

EXECUTIVE SESSION: 6:30 PM

To discuss an abatement issue, labor negotiations and Mid Coast Hospital issue.

SPECIAL MEETING MINUTES
City Council of the City of Bath
Wednesday, August 18, 1999 7:00pm
City Council Chambers, Bath City Hall

Present: Councilors Williams, James, Blake, Wyman, Hayden, Tibbetts, Rogers, Reed, Chairman Hall

Also Present: City Manager - Bubier, City Solicitor - Therriault, Deputy City Clerk - Schoonhoven

Chairman Hall called the August 18, 1999 meeting of the Bath City Council to order at 7:00 p.m.

I. Public Hearing Ordinance - Amendment to Chapter 3, Advertising, Article 2, Signs, Section 3.206 Zoning District Standards, I. Central Business District (Second Passage) Chairman Hall read the ordinance as follows:

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BATH-I THAT THE CODE OF THE CITY OF BATH, ADOPTED FEBRUARY 2, 1977, AND SUBSEQUENTLY AMENDED, BE FURTHER AMENDED AS FOLLOWS:

CHAPTER 3. ADVERTISING

Article 2. Signs

Section 3.206. Zoning District Standards

1. Central Business District.

Number of Signs:

Delete: "2 per building face or occupant where there are multiple first floor occupants, plus one window, parallel or applied sign."

Replace With: "2 per building face per occupant."

Delete the following Section:

"C. Where there are multiple occupants for a building, each ground floor occupant of a structure, whether the same as the above floor tenant or different, may display two signs. It is intended that the major or primary sign, will be located at the establishment's main entrance.

Replace with the following Section:

"C. Each upper floor tenant may display two signs per building face and be included in a directional multiple sign at the entrances to the upper floors.

Delete the following Section:

"D. Each occupant in an upper level of a building may display a window, projecting or parallel sign and be included in a multiple sign at the entrance to their building. The primary sign shall be restricted to 2' by 3' in size and shall be limited to one per business."

Reletter following Section E to Section D.

Councilor Blake made a motion to put this ordinance on the floor, which was seconded by Councilor Wyman. There was no City Council or public comment on the ordinance. The ordinance was passed 6-2 (Councilors Tibbetts and Rogers opposed).

II. Acceptance of Labor Contract for the Police Department

Chairman Hall read the Police Contract, which is on file in the City Clerk's Office.

Councilor Williams made a motion to put the contract on the floor, which was seconded by Councilor Hayden. There was no City Council or public comment on the Police contract. The contract was approved 8-0.

III. Order regarding discontinuation of a portion of Huse Street

Chairman Hall read the order as follows:

ORDER OF NOTICE

WHEREAS, the City Council of the City of Bath, by action taken on June 1, 1892 as recorded in the City of Bath records, caused the metes and bounds of Huse Street to be laid out, designated and accepted as a public way; and

WHEREAS, a request from one of the abutters to a portion of the City way has been received, requesting the discontinuation of the southerly 130 feet of the way; and

WHEREAS, 23 M.R.S.A. Section 3026 requires certain procedures to be followed with regarding to the discontinuation of municipal ways.

NOW, THEREFORE, BE IT ORDERED by the City Council of the City of Bath that the City Manager, as the municipal officer of this City, provide for the rendering of notice of these proceedings in the following manner:

1. That the best practicable notice be given to all abutting property owners, and the Municipal Planning Board, the best practicable notice being defined as mailing by United States Postal Service, postage prepaid, first class; such notice shall indicate that the City Council of the City of Bath will consider the discontinuation of said way for approval at its meeting on Wednesday, September 1, 1999 at 7 P.M.

2. THAT AN ORDER OF DISCONTINUATION be filed by the City Manager with the City Clerk for consideration by the City Council, specifying the following:

- (a) The location of the way.
- (b) The names and addresses of the abutting property owners.
- (c) The amount of damages if any to be determined by the City Manager to be paid to each abutter.

SO ORDERED this 18th day of August, 1999.

Councilor James made a motion to put this order on the floor, which was seconded by Councilor Wyman. There was no public comment on the order. Councilor James explained for the public that the City is turning over about 130 feet of the street that is never used, never been maintained and in fact, never been established as a public way. Councilor Hall also pointed out that this right of way will be turned over to the Senior Citizen Center. The order was passed unanimously 8-0.

Councilor Blake made a motion to recess to workshop at 7:15 p.m., which was seconded by Councilor James and was unanimously approved.

Councilor Tibbetts made a motion to go into Executive Session at 10:15 p.m., which was seconded by Councilor Reed and was unanimously approved.

Councilor Blake made a motion to come out of Executive Session at 10:45 p.m., which was seconded by Councilor Hayden and was unanimously approved.

Councilor Tibbetts made a motion to adjourn at 10:46 p.m., which was seconded by Councilor Williams and was unanimously approved.

Respectfully Submitted,

Pam Schoonhoven, Deputy City Clerk

PLEASE NOTE: These minutes are not recorded verbatim. A tape recording of the meeting is available for review in the City Clerk's office during regular business hours.