

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, June 18, 2019
7:00 p.m.

Public Hearing #1

In accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on June 18, 2019 at 7:00 p.m. or as soon as possible thereafter in the Council Chambers of Belfast City Hall to hear an application for Lafayette Belfast, LLC d/b/a Fireside Inn & Suites at Ocean's Edge, located at 159 Searsport Avenue, Belfast, Maine for a renewal Hotel-Optional Food Class I-A liquor license, interior and exterior decks.

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

Regular Council Meeting No. 24

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

City Manager, Joseph Slocum, requested to amend the agenda as follows:

- Add item **10) K #1** Request from the Wastewater Treatment Plant Superintendent to authorize the transfer of \$11,650 from the Wastewater Treatment Fund Balance to the Wastewater budget, account #990-611, "Equipment and Parts," to pay for a replacement variable frequency drive and a unit control breaker.
- Add item **10) K #2** Request from the Belfast Fire Chief to confirm Violet Zerbe as a part-time EMT for the Belfast Ambulance Service.
- Add item **10) K #3** Request to accept the 2019 Project Canopy Assistance Grant.
- Add item **10) K #4** Request from the Mayor for the City of Belfast to join an Amicus Brief with a coalition of local jurisdictions from across the country in support of the employee-plaintiffs in a trio of cases before the United States Supreme Court concerning whether and how Title VII's

ban on sex discrimination prohibits discrimination on the basis of sexual orientation or gender identity.

Mayor Paradis requested to move item **10) D** Request from the Village Canoe organization (Chris Battaglia) to use Heritage Park from Monday, September 23rd to September 30th to create a pop-up art exhibition, to item **10) A #1**.

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

5) Acceptance of the minutes

Regular Council Meeting of June 4, 2019.

Councilor Harkness, seconded by Councilor Dean, made a motion to accept the minutes from Regular Council Meeting of June 4, 2019. This was approved, 5-0.

6) A. Open to the public

1. Hank Risner of Belfast spoke in support of agenda item **10) H**.

B. Organization and Department Reports

1. Steve Ryan, Executive Director of the Belfast Area Chamber of Commerce provided an organization update.
2. Thomas Kittredge, Economic Development Director, informed the Council of the City being awarded the loan for the Climate Adaptation Plan and provided a brief update on the city website redesign.
3. Director of Code and Planning, Wayne Marshall, provided an update on the Storm Stabilization Project for City Park and an update regarding the upcoming Planning Board meetings on Nordic Aquafarm's Permit Applications.

7) Communications

Councilor Harkness, discussed former Councilor Lee getting into a bicycle accident, thanked Public Works Department for the quick response time and discussed the success of the new Baby Burrito concession at City Park.

Councilor Hurley congratulated Coyote Moon on 30 years of business and informed the public that he will be running for reelection.

Councilor Dean reminded the public of the new locations of stop signs and one way streets.

City Manager, Joseph Slocum, reminded the public of the increase in Browntail Moth Caterpillars and to use caution.

Mayor Paradis reminded the public to be diligent in checking for ticks if spending time outside and thanked all those involved in creating another successful Pride event in Belfast.

Councilor Sanders requested that Council consider looking into changing the intersection of Congress and Miller Street to a 4 way stop intersection.

Councilor Harkness also requested Council consider looking into the intersection of Miller and Church Streets.

Councilor Sanders informed the public that he will not be running for reelection for Ward 3 Councilor, instead he will be running for Mayor.

Mayor Paradis informed the public that she will not be running for Mayor.

8) Old Business and Council Committee Reports

Councilor Hurley provided an Energy Committee update, noting they will be looking at the Police Department siding.

9) Permits, Petitions and Licenses - Consent Agenda

- A.** Request to approve an application for Lafayette Belfast, LLC d/b/a Fireside Inn & Suites at Ocean's Edge, located at 159 Searsport Avenue, Belfast, Maine for a renewal Hotel-Optional Food Class I-A liquor license, interior and exterior decks.
- B.** Request to approve an application for 3 coin operated machines for Michael Bowen d/b/a Bowen's Tavern located at 181 Waterville Road, Belfast, ME.
- C.** Request to approve an off premises catering permit for The Otis Group Inc. d/b/a Rollie's Bar & Grill for the Belfast Rotary Annual Dinner on June 26th, 2019 from 5:00 p.m. to 8:00 p.m. located at the Waldo County Shrine Club, 20 Northport Ave., Belfast, ME.
- D.** Request to approve an off premises catering permit for The Otis Group Inc. d/b/a Rollie's Bar & Grill for the Mid-Coast Realtors Annual Meeting on June 12th, 2019 from 5:00 p.m. to 9:00 p.m. located at the Waldo County Shrine Club, 20 Northport Ave., Belfast, ME.

- E. Request to approve an off premises catering permit for Crusty Crab LLC d/b/a Front Street Pub for a private wedding on June 15th, 2019 from 2:00 p.m. to 11:00 p.m. located at the Belfast Boathouse, 34 Commercial St., Belfast, ME.
- F. Request to approve an off premises catering permit for Delvino LLC d/b/a Delvino's Grill & Pasta House for the Ukulele Festival on June 1st, 2019 from 10:00 a.m. to 8:00 p.m. located at the Steamboat Landing Park, Front St., Belfast, ME.
- G. Request to approve an off premises catering permit for Crusty Crab LLC d/b/a Front Street Pub for the Annual Maine Celtic Celebration on July 19th - 21st, 2019 located at the Belfast Commons, Miller & Front St., Belfast, ME.
- H. Request to approve an off premises catering permit for Bell the Cat, Inc. d/b/a Bell the Cat for a private wedding on June 8th, 2019 from 3:15 p.m. to 5:15 p.m. located at the Hutchinson Center, 80 Belmont Ave., Belfast, ME.
- I. Request to approve an off premises catering permit for Trillium Events, Inc. d/b/a Trillium Events for the Annual Our Town Belfast Dinner on the Bridge fundraiser on June 20th, 2019 from 6:00 p.m. to 9:00 p.m. located at the Armistice Footbridge, 1 Footbridge Rd., Belfast, ME.
- J. Request to approve a Facility Use application by Waldo County for use of the City Park Pavilion for their annual Waldo County Employee Appreciation Day on July 25th, 2019 from 10:30 a.m. to 3:30 p.m.
- K. Request to approve a Lunch Wagon License permit application by Abby Freethly d/b/a Northwoods Gourmet Girl/Wicked Maine Pops located at 2 Cross Street, Belfast, Maine, license to expire on December 31, 2019.

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

10) Business

A) Recognition of the Belfast Soup Kitchen as Belfast's 2019 nominee for a Maine "Spirit of America Volunteerism Award".

Councilors honored the Belfast Soup Kitchen as Belfast's 2019 nominee for a "Maine Spirit of America Volunteerism Award," noting they hope to have them attend an upcoming meeting to acknowledge their work they do for the community.

A) #1 Request from the Village Canoe organization (Chris Battaglia) to use Heritage Park from Monday, September 23rd to September 30th to create a pop-up art exhibition.

Parks and Recreation Director, Norm Poirier, briefly reviewed the request.

Chris Battaglia of Belfast explained his request in more detail and answered Council questions.

Councilor Mortier, seconded by Councilor Sanders, made a motion to accept the Facility Use Request from the Village Canoe organization to use Heritage Park from September 23rd to September 30th to create a pop-up art exhibition. This motion was approved, 5-0.

B) Further discussion with Paul Naron on a proposed Contract Rezoning amendment relating to the requested development at his Front Street properties.

City Manager, Joseph Slocum, provided an overview of negotiations and briefly reviewed the most recent proposal from Mr. Naron.

Attorney Joe Biaungo, representing Mr. Naron, discussed the proposal in further detail and answered Council questions.

Councilors discussed the proposal and requested that next step would be to have a meeting with the City Attorney.

C) Update on proposed amendments to the Traffic Ordinance which would prohibit parking on Church Street across the street from the American Legion.

City Manager, Joseph Slocum, reviewed the proposed amendments and the Legion's request to add additional two hour parking spaces across from the Legion and to change all day parking near the Legion to two hour parking.

Councilors discussed the proposed parking.

Councilor Hurley, seconded by Councilor Sanders, made a motion to accept the proposed amendments to the Traffic Ordinance with the inclusion of two additional 2 hour parking spaces on Church Street across from the American Legion, with the Public Hearing and Second Reading to be held on Tuesday, July 2, 2019. This motion was approved, 5-0.

D) Request from the Village Canoe organization (Chris Battaglia) to use Heritage Park from Monday, September 23rd to September 30th to create a pop-up art exhibition.

Item moved to **10) A #1**.

E) Request from SGI (Soka Gakkai International) of Maine to have a picnic lunch at Heritage Park on Sunday, August 4th.

Parks and Recreation Director, Norm Poirier, briefly explained the request.

Councilor Hurley, seconded by Councilor Harkness, made a motion to accept the Facility Use Request by SGI of Maine to have a picnic lunch at Heritage Park on Sunday, August 4th. This motion was approved, 4-0 (Councilor Hurley abstained).

F) Consideration of appointments to Comprehensive Planning Committee.

City Manager, Joseph Slocum, explained the interview process.

Councilors thanked all who applied and were interviewed.

Councilor Mortier, seconded by Councilor Hurley, made a motion to appoint (Ward 1) Jill Goodwin, (Ward 2) Scott Kelley, (Ward 3) Tammy Lacher Scully, (Ward 4) Syrena Gatewood, (Ward 5) Peter Brunette, and (two members at large) John Carrick and Anne Saggese, to the Comprehensive Planning Committee. This motion was approved, 5-0.

G) Request from the Economic Development Director, Thomas Kittredge, to authorize an application for a Community Development Block Grant, Public Service Grant application on behalf of the Front Street Shipyard.

Economic Development Director, Thomas Kittredge, explained the request in further detail, requesting the Council authorize the application and that the City Manager sign all necessary documents.

Bo Chesney, Acadia Alliance, spoke on behalf of Front Street Shipyard explained the use of the grant funds.

Councilor Mortier, seconded by Councilor Sanders, made a motion to accept the request from the Economic Development Director to authorize and application for a Community Development Block Grant, Public Service Grant application on behalf of the Front Street Shipyard. This motion was approved, 4-0 (Councilor Harkness stepped out of the room).

Councilor Mortier, seconded by Councilor Sanders, made a motion to authorize the City Manager to sign all necessary documents on behalf of the City for a Community Development Block Grant, Public Service Grant application on behalf of the Front Street Shipyard. This motion was approved, 5-0.

H) Request from the Economic Development Director, Thomas Kittredge, and City Planner, Sadie Lloyd Mudge, to apply for an Efficiency Maine Trust Grant to pay for the installation of electric vehicle charging stations at the Bridge Street Parking lot.

Economic Development Director, Thomas Kittredge, explained the request and answered Council questions.

Councilor Hurley, seconded by Councilor Mortier, made a motion to accept the request from the Economic Development Director and City Planner to apply for an Efficiency Maine Trust Grant to pay for the installation of electric vehicle charging stations at the Bridge Street Parking lot, with funding to be approved at a future date. This motion was approved, 5-0.

I) Request for funding for the Belfast Street Party this August.

Councilor Hurley explained the request that the City of Belfast underwrite the Belfast Street Party as the official host, that the City supports the Street Party with funding up to \$7,000 and required staffing assistance from departments such as Parks & Recreation.

Councilors discussed the request and possible accounts for funding.

Councilor Hurley, seconded by Councilor Harkness, made a motion to accept the request from the organizers of the Belfast Street Party for the City of Belfast to co-sponsor the event with insurance and staff assistance and to assist with funding of up to \$7,000 from the Downtown TIF account to support this year's Belfast Street Party. This motion was approved, 5-0.

J) Request from Code Enforcement Officer, Bub Fournier, to pursue a demolition of a derelict building located at 3 Baker Rd.

Director of Code and Planning, Wayne Marshall, explained the request, recommending the Council to conduct a Public Hearing to offer one last opportunity for the property owner to respond to City concerns and if not that City staff is recommending that the City pay the cost of demoing and disposing of the buildings and the City placing a lien on the property.

Councilor Mortier requested at the Public Hearing the Council be provided information on the assessed value of the land and an estimate for demolition and disposing of the buildings.

Councilors discussed concerns with other properties in similar conditions.

Councilor Harkness, seconded by Councilor Hurley, made a motion to accept the request from the Code Enforcement Officer to pursue demolition through a Public Hearing process, scheduled for July 16, 2019. This motion was approved, 5-0.

K) Update on the Construction of the new Public Works Facility off Crocker Road.

City Manager, Joseph Slocum, requested this item be tabled to the next Council meeting, Council unanimously agreed.

K) #1 Request from the Wastewater Treatment Plant Superintendent to authorize the transfer of \$11,650 from the Wastewater Treatment Fund Balance to the Wastewater budget, account #990-611, "Equipment and Parts," to pay for a replacement variable frequency drive and a unit control breaker.

No Council discussion.

Councilor Sanders, seconded by Councilor Mortier, made a motion to accept the request to authorize the transfer of \$11,650 from the Wastewater Treatment Fund Balance to the Wastewater budget, account #990-611, "Equipment and Parts," to pay for a replacement variable frequency drive and a unit control breaker. This motion was approved, 5-0.

K) #2 Request from the Belfast Fire Chief to confirm Violet Zerbe as a part-time EMT for the Belfast Ambulance Service.

No Council discussion.

Councilor Mortier, seconded by Councilor Sanders, made a motion to accept the request from the Belfast Fire Chief to confirm Violet Zerbe as a part-time EMT for the Belfast Ambulance Service. This motion was approved, 5-0.

K) #3 Request to accept the 2019 Project Canopy Assistance Grant.

Councilor Hurley thanked all those involved in helping with these grants.

Councilor Mortier, seconded by Councilor Sanders, made a motion to accept the 2019 Project Canopy Assistance Grant. This motion was approved, 5-0.

K) #4 Request from the Mayor for the City of Belfast to join an Amicus Brief with a coalition of local jurisdictions from across the country in support of the employee-plaintiffs in a trio of cases before the United States Supreme Court concerning whether and how Title VII's ban on sex discrimination prohibits discrimination on the basis of sexual orientation or gender identity.

Mayor Paradis explained the request and answered Council questions, noting researching and bringing back more information on June 20th.

Council unanimously agreed to table until June 20th, at which time Council could take action if they so choose.

L) Request from the City Manager to go into Executive Session to discuss a Personnel matter pursuant to 1 MRSA 405 (6) A.

Councilor Sanders, seconded by Councilor Harkness, made a motion to go into Executive Session on a Personnel matter pursuant to 1 MRSA 405 (6) A at 11:21 p.m. This motion was approved, 5-0.

Councilor Harkness, seconded by Councilor Sanders, made a motion to adjourn Executive Session on a Personnel matter pursuant to 1 MRSA 405 (6) A at 12:02 a.m. This motion was approved, 5-0.

M) Signing of Council Orders and housekeeping items.

Council Order #66 Signed by Councilor Hurley, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$5,500 to purchase a handicap lift for the public pool at Belfast City Park. Funding is to come from Parks Maintenance account 610-585. (Approved May 21, 2019)

Council Order #67 Signed by Councilor Harkness, Ordered That:

**AMENDMENTS TO CITY CODE OF ORDINANCES
CHAPTER 58, TRAFFIC AND VEHICLES,
ARTICLE II, SECTION 58-44, STOP SIGNS**

Editor’s Note: New language is identified in underlined, black font. (See attached text of adopted amendments)

First Reading: May 21, 2019

Second Reading: June 4, 2019

City Code of Ordinances

Chapter 58, Traffic and Vehicles, Article II, Section 58-44, Stop Signs

- (a) No person shall drive any vehicle past or through any intersection having a stop sign without bringing his vehicle to a full stop.
- (b) Stop signs shall be located in the following places; on the first named street with its intersection with the second named street:

Market Street to Church Street westbound

Market Street to Church Street eastbound

(Approved June 4, 2019)

Council Order #68 Signed by Councilor Hurley, Ordered That:

**AMENDMENTS TO CITY CODE OF ORDINANCES
CHAPTER 58, TRAFFIC AND VEHICLES,
ARTICLE I, SECTION 58-11, ONE WAY STREETS**

Editor's Note: New language is identified in underlined, black font. (See attached text of adopted amendments)

First Reading: May 21, 2019

Second Reading: June 4, 2019

Chapter 58, Traffic and Vehicles, Article I, Section 58-11, One Way Streets

Upon the following streets and parts of streets and alleys, traffic shall move only in the indicated direction when signs indicating the direction of the traffic are erected and maintained at every intersection where movement in the opposite direction is prohibited:

(10) Westerly on Miller Street from its intersection of High Street to its intersection with Church Street.

(11) Easterly on Spring Street from its intersection with Church Street to its intersection with High Street.

(Approved June 4, 2019)

11) Open to the Public

No public comments.

12) Communications

Councilor Hurley thanked Council for their support for the Annual Belfast Street Party.

City Manager, Joseph Slocum, discussed sending thank you letters to Troy Howard Middle School students for letters they sent to Council, Council unanimously agreed.

Councilor Dean discussed need for volunteers for the Belfast Street Party.

Mayor Paradis requested an update on how the City is looking into addressing concerns brought forward by a citizen regarding Bridge Street Parking Lot.

City Manager, Joseph Slocum, discussed some options that City staff have looked into to improve issues brought forward regarding the Bridge Street Parking Lot.

Mayor Paradis requested that at on the next Council agenda we include discussion on having a grand opening/ribbon cutting for the solar farm at the new Public Works site.

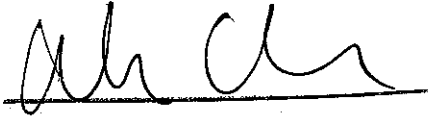
Mayor Paradis discussed concerns with lack of rotation of art in the Council Chambers.

13) Adjourn

Councilor Sanders, seconded by Councilor Mortier, made a motion to adjourn the meeting at 12:02 a.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