

SPECIAL MEETING MINUTES
City Council of the City of Bath, Maine
Wednesday, October 20, 1999 7:00 PM
City Council Chambers, Bath City Hall

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

Also Present: City Manager Bubier, City Solicitor Therriault and City Clerk White

Chairman Hall called the meeting to order at 7:00 PM.

I. Public Hearing - Ordinance: Amendment to Chapter 17. Vehicles and Traffic, Article 6. Stopping, Standing and Parking, Section 17-259. Parking Restrictions Front Street East Side - Second Passage - 7:01 PM (#46)

ORDINANCE

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

CHAPTER 17. VEHICLES AND TRAFFIC
Article 6. Stopping, Standing and Parking

Section 17-259. Parking Restrictions

Front Street East Side

Delete:

"From Arch Street running northerly 47 feet, two-hour parking.

"From a point 47 feet north of Arch Street and running northerly 22 feet, loading zone.

"From a point 69 feet north of Arch Street to a point 10 feet south of the fire hydrant just north of Elm Street, two-hour parking.

"From a point 10 feet south of said fire hydrant to Bowery Street, no parking."

Replace with:

"From Arch Street and running northerly a distance of 121 feet, two-hour parking.

"From a point 121 feet northern of Arch Street to Bowery Street, no parking."

Motion by Councilor James, seconded by Councilor Rogers to put this Ordinance on the floor for discussion.

Motion by Councilor James, seconded by Councilor Williams to make amendment to Ordinance.

Roll Call Vote to Amend Ordinance:

Yeas: Williams, James, Blake, Wyman, Hayden, Tibbetts, Rogers and Reed

Nays: None

VOTE: to Amend Ordinance Passed Unanimously 8-0

Roll Call Vote on Amended Ordinance:

Yeas: Williams, James, Blake, Wyman, Hayden, Tibbetts, Rogers and Reed

Nays: None

VOTE: on Amended Ordinance Passed Unanimously 8-0

II. Order Discontinuation of Huse Street 7:07 PM (#167)

ORDER OF DISCONTINUATION

Pursuant to Council Order of August 18, 1999, I, John D. Bubier, City Manager of the City of Bath, and its Municipal Officer, submit the following Order of Discontinuation to the City Clerk for consideration by the City Council of the City of Bath at its scheduled meeting on September 1, 1999 at 7 P.M.

1. Location of the way under consideration for discontinuation:

The Southerly most One Hundred Thirty (130) feet of the public way known as Huse Street, more particularly described as follows:

Beginning at a point marking the southeasterly termination of Huse Street at the location of a stonewall marking the northerly line of land formerly of Joshua Emmons, now of the Bath Area Senior Citizens, Inc. and running North Five Degrees East (N 5° E) along land of Bath Area Senior Citizens, Inc. a distance of One Hundred and Thirty Feet (130') to a point opposite the southerly side of the driveway on the property of Methyl Merry; said street is Twenty-Five Feet (25') wide and the above line describes its East course.

2. Names and addresses of abutting property owners:

<u>MAP</u>	<u>LOT</u>	<u>OWNER/ADDRESS</u>	<u>LOCATION/ADDRESS</u>
28	177	Bath Area Senior Citizens, Inc. 45 Floral Street Bath, Maine 04530	Floral Street Bath, Maine
28	178	Methyl Merry 27 Huse Street Bath, Maine 04530	27 Huse Street Bath, Maine

3. No damages are appropriate with regard to any of the abutters upon discontinuation of the way.

4. It is the further recommendation of the City Manager that no public easement in the way should be retained by Council upon consideration of this final Order of Discontinuation by the City Council.

5. This Order is given in compliance with Council Order of August 18, 1999 and also in compliance with the procedures required under 23 M.R.S.A. Section 3026.

Motion by Councilor James, seconded by Councilor Reed to have this Order removed from the table.

Vote on Removing this Order from Table:

Yeas: 8

Nays: 0

VOTE: on Removing this Order from Table Passed Unanimously 8-0

Motion by Councilor Wyman, seconded by Councilor Reed to put this Order on the floor for discussion.

There was no public or Council comment.

Vote on Order:

Yeas: 8

Nays: 0

VOTE: on Order Passed Unanimously 8-0

III. Order - Approving Property Exchange for Farrin Place Pump Station - 7:12 PM (#329)

ORDER APPROVING PROPERTY EXCHANGE

WHEREAS, the City of Bath is the owner of certain property and the beneficiary of certain easements conveyed to the City by William P. Haney and Venecia L. Haney by Deed dated May 25,1970, and

WHEREAS, these property rights pertain to the Farrin Street Pumping Station and access rights for pipes and maintenance of the Pumping Station, and

WHEREAS, the Pumping Station is being renovated and the property rights need to be further defined and established,

NOW, THEREFORE, BE IT ORDERED by the City Council of the City of Bath that an exchange of Deeds reconveying the original easement and property back to the current owners, Peter J. Cullen and Helen D. Cullen, in exchange for reconveyance of the Pump Station property together with access easements and pipe easements, be and hereby is approved, and the City Manager is authorized to sign conveyance documents and such other documents as may be necessary to accomplish this exchange.

Motion by Councilor Reed, seconded by Councilor Wyman to put this Order on the floor for discussion.

There was no public or Council comment.

Vote on Order:

Yeas: 8

Nays: 0

VOTE: on Order Passed Unanimously 8-0

IV. Order - Approving Contract for Farrin Street Pump Station Upgrade - 7:15 PM (#425)

**ORDER
APPROVING CONTRACT
FARRIN PLACE PUMP STATION UPGRADE**

BE IT HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BATH, THAT A CONTRACT BY AND BETWEEN THE CITY OF BATH AND NORTH ATLANTIC COASTAL REGION CONSTRUCTORS INC. FOR THE FARRIN PLACE PUMP STATION UPGRADE IN THE AMOUNT OF \$179,014.00 BE AND HEREBY IS AWARDED, NORTH ATLANTIC COASTAL REGION CONSTRUCTORS INC. BEING THE LOWEST BIDDER, AND THE MANAGER IS AUTHORIZED TO EXECUTE THE CONTRACT AND ANY OTHER DOCUMENTS NECESSARY TO ITS IMPLEMENTATION. THE PROJECT WILL BE FUNDED FROM AVAILABLE FUNDS IN THE SEWER CAPITAL REPLACEMENT RESERVE 703-307.

Motion by Councilor Wyman, seconded by Councilor Hayden to put this Order on the floor for discussion.

No public or Council comment.

Vote on Order:

Yeas: 8

Nays: 0

VOTE: on Order Passed Unanimously 8-0

Motion by Councilor Rogers, seconded by Councilor Wyman to adjourn the meeting .

Vote to Adjourn:

Yeas: 8

Nays: 0

VOTE: to Adjourn Passed Unanimously 8-0

Meeting adjourned at 7:40 PM

Respectfully submitted:

Mary J. White, 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.