

These are “Action Only” minutes. Video of comments may be found on recorded discs at City Hall or at www.cityofbelfast.org.

**City of Belfast
Council Chambers-Belfast City Hall
Tuesday, April 2, 2019**

6:00 PM Council Work Session to discuss Paul Naron’s Permit Application

7:00 PM Regular Council Meeting

Public Hearing #1

In Accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on April 2, 2019 at 7:00 p.m. or as soon as possible thereafter in the Council Chambers of Belfast City Hall to hear an application by Jennifer Whitson d/b/a Crumbs Provisions located at 3 Spring Street, Belfast, Maine for a NEW Malt & Vinous Restaurant Class III & IV liquor license (interior only).

Mayor Paradis asked for proponents and opponents.

1. Jennifer Whitson addressed her license request and noted the address is actually 2 Spring Street.

Mayor Paradis declared the hearing closed.

Public Hearing #2

In accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on April 2, 2019 at 7:00 p.m. or as soon as possible thereafter in the Council Chambers of Belfast City Hall to hear an application by The Otis Group Incorporated d/b/a Rollie’s Bar and Grill located at 37 Main Street, Belfast, Maine for a renewal Malt, Spirituous and Vinous Restaurant Class liquor license, interior and exterior decks.

Mayor Paradis asked for proponents and opponents and hearing none declared the hearing closed.

Public Hearing #3

Pursuant to the Special Amusement Ordinance of the City of Belfast and the provision of Title 28A Section 1054 MRSA a public hearing will be held in the Council Chambers of Belfast City Hall on April 2, 2019 at 7:00 p.m. or as soon as possible thereafter on an application for a Special Amusement Permit for the Otis Group Incorporated d/b/a Rollie’s Bar and Grill for live entertainment, music, vocals – Karaoke, DJ and dancing at 37 Main Street, Belfast, Maine interior/exterior.

Mayor Paradis asked for proponents and opponents and hearing none declared the hearing closed.

Public Hearing #4

In accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on April 2, 2019 at 7:00 p.m. or as soon as possible thereafter in the Council Chambers of Belfast City Hall to hear an application by Anthony Jacovino and Christina Delsanto d/b/a Delvino's Grill and Pasta House located at 52 Main Street, Belfast, Maine for a renewal Class I Spirituous, Vinous and Malt liquor license.

Mayor Paradis asked for proponents and opponents and hearing none declared the hearing closed.

Regular Council Meeting No. 19

1) Call to order

2) Present: Mayor Samantha Paradis, Councilors Mary Mortier, Neal Harkness, Eric Sanders, Michael Hurley and Paul Dean; City Manager Joseph Slocum and Admin. Assistant to the City Manager Manda Cushman.

3) Pledge of Allegiance

4) Adoption of the agenda

Mayor Paradis requested to add the agenda item **10) L #1** Consideration of a proclamation for Week of the Young Child.

Councilor Harkness requested to remove item **9) F** Request to approve a Facility Use application by Duke Marston on behalf of the Belfast Rotary Club for the Annual Belfast Harbor Fest on August 16-18th, 2019 from the Consent Agenda and add it to the Regular Agenda for discussion as item **10) A #1**.

Councilor Hurley requested to move items **10) J** Request for City support for the roadside clean-up event, Keep Belfast Maine Beautiful and **10) K** Request to close outer High Street, from Head of Tide Rd. to Belfast Variety, for 1.5 hours during the Keep Belfast Maine Beautiful event for safety purposes to item **10) A #2**.

Councilor Sanders requested to add to the agenda item **10) L #2** Further discussion on chairing committee meetings.

City Manager, Joseph Slocum, requested to add to the agenda item **10) L #3** Discussion on State Legislation relating to the Bay.

Councilor Sanders, seconded by Councilor Harkness, made a motion to adopt the agenda, as amended. This motion was approved, 5-0.

5) Acceptance of the minutes

Regular Council Meeting of March 19, 2019.

Councilor Harkness, seconded by Councilor Mortier, made a motion to accept the minutes from Regular Council Meeting of March 19, 2019. This was approved, 4-0 (Councilor Sanders abstained).

6) A. Open to the public

1. Joanne Moesswilde of Belfast provided thoughts regarding the Work Session with Paul Naron.
2. Zafra Whitcomb of Belfast addressed item **10) L** on the agenda.
3. Eric Schrader of Belfast discussed Paul Naron proposal.
4. Ridgley Fuller of Belfast addressed item **10) L** on the agenda.

B. Organization and Department Reports

Mary Brand Board of Directors President for the Belfast Soup Kitchen provided an organization update.

Councilors thanked the Belfast Soup Kitchen for all they do for the community.

7) Communications

Councilor Harkness requested that on the April 16th agenda the Council have a discussion regarding the request to have a DHHS office in Belfast.

Councilor Mortier requested that on the April 16th agenda the Broadband Committee provide an update on Next Century Cities.

Councilor Dean reminded the public of the grand opening for the Judicial Building on Friday, April 5th at 1:00 p.m.

Councilor Hurley provided an update on the Job Fair, Wednesday, April 3rd from 3:30 to 6:30 p.m. at the Hutchinson Center.

Councilor Mortier invited the public to the Rotary Pancake Breakfast fundraiser to support local soup kitchens this Sunday, April 7th.

Councilors and Director of Code & Planning addressed the loss of Belfast citizen and long time In-Town Design Committee member Larason Guthrie.

Mayor Paradis discussed the following:

- Food Insecurity Forum on Thursday, April 4th at 9:00 a.m. at the Methodist Church.
- Update on upcoming Mayors Coalition Meetings.
- Requested an update on the Pierce School proposal.
- Requested an update from the County regarding plans for the court houses.
- Discussed her recent travels to South East Asia.

8) Old Business and Council Committee Reports

A. Consideration of an appointment to the Broadband Committee.

Councilor Mortier, seconded by Councilor Sanders, made a motion to appoint John Arrison to the Broadband Committee. This motion was approved, 5-0.

Councilor Hurley inquired about the Broadband Committees efforts to find out more information regarding how to get Wi-Fi along the whole length of the Harbor Walk.

Zafra Whitcomb, Broadband Committee member, addressed Council interests in getting Wi-Fi along the Harbor Walk.

9) Permits, Petitions and Licenses - Consent Agenda

- A. Request to approve an application by Jennifer Whitson d/b/a Crumbs Provisions located at 3 Spring Street, Belfast, Maine for a NEW Malt & Vinous Restaurant Class III & IV liquor license (interior only).
- B. Request to approve an application by The Otis Group Incorporated d/b/a Rollie's Bar and Grill located at 37 Main Street, Belfast, Maine for a renewal Malt, Spirituous and Vinous Restaurant Class liquor license, interior and exterior decks.
- C. Request to approve an application for a Special Amusement Permit for the Otis Group Incorporated d/b/a Rollie's Bar and Grill for live entertainment, music, vocals – Karaoke, DJ and dancing at 37 Main Street, Belfast, Maine interior/exterior.

- D. Request to approve an application by Anthony Jacovino and Christina Delsanto d/b/a Delvino's Grill and Pasta House located at 52 Main Street, Belfast, Maine for a renewal Class I Spirituous, Vinous and Malt liquor license.
- E. Request to approve an application for 2 coin operated machines for The Otis Group Incorporated d/b/a Rollie's Bar and Grill located at 37 Main Street, Belfast, ME.
- F. Item moved to **10) A #1.**
- G. Request by the Fire Chief to confirm Rose Piscuckas as a paid per call Ambulance Attendant for the Belfast Ambulance Service.
- H. Request by the Fire Chief to confirm Whitney Brown as a paid per call Firefighter for the Belfast Fire Department.

Councilor Harkness, seconded by Councilor Mortier, made a motion to accept the consent agenda. This motion was approved, 5-0.

10) Business

A) #1 Request to approve a Facility Use application by Duke Marston on behalf of the Belfast Rotary Club for the Annual Belfast Harbor Fest on August 16-18th, 2019.

Councilors discussed recommendation from the Parks & Recreation Director regarding the length of time the tent is up prior to the event.

Councilor Sanders, seconded by Councilor Harkness, made a motion to accept the request as written with the request that the organizers hold off on putting up the tent until Thursday before the event if at all possible. This motion was approved, 5-0.

A) #2 Request for City support for the roadside clean-up event, Keep Belfast Maine Beautiful.

John Gibbs discussed the request to permit them to utilize City streets to conduct the clean-up day on May 4th and to support the event with \$2,500 to assist with assorted event costs.

Councilor Hurley, seconded by Councilor Sanders, made a motion to support the Facility Use permit for the roadside clean-up event, Keep Belfast Maine Beautiful with \$2,500 funding from the City.

Councilor Mortier requested to amend the motion to include all the requested items of support, Councilor Hurley accepted the requested amendment.

Councilor Hurley, seconded by Councilor Sanders, made a motion to support the Facility Use permit for the roadside clean-up event, Keep Belfast Maine Beautiful with \$2,500 funding from the City along with the donation of trash bags, ability to dispose of larger items such as refrigerators, toilets, tires and appliances found on side of the roadway at the Transfer Station at no cost, reimbursement to Pinkerton for disposal of trash bags at PERC plant – tipping fees, coordination with Public Works for pick-up of extremely large items, to assist with promotion of the event through City Facebook page and website, City Council meetings, use of the old Maskers site as a central meeting area for the event and parking of Pinkerton garbage truck for collection on May 1-4, use of safety signage and possible safety vests, Parks personnel / trucks to assist with trash pick-up, with funds to come from Undesignated Fund Balance. This motion was approved, 5-0.

Request to close outer High Street, from Head of Tide Rd. to Belfast Variety, for 1.5 hours during the Keep Belfast Maine Beautiful event for safety purposes.

Councilor Hurley discussed the request and answered Council questions.

Deputy Chief of Police, Gerry Lincoln, addressed safety concerns.

Councilor Hurley, seconded by Councilor Mortier, made a motion to accept the request to close outer High Street, from Head of Tide Rd. to Belfast Variety with management at both ends, for 1.5 hours during the Keep Belfast Maine Beautiful event.

Mayor Paradis requested to amend the motion to include utilizing MDOT signs where appropriate, Councilor Hurley accepted the amendment.

Councilor Hurley, seconded by Councilor Mortier, made a motion to accept the request to close outer High Street, from Head of Tide Rd. to Belfast Variety with management at both ends, for 1.5 hours during the Keep Belfast Maine Beautiful event, and to utilize MDOT signs where appropriate. This motion was approved, 5-0.

A) #3 Consideration of a proposal to waive the building permit fees associated with construction of the new location for the Soup Kitchen located at 29 Belmont Ave.

City Director of Code and Planning, Wayne Marshall, explained the request.

Councilor Harkness, seconded by Councilor Sanders, made a motion to waive the building permit fees associated with construction of the new location for the Soup Kitchen located at 29 Belmont Ave., as presented. This motion was approved, 5-0.

A) Presentation by City Director of Code and Planning, Wayne Marshall, on proposed amendments to the Office Park Zoning District.

City Director of Code and Planning, Wayne Marshall, reviewed the proposed amendments and answered Council questions.

B) Public Hearing on proposed amendments to the Office Park Zoning District.

Mayor Paradis asked for proponents and opponents.

1. Cody Keithan discussed impact to his property located at Lot 7, if approved.

Mayor Paradis declared the hearing closed.

C) Consideration of a request to accept the proposed amendments to the Office Park Zoning District as a “Second Reading”.

Councilors discussed the request and inquired about Lot 7 within the proposed amendments.

Councilor Mortier, seconded by Councilor Sanders, made a motion to accept the Second Reading on amendments to the Office Park Zoning District, dropping amendments related to Lot 7 the Keithan property. This motion was approved, 5-0.

D) Update on Belfast Community Radio, WBFY.

Eric Klausmeyer, Belfast Community Radio Board President, provided an update and answered Council questions.

E) Request from Deputy Chief of Police to confirm a new Crossing Guard for the Belfast Police Department.

Deputy Chief of Police, Gerry Lincoln, explained the request to confirm Rick Flood as a Crossing Guard for the department.

Councilor Sanders, seconded by Councilor Harkness, made a motion to confirm Rick Flood as a new Crossing Guard for the Belfast Police Department. This motion was approved, 5-0.

F) Request from the Harbor Master for approval to apply for a Small Harbor Improvement Grant to build floats.

Harbor Master, Kathy Pickering, noted that the request is to apply for a Harbor Management Access Grant and if approved to be authorized to use up to \$5,000 from the Harbor ENK account as the City's matching funds.

Councilor Mortier, seconded by Councilor Harkness, made a motion to accept the request to apply for a Harbor Management Access Grant to build floats and if approved to be authorized to use up to \$5,000 from the Harbor Enk account as the City's matching funds. This motion was approved, 5-0.

G) Request from the Harbor Master to utilize funds from the Harbor Fuel Account(s) for new electronics and maintenance for the Harbor Boat.

Harbor Master, Kathy Pickering, explained the request and reviewed the estimate requesting authorization to use up to \$7,250 from the Harbor Enk account for these repairs.

Councilor Harkness, seconded by Councilor Dean, made a motion to accept the request to utilize \$7,250 from the Harbor Enk account for new electronics and maintenance for the Harbor Boat. This motion was approved, 5-0.

H) Consideration of a proposal to waive the building permit fees associated with construction of the new location for the Soup Kitchen located at 29 Belmont Ave.

Item moved to **10) A #3.**

I) Request from City Treasurer for authority to release the annual income earned from the Carolyn Crosby Trust Fund to the Belfast Area High School.

No Council discussion.

Councilor Mortier, seconded by Councilor Sanders, made a motion to authorize the release the annual income earned from the Carolyn Crosby Trust Fund to the Belfast Area High School, as presented. This motion was approved, 5-0.

J) Request for City support for the roadside clean-up event, Keep Belfast Maine Beautiful.

Item moved to **10) A #2.**

K) Request to close outer High Street, from Head of Tide Rd. to Belfast Variety, for 1.5 hours during the Keep Belfast Maine Beautiful event for safety purposes.

Item moved to **10) A #2.**

L) Discussion and possible action on an amendment to the Evaluation and Options to Purchase Agreement between Belfast Water District, Nordic Aquafarms and the City of Belfast.

City Manager, Joseph Slocum, explained the request and answered Council questions.

Councilor Sanders, seconded by Councilor Dean, made a motion to approve the amendment to the Evaluation and Options to Purchase Agreement between Belfast Water District, Nordic Aquafarms and the City of Belfast. This motion was approved, 5-0.

L) #1 Consideration of a proclamation for Week of the Young Child.

Mayor Paradis explained the request on behalf of Susan Beemer of Cornerspring Montessori School.

Councilor Hurley, seconded by Councilor Sanders, made a motion to approve the proclamation for Week of the Young Child. This motion was approved, 5-0.

L) #2 Further discussion on chairing committee meetings.

Councilors discussed committee member roles, requesting each committee identify a chair.

L) #3 Discussion on State Legislation related to the Bay.

Economic Development Director, Thomas Kittredge, reviewed legislation related to the Bay, LD 1287 and LD 1336, requesting Council direction.

Councilors discussed the legislation as presented and how best to proceed.

Councilor Dean, seconded by Councilor Sanders, made a motion to direct support staff to move forward with addressing opposition to legislation LD 1287 at the public hearing on April 11th. This motion was approved, 5-0.

M) Signing of Council Orders and housekeeping items.

Council Order #45 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$2,500, \$1000 as upfront lease cost on a new photocopier for the Planning & Code Office and \$1500 towards the purchase of a speaker system for use in offsite public meetings. Funds are to come from the Planning Department Equipment Reserve Account #670-603. (Approved February 5, 2019)

Council Order #48 Signed by Councilor Mortier, Ordered That:

The City Manager and the City Treasurer are authorized to abate aged uncollectable personal property taxes owed and to discharge Tax Collector collection obligations, due to the property owner status (absence, bankruptcy, death, insolvency, poverty or other inability to pay). See attached list. (Approved February 19, 2019)

Council Order #49 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to prepare documents with the Maine Bond Bank to borrow up to \$8,600,000 for the construction of a new Public Works Facility and new Solar Farm on Crocker Rd. (Approved March 5, 2019)

Council Order #50 Signed by Councilor Hurley, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$600 to support the local Job Fair. Funding is to come from the following accounts: \$500 from account # 580-601 and \$100 from account # 710-621. (Approved March 5, 2019)

Council Order #51 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to borrow up to \$2,500,000 CWSRF loan from DEP to pay for energy upgrade projects for the Wastewater Treatment Plant which will be repaid from Wastewater user fees. (Approved October 2, 2018)

Council Order #52 Signed by Councilor Hurley, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$290,000.00 to Ten Connected Solutions to pay for the purchase of City Street Lights and to retrofit them with LED's. Funding is to come from Undesignated Fund Balance. (Approved March 19, 2019)

Council Order #53 Signed by Councilor Mortier, Ordered That:

The City Manager and the City Treasurer are authorized to accept the lowest fuel bid at the fixed cost of \$2.3185 price per gallon (using approximately 24,000 gallons per year) from Maritime Energy, Belfast ME for November 1, 2019 to July 31, 2020 for the following City Buildings: City Hall, Wastewater Treatment Plant, Fire & Ambulance Station, Transfer Station/Recycling Building, Highway Department, Belfast Free Library, Boathouse and Belfast Police Station. (Approved March 19, 2019)

Council Order #54 Signed by Councilor Mortier, Ordered That:

**AMENDMENTS TO CITY CODE OF ORDINANCES
CHAPTER 102, ZONING, ARTICLE VIII, SUPPLEMENTARY DISTRICT
REGULATIONS**

Editor's Note: All text shown in black underlined font is the text that is proposed to be added to Chapter 102, Zoning, Division 7. The only text shown for the amendment is the language proposed to be added to Division 7. The complete language for Division 7, Significant Groundwater Well Permit, that the City Council adopted on October 16, 2018 can be found on the City website (cityofbelfast.org); reference Planning and Codes, Div 7 Amend, Feb - March 2019. (See attached text of adopted amendments)

First Reading: February 19, 2019

Second Reading: March 19, 2019

(Approved March 19, 2019)

11) Open to the Public

No comments.

12) Communications

Mayor Paradis informed the public of an upcoming Twitter Town Hall she will be hosting regarding paying elected officials a fair wage.

Councilor Hurley discussed parking and traffic on Miller Street (Church Street to High Street) requesting discussion on changing it to a one way street at an upcoming Council Meeting.

13) Adjourn

Councilor Harkness, seconded by Councilor Sanders, made a motion to adjourn the meeting at 10:46 p.m. This motion was approved, 5-0.

I HEREBY CERTIFY THAT THE ABOVE
IS A TRUE COPY OF INFORMATION
ON THE RECORD WHICH IS IN MY
OFFICIAL CUSTODY

ATTEST



AMANDA CUSHMAN, BELFAST MAINE