

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, February 15, 2022**

6:00 p.m. Request to go into Executive Session on a Personnel matter pursuant to 1 M.R.S.A. 405 (6) A.

Councilor Mortier, seconded by Councilor Harkness, made a motion to go into Executive Session on a Personnel matter pursuant to 1 M.R.S.A. 405 (6) A at 6:01 p.m. This motion was approved, 5-0.

Councilor Mortier, seconded by Councilor Dean, made a motion to adjourn the Executive Session on a Personnel matter pursuant to 1 M.R.S.A. 405 (6) A at 7:00 p.m. This motion was approved, 5-0.

7:00 p.m. Regular Council Meeting

Due to the ongoing public health crisis, per Emergency Order adopted by the City Council on August 12, 2021, all City Council Meetings will be conducted online using Zoom. If you do not plan to speak at open to the public we encourage the public to stream the meeting on the City website www.cityofbelfast.org, watch live on BEL TV channel 7 or channel 1303.

Public Hearing #1

Pursuant to Belfast Victualer License ordinance a public hearing will be held on February 15, 2022 at 7:00 p.m. or as soon as possible thereafter via Zoom on the following application for a new Victualer License, due to expire May 31, 2022.

Daniel Rock

d/b/a

Fons Kitchen

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

Public Hearing #2

In accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on Tuesday, February 15, 2022 at 7:00 p.m. or as soon as possible thereafter via Zoom on a new application by Daniel Rock d/b/a Fons Kitchen located at 132 High Street, Belfast, Maine for a Malt, Vinous and Spirituous Restaurant (Class I, II, III, IV) license, interior only.

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

Regular Council Meeting No. 16

1) Call to order

2) Present: Mayor Eric Sanders, Councilors Mary Mortier, Neal Harkness, Brenda Bonneville, Michael Hurley and Paul Dean; City Manager Erin Herbig and Assistant to the City Manager Manda Cushman.

3) Pledge of Allegiance

4) Adoption of the agenda

Councilor Mortier requested to add an update from the Broadband Committee under item 8 on the agenda.

Councilor Mortier, 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 February 1, 2022.

Councilor Dean, seconded by Councilor Bonneville, made a motion to accept the minutes from Regular Council Meeting of February 1, 2022. This motion was approved, 5-0.

6) A. Open to the public

City Manager Erin Herbig noted that Council received 4 emails and 0 postal mail, prior to noon today which were shared with Council before the start of the Council meeting to be included as part of the Open to the Public.

1. Zafra Whitcomb of Belfast discussed concerns with item **10) I.**

B. Organization and Department Reports

- Organizational update from the Belfast Area Chamber of Commerce.
- Organizational update from Waterfall Arts.

- City Manager Erin Herbig provided an update on Penobscot McCrum and informed the public of the City closures for President’s Day.

7) Communications

Councilors discussed how we as a municipality and community can keep Belfast the place we all love.

Councilor Harkness thanked the Planning Board for taking their time to meet with Council during the recent joint Work Session on housing.

8) Old Business and Council Committee Reports

- Consideration of an appointment to the RSU #71 School Board.

Councilor Bonneville, seconded by Councilor Harkness, made a motion to appoint Lindsay McGuire to the RSU #71 School Board. This motion failed, 2-3 (Councilor Mortier, Hurley and Dean opposed).

Councilor Mortier, seconded by Councilor Dean, made a motion to appoint Martha Proulx to the RSU #71 School Board. This motion was approved, 5-0.

- Update from the Broadband Committee.

9) Permits, Petitions and Licenses - Consent Agenda

- A. Request to approve an application for a new Victualer License, due to expire May 31, 2022.

Daniel Rock	d/b/a	Fons Kitchen
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- B. Request to approve a new application by Daniel Rock d/b/a Fons Kitchen at 132 High Street, Belfast, Maine for a Malt, Vinous and Spirituous Restaurant (Class I, II, III, IV) license, interior only.

- C. Request to approve a Facility Use Request by Ananda’s Yoga to conduct an evening “Chant with Swan Kirtan” on Saturday, July 9, 2022 from 6:30 p.m. to 8:30 p.m. in Steamboat Landing Park.

Councilor Mortier, seconded by Councilor Bonneville, made a motion to approve the Consent Agenda. This motion was approved, 5-0.

10) Business

A) City Council Consideration of Proclamation Condemning anti-Semitism.

Councilor Harkness discussed the request and read the draft proclamation.

Councilors discussed the proposed proclamation condemning anti-Semitism.

Councilor Harkness, seconded by Councilor Bonneville, made a motion to approve the Proclamation Condemning anti-Semitism. This motion was approved, 5-0.

B) Request from the Director of Code and Planning and the City Manager to implement the 2022 Curbside Belfast (Phase V) program on May 1, 2022.

Director of Code and Planning and the City Manager discussed with Council implementing the 2022 Curbside Belfast (Phase V) program on May 1, 2022, including ironing out some details for the upcoming season.

Council requested that feedback is taken and the application is brought back to Council for formal approval at an upcoming Council Meeting.

C) Update regarding Browntail Moth Remediation in the City of Belfast.

City Manager Erin Herbig briefly reviewed the request on behalf of the Parks and Recreation Director.

Councilor Hurley, seconded by Councilor Mortier, made a motion to approve the request to hire Hawkes Tree Service to again address these areas of concern utilizing spraying or injection at a cost of \$14,000 and to hire For Tree Service to complete needed clipping for an additional \$3,000, with funding to be transferred from the Undesignated Fund Balance into the Tree Maintenance Account #460-578. This motion was approved, 5-0.

D) Request by the Economic Development Director to have the City Council approve a contract with ReVision Energy for the purchase of Net Energy Billing Credits.

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

Councilor Mortier, seconded by Councilor Hurley, made a motion to approve a contract with ReVision Energy for the purchase of Net Energy Billing Credits; and to authorize City the Manager to sign any and all paperwork related to and necessary for the execution of this contract. This motion was approved, 5-0.

E) Presentation of an order pertaining to the issuance by the City of Belfast to a lender of Bonds and Notes in amounts not to exceed \$3,500,000.

Mandy Olver of Olver Associates Inc. provided a brief overview of the purpose of the bond and how it will be utilized.

F) Public Hearing of an order pertaining to the issuance by the City of Belfast to a lender of Bonds and Notes in amounts not to exceed \$3,500,000.

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

G) Second Reading and possible approval of an order pertaining to the issuance by the City of Belfast to a lender of Bonds and Notes in amounts not to exceed \$3,500,000.

No Council discussion.

Councilor Mortier, seconded by Councilor Bonneville, made a motion to waive the oral reading and proceed to a vote. This motion was approved, 5-0.

Councilor Mortier, seconded by Councilor Dean, made a motion to accept the Second Reading and approval of an order, in the form presented at this meeting, authorizing the issuance by the City of bond anticipation notes in an amount not to exceed \$3.5 million to be refinanced with general obligation bonds in an amount not to exceed \$3.5 million for the purpose of financing all or a portion of the costs associated with the acquisition, design, construction, rehabilitation, upgrading and equipping of any or all improvements to the City's Waste Water Treatment Plant and related systems, including, but not limited to, the sewer located in Mayo

Street in the City and facilities, equipment or both functionally related and subordinate to the foregoing. This motion was approved, 5-0.

H) Review of the City of Belfast Charter with the City Attorney.

City Attorney Kristin Collins reviewed the City of Belfast Charter and answered Council questions.

Councilors discussed the process for which the Council would have to follow to have edits made to the Charter. Proposed edits will be brought back before Council at the March 1st Council Meeting.

I) Request from the Climate Crisis Committee to support the Sierra Club Maine’s application for a service provider grant under the Community Resilience Partnership program in which Sierra Club Maine seeks to become the Regional Service Provider for the City of Belfast.

Climate Crisis Committee Chair Jon Beal and Sierra Club Maine Grassroots Climate Action Organizer Ania Wright reviewed the request and answered Council questions.

Councilor Mortier, seconded by Councilor Harkness, made a motion to support the Sierra Club Maine’s application for a service provider grant under the Community Resilience Partnership program in which Sierra Club Maine seeks to become the Regional Service Provider for the City of Belfast; and to submit a letter of support for this proposal. This motion was approved, 5-0.

J) Signing of Council Orders and housekeeping items.

Council Order #68 Signed by Councilor Mortier Ordered That:

The City Manager and the City Treasurer are authorized to transfer up to \$17,000.00 to hire Hawks Tree Service (spraying or injection) and For Tree Service (clipping) regarding Browntail Moth remediation in the early spring of 2022. Funding is to be transferred from the Undesignated Fund Balance into the Tree Maintenance Account #460-578. (Approved February 15, 2022)

11) Communications

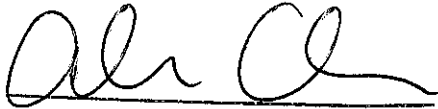
Councilor Dean thanked the Public Works Department for all their hard work.

12) Adjourn

Councilor Hurley, seconded by Councilor Dean, made a motion to adjourn at 9:43 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

A handwritten signature in black ink, appearing to read 'Amanda Cushman', written over a horizontal line.

AMANDA CUSHMAN, BELFAST MAINE