual payments on debt service previously approved by the city council for non-state funded portions of school construction projects and minor capital projects in addition to the funds appropriated as the local share of the school administrative unit's contribution to the total cost of funding public education from kindergarten to grade 12.

Recommend \$1,603,538

Explanation: Non state funded debt service is the amount of money needed for the payments of school department long term debt for major capital construction projects and or minor capital renovation projects that are not approved for state subsidy. The issuance of this long term debt was previously approved by the Bangor City Council.



Assigned to Councilor Civiello

## CITY OF BANGOR

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(TITLE.) Resolve, Approving School Department Estimates of Revenue from State Sources and Budget-Enterprise Fund

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

***RESOLVED***

that the City of Bangor accept the following categories of funding as provided by the Maine State Legislature for the year beginning July 1, 2015 and ending June 30, 2016, and approve them as the Bangor School Department's Enterprise Fund Budget for the same fiscal period. And be it further resolved that the Bangor School Department's Enterprise Fund for the period of July 1, 2015 to June 30, 2016 is hereby approved as follows in the amount of \$1,551,274.

<u>Division Name</u>	<u>Estimated Amount to be Received</u>
6000 Food Services Program	\$1,450,247
6150 Adult Ed Enrichment/General Evening	\$ 47,500
Total	\$1,551,274



Assigned to Councilor Flourde

## CITY OF BANGOR

**(TITLE.) Resolve, Approving School Department Estimates of Revenue from State Sources and Budget-Special Revenue Fund**

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

**RESOLVED**, that the City of Bangor accept and authorize the School Committee to expend the following categories of funding as provided by the Maine State Legislature for the year beginning July 1, 2015 and ending June 30, 2016 in the amount of \$3,135,385.

<u>Division Name</u>	<u>Estimated Amount to be Received</u>
2010 Elizabeth Means	\$ 6,000
2200 College Transition	\$ 35,000
2300 Title 1A	\$ 1,526,968
2470 IDEA Part B (Local Entitlement)	\$ 1,107,733
2510 Local Entitlement Pre School	\$ 21,561
2700 Title IIA (Teacher Quality)	\$ 275,777
2950 Adult Basic Ed	\$ 47,000
2630 21 <sup>st</sup> Century Grant	\$ 115,346
<b>TOTAL</b>	<b>\$ 3,135,385</b>

Various funds referred to as special revenue and therefore are accounted for separately:

Means Fund	Used for special education
College Transition	Adult Ed program (remedial courses)
Title 1A	Assists students with reading and math Free and reduced
Idea	Special education funding
Local entitlement Preschool	Used for kindergarten or 4 year old program
Title IIA	Class size reduction
Adult Basic Ed	
21 <sup>st</sup> Century	Afterschool Programming



Assigned to Councilor Graham

## CITY OF BANGOR

(TITLE.) **Resolve**, Approving School Department Estimates of Revenue and Budget – Trust and Agency Fund

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

***RESOLVED***, that the Bangor School Department Trust and Agency Fund budget for July 1, 2015 to June 30, 2016 to be approved in the amount of **\$2,433,736**

	<u>Division Name</u>	<u>Estimated Amount to be Received</u>
9010	Bangor Regional Program Multi-handicapped	\$ 542,506
9020	Bangor Regional Program Hearing Impaired	\$ 145,453
9030	Bangor Regional Program Acadia Hospital	\$ 254,714
9040	Bangor Regional Program Day Treatment	\$ 1,425,063
9050	Bangor Regional Program Multi-handicapped Summer	\$ 30,000
9100	Gifts & Donations	\$ 5,000
9300	Southern Penobscot Regional Program for Children with Exceptionalities	\$ 31,000
	<b>TOTAL</b>	<b>\$ 2,433,736</b>

Assigned to Faircloth



## CITY OF BANGOR

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**(TITLE.) Resolve,** Making an Appropriation for the Bangor School Department in Excess of the Maximum Spending Target Established by 20-A MRSA Section 15671 A. 4.

### **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT**

In accordance with 20-A MRSA Section 15671 A. 4, the following separate article authorizing an appropriation of \$3,734,053 of local funds in excess of the maximum spending target is hereby approved.

**ARTICLE 3:** The City of Bangor shall raise and appropriate, \$3,734,053 in additional local funds, which exceeds the State's Essential Programs and Services allocation model by \$2,862,498 as required to fund the budget recommended by the Bangor School Committee.

The Bangor School Committee recommends \$3,734,053 of additional funds and gives the following reasons for exceeding the State's Essential Programs and Services funding model by \$2,862,498: Special Education \$648,211; Transportation \$320,710; Co and extracurricular activities \$1,098,423; Technology \$387,910; and Employee Benefits \$407,244.

**Explanation:** The additional local funds are those locally raised funds over and above the school administrative unit's local contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment on non-state funded debt service that will help achieve the municipal budget for educational programs.

Assigned to Councilor Faircloth



## CITY OF BANGOR

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**(TITLE.) Resolve,** Making an Appropriation for the Bangor School Department in Excess of the Maximum Spending Target Established by 20-A MRSA Section 15671 A. 4.

### **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT**

In accordance with 20-A MRSA Section 15671 A. 4, the following separate article authorizing an appropriation of \$3,819,857 of local funds in excess of the maximum spending target is hereby approved.

**ARTICLE 3:** The City of Bangor shall raise and appropriate, \$3,819,857 in additional local funds, which exceeds the State's Essential Programs and Services allocation model by \$2,948,302 as required to fund the budget recommended by the Bangor School Committee.

The Bangor School Committee recommends \$3,819,857 of additional funds and gives the following reasons for exceeding the State's Essential Programs and Services funding model by \$2,948,302: Special Education \$648,211; Transportation \$320,710; Co and extracurricular activities \$1,098,423; Technology \$387,910; and Employee Benefits \$493,048.

**Explanation:** The additional local funds are those locally raised funds over and above the school administrative unit's local contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment on non-state funded debt service that will help achieve the municipal budget for educational programs.

AS AMENDED  
15-173  
MAY 27, 2015

Assigned to Sprague



## CITY OF BANGOR

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**(TITLE.) Resolve,** Making an Appropriation for the Total School Budget for the Bangor School Department as Required by 20-A MRSA Section 15690 4. A.

### **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT**

In accordance with 20-A MRSA Section 15690 4. A., the following separate article authorizing a total FY2016 School Department budget in the amount of \$43,887,345 is hereby approved.

**ARTICLE 4:** To see what sum the municipality will authorize the school committee to expend for the fiscal year beginning July 1, 2015 and ending June 30, 2016 from the school administrative units contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

**Recommend \$43,887,345**

**Explanation:** The school administrative unit must include a summary article indicating the total annual budget for funding public education from kindergarten to grade 12. The amount recommended must be the gross budget for funding public education from kindergarten to grade 12. This article does not provide money unless the other articles are approved.

Assigned to Councilor Sprague



## CITY OF BANGOR

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**(TITLE.) Resolve,** Making an Appropriation for the Total School Budget for the Bangor School Department as Required by 20-A MRSA Section 15690 4. A.

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

In accordance with 20-A MRSA Section 15690 4. A., the following separate article authorizing a total FY2016 School Department budget in the amount of \$43,973,149 is hereby approved.

**ARTICLE 4:** To see what sum the municipality will authorize the school committee to expend for the fiscal year beginning July 1, 2015 and ending June 30, 2016 from the school administrative units contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

**Recommend \$43,973,149**

**Explanation:** The school administrative unit must include a summary article indicating the total annual budget for funding public education from kindergarten to grade 12. The amount recommended must be the gross budget for funding public education from kindergarten to grade 12. This article does not provide money unless the other articles are approved.



**NEW  
BUSINESS**

**COUNCIL ACTION**

**Item No. 15-195**

**Date: May 27, 2015**

**Item/Subject:** ORDER, Amending Schedule XVI, One-Way Streets, as Referenced in Article II Section 291-28 of the Code of Ordinances, Clinton Street.

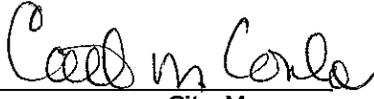
**Responsible Department:** Engineering

**Commentary:** This item will amend Schedule XVI, Article II, Section 291-28 of the Code of Ordinances for the City of Bangor to make Clinton Street a one-way street. Currently, Clinton Street is thirty-seven foot wide and forty foot wide-street that runs between Hammond Street and Union Street. State and local funds have been put aside to reconstruct the lights, intersection and pavement at Hammond, Union and Clinton Streets. The current configuration of the intersection can be challenging for pedestrians and motor vehicle traffic. As part of the project, there is interest in making this intersection work better from both a pedestrian and car standpoint. One suggestion was to make this turn this two-way street into a one-way street. If approved, direction of travel would be one-way from Hammond Street easterly to Union Street.

This has been reviewed by the Infrastructure Committee on April 14, 2015 which recommends approval following the notification of the neighborhood.

John M. Theriault  
Department Head

**Manager's Comments:**

  
City Manager

**Associated Information: Council Order, Location Map**

Map

**Budget Approval:**

Finance Director

**Legal Approval:**

  
City Solicitor

**Introduced for**

- Passage
- First Reading
- Referral

Assigned to Councilor Flourde



# CITY OF BANGOR

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**(TITLE.) ORDER, Amending Schedule XVI, One-Way Streets, as Referenced in Article II Section 291-28 of the Code of Ordinances – Clinton Street.**

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

**ORDERED,**

THAT

Schedule XVI, One-Way Streets, as referenced in Article II, Section 291-28 of the Code of Ordinances is hereby amended by adding:

NAME OF STREET	FROM	TO
Clinton Street	Hammond Street	Union Street



**COUNCIL ACTION**

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**Item No. 15-196**

**Date: May 27, 2015**

**Item/Subject:** RESOLVE, Supporting the TIGER VII Grant Application

**Responsible Department:** Community & Economic Development

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**Commentary:**

This Resolve supports a grant application to the U.S. Department of Transportation under the TIGER (Transportation Investment Generating Economic Recovery) VII round funding by the State of Maine Department of Transportation, Central Maine and Quebec Railway, Pan Am Railways, the Maine Northern Railway and Eastern Maine Railways.

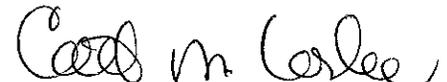
The item was reviewed and recommended for approval by the Business & Economic Development Committee at its meeting on May 19, 2015.

Tanya Emery

Department Head

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**Manager's Comments:**

  
City Manager

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**Associated Information:**

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**Budget Approval:**

  
Finance Director

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**Legal Approval:**

  
City Solicitor

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**Introduced for**

- Passage
- First Reading
- Referral

Page \_\_ of \_\_

Assigned to Councilor Faircloth



## CITY OF BANGOR

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**(TITLE.) Resolve,** Supporting the TIGER VII Grant Application

**WHEREAS,** the State of Maine Department of Transportation (DOT), in partnership with the Central Maine and Quebec Railway, Pan Am Railways, the Maine Northern Railway and Eastern Maine Railways, is applying for a U.S. Department of Transportation grant under the TIGER (Transportation Investment Generating Economic Recovery) VII round; and

**WHEREAS,** Bangor is the transportation hub of eastern and northern Maine; and

**WHEREAS,** the project to be funded focuses on eastern and northern Maine and seeks to upgrade key segments of the region's rail infrastructure; and

**WHEREAS,** the project represents an unprecedented partnership between the State of Maine DOT and the four private railroads that service the area; and

**WHEREAS,** the grant request is approximately \$36.6 million which includes \$22 million in federal funds, \$14.3 million from the four participating railroads and \$300,000 from the State of Maine DOT; and

**WHEREAS,** the TIGER investment in the rail system will focus on improved safety, reliability, operating speeds, transit time and achieving other efficiencies and an overall good state of repair; and

**WHEREAS,** the improvements will extend from the Port of Searsport through the Penobscot Valley to Madawaska; and

**WHEREAS,** the improvements will provide better service for shippers to the Midwest and Canada through the Central Maine and Quebec Railway's line to Montreal, overseas via Searsport, to east coast markets over the PanAm Corridor to Massachusetts, and the Maritimes via the Eastern Maine Railway; and

**WHEREAS,** support from local government is important in the highly competitive process:

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

The Bangor City Council supports the TIGER VII grant application to be submitted by the State of Maine Department of Transportation (DOT) in partnership with the Central Maine and Quebec Railway, Pan Am Railways, the Maine Northern Railway and Eastern Maine Railways.

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

The City Manager submit a letter supporting the grant application on behalf of the Bangor City Council.

**COUNCIL ACTION**

**Item No. 15-197**

**Date: May 27, 2015**

**Item/Subject**    **ORDER,**    Adopting Municipal Development Program and Financial Plan for the Bangor Center Development District

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

**Commentary:**

**PUBLIC HEARING** - Prior to voting on this Order, the Council is required to hold a Public Hearing on the Municipal Development Program and Financial Plan for the Bangor Center Development District.

The purpose of this Order is for the City Council to consider the Program to be implemented for the Bangor Center Development District. The Program has been prepared by the Bangor Center Management Corporation/ Downtown Bangor Partnership.

This item was reviewed and recommended for approval by the Business & Economic Development Committee at its May 19, 2015 meeting.

\_\_\_\_\_  
Tanya Emery  
Department Head

**Manager's Comments:**

\_\_\_\_\_  
*Cecil M. Conle*  
City Manager

**Associated Information:**

Municipal Development Program and Financial Plan attached to CO

**Budget Approval:**

\_\_\_\_\_  
*W. Weber*  
Finance Director

**Legal Approval:**

\_\_\_\_\_  
*[Signature]*  
City Solicitor

**Introduced for**

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



Assigned to Councilor Blanchette

## CITY OF BANGOR

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**(TITLE.)** ORDER, Adopting Municipal Development Program and Financial Plan for the Bangor Center Development District

**WHEREAS,** by action of the City Council, a certain area in the downtown has been designated as a Municipal Development District, known as the Bangor Center Development District, in accordance with 30-A M.R.S.A. § 5223(1); and

**WHEREAS,** 30-A M.R.S.A. § 5224(1) requires that the governing body of a Municipality adopt a development program for each development district; and

**WHEREAS,** the purpose of the previously established Development District continues to exist and the District will contribute to the economic growth and well-being of the Municipality, to the betterment of the health, welfare, and safety of the City of Bangor; and

**WHEREAS,** the Bangor Center Management Corporation/Downtown Bangor Partnership has recommended a proposed development program to be adopted by the City Council:

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

in accordance with 30-A M.R.S.A. §§ 5223 and 5224, there is hereby adopted the "Bangor Center Development District, Municipal Development Program and Financial Plan, Fiscal Year 2016", a copy of which is attached hereto as the development program for the Bangor Center Development District.



15-197  
MAY 27, 2015

## **Bangor Center Development District Municipal Development Program and Financial Plan Fiscal Year 2016**

### ***Proposed FY2016 Work Plan and Budget (July 1, 2015 through June 30, 2016)***

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The Downtown Bangor Partnership will launch into FY2016 welcoming five new Directors to its Board along with two Directors returning for second terms. The committed volunteers that serve on the Board of Directors dedicate their time and resources to the tried-and-true successes of the DBP and look forward to new directions as the downtown grows.

For the coming fiscal year, we will work to keep Downtown Bangor vibrant, continuing many of our successful programs and projects.

#### **Beautification**

- Blooms on the Stream/Street-side Planters
- Winter Lights in Downtown Bangor
- Downtown Clean-Up Days – Spring and Fall
- Adopt A Garden

#### **Events**

- Cool Sounds Summer Concert Series and Fresh Air Market
- Downtown Trick or Treat
- Santa's Workshop

#### **Marketing**

- Discover Downtown Bangor
- Holiday Marketing-Early Bird Shopping/Plaid Friday/Small Business Saturday

#### **Networking & Outreach**

- Downtown Town Hall
- Quarterly Downtown Business Meetings
- Welcome Baskets for New Downtown Businesses

In addition, we will tackle items that are outlined in our strategic planning process including significant work in the areas of Governance/Organizational Structure and Advocacy.

Downtown Bangor Partnership will utilize contracted part-time staff services available through the City of Bangor's Department of Community & Economic Development along with the committees of the Board of Directors and additional volunteers to carry out the FY2016 work plan. Revenues will be derived from the special assessment levied on property owners in the Downtown Development District and sponsorships. Those revenues will be used to fund our activities for the next fiscal year. Total cash estimated to be available for fiscal year 2016 is \$85,900 a combination of sponsorships, event revenues, and the FY2016

estimated assessment of \$58,650. The DBP will reimburse the Department of Community & Economic Development for staff services up to \$30,000, and for direct expenses such as postage, copies, and materials. It will also purchase insurance at an approximate cost of \$2,100 to cover all events and activities.

We look forward to a continued partnership and collaboration with the City of Bangor and other organizations for the promotion and betterment of downtown, and will take advantage of opportunities that become available during the year.

**Proposed Budget FY2016**

<b>Income</b>	
Special Assessment	\$ 58,650
Event Revenue	\$ 2,000
Sponsorship	\$ 25,250
<b>Total</b>	<b>\$ 85,900</b>

<b>Expenses</b>	
Networking & Outreach	\$ 750
Beautification	\$ 11,000
Contract Services	\$ 30,700
General Administration	\$ 6,000
Public Safety Officer	\$ 10,000
Marketing	\$ 12,300
Events	\$ 14,475
<b>Total</b>	<b>\$ 85,225</b>

<b>Net Income</b>	<b>\$ 675</b>
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**COUNCIL ACTION**

**Item No. 15-198**

**Date: May 27, 2015**

**Item/Subject** **ORDER,** Bangor Center Development District – Establishment of Implementation Assessments

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

**Commentary:**

**PUBLIC HEARING** - Prior to voting on the attached Order, the City Council is required to hold a Public Hearing on the establishment of implementation assessments for the Bangor Center Development District.

Approval of this order will implement a special assessment of \$58,650 on properties located in the Bangor Center Development District. The proposed budget for the Bangor Center Management Corporation/Downtown Bangor Partnership for the 2015-2016 Program is \$85,900 and the City has been requested to raise the amount of \$58,650 from new implementation assessments on properties located in the Bangor Center Development District. The remainder is event revenue of \$2,000 and anticipated sponsorships of \$25,250. If approved, this order will implement an assessment of \$0.51 per thousand dollars of assessed valuation for the Bangor Center Development District and \$.02 per thousand dollars of assessed valuation for the overlay.

In accordance with MRSA Title 30-A §5228, the City has fulfilled extensive statutory notice requirements, including publication of a description of the area affected and the maximum rate of assessment of \$0.53 per thousand dollars of assessed value as of April 1, 2015. This was published in the Bangor Daily News on May 16, 2015 (attached). This assessment will be levied for a one-year program commencing on July 1, 2015 and ending on June 30, 2016. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its May 19, 2015 meeting.

\_\_\_\_\_  
Tanya Emery  
Department Head

**Manager's Comments:**

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Cecil M. Cole  
City Manager

**Associated Information:**

BDN public hearing notice attached to CA

**Budget Approval:**

\_\_\_\_\_  
Debbie S.  
Finance Director

**Legal Approval:**

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

**Introduced for**

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



Assigned to Councilor Nealley

## CITY OF BANGOR

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**(TITLE.) ORDER,** Bangor Center Development District – Establishment of Implementation Assessments

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

the sum of \$58,650 be assessed to fund the operation of the Bangor Center Development District for the period beginning July 1, 2015 and ending on June 30, 2016; and be it further

**ORDERED, THAT** all real property in the Bangor Center Development District, subject to taxation, shall be assessed at a rate of \$0.51 per \$1,000 of valuation; and be it further

**ORDERED, THAT** an overlay in the amount of \$0.02 per \$1,000 is hereby assessed upon said real property; and be it further

**ORDERED, THAT** said assessments shall be due and payable to the City of Bangor on or before September 15, 2015 with interest to accrue at an annual rate of 7% from September 16, 2015 on all of said assessments remaining unpaid after September 16, 2015; and be it further

**ORDERED, THAT** assessments be hereby committed to the Tax Collector of the City of Bangor for collection in accordance with the authority established under 30-A M.R.S.A. § 5228; and be it further

**ORDERED, THAT** said Tax Collector is hereby authorized and directed to take all necessary action for the collection of said assessments as may be provided by law:



**COUNCIL ACTION**

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**Item No. 15-199**

**Date: May 27, 2015**

**Item/Subject**    **ORDER,**    Authorizing Execution of Contract with Bangor Center Management Corporation/Downtown Bangor Partnership

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

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**Commentary:**

This Order authorizes the City Manager to execute a Contract with the Bangor Center Management Corporation/Downtown Bangor Partnership for the purpose of providing management services and administration of the Development Program for the Bangor Center Development District for the period July 1, 2015 - June 30, 2016.

The proposed budget is \$85,900. The Corporation did not request general fund support for the upcoming fiscal year. The proposed Contract would provide reimbursement to the City of up to \$30,000 in personnel costs in administering the program and reimbursement to the City of up to \$10,000 for additional law enforcement services in the District.

This item was reviewed and recommended for approval by the Business & Economic Development Committee at its May 19, 2015 meeting.

\_\_\_\_\_  
Tanya Emery

Department Head

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**Manager's Comments:**

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City Manager

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**Associated Information:**

**Budget Approval:**



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Finance Director

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**Legal Approval:**

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City Solicitor

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**Introduced for**

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

Page    of



Assigned to Councilor Graham

## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing Execution of Contract with Bangor Center Management Corporation/Downtown Bangor Partnership

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

the City Manager is hereby authorized and directed, on behalf of the City of Bangor, to execute a contract, a copy of which is on file in the Office of the City Clerk, with the Bangor Center Management Corporation/Downtown Bangor Partnership for purposes of providing management services and administration of the development program for the Bangor Center Development District for the period July 1, 2015 - June 30, 2016.