

REGULAR MEETING MINUTES  
**City Council of the City of Bath, Maine**  
**Wednesday, January 3, 2001 7:00pm**  
City Council Chambers, Bath City Hall

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

Also in attendance were the City Manager - John Bubier, City Solicitor - Roger Therriault and City Clerk - Mary White.

Chairman Hall led the Pledge of Allegiance and City Clerk White called the Roll.

**C. Public Hearings:** 7:01 PM #100

- 1) Ordinance : Chapter 17. Vehicles and traffic. Article 6. Stopping, Standing and Parking, Section 17-259. Parking Restrictions. High Street (north of North Street) East Side - Second Passage

Chairman Hall read the following Ordinance:

**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

High Street (north of North Street)      East Side

Delete:                      From a point 265 feet north of Oak Street to termination, no restrictions.

Add:                              From a point 265 feet north of Oak Street to a point 171 feet north of North Street, no restrictions. From a point 171 feet north of North Street to a point 400 feet north of North Street, no parking. From a point 400 feet north of North Street to termination, no restrictions.

Motion by Councilor Banks, second by Councilor Wyman to put this Ordinance on the floor for discussion.

Police Chief Pete Lizanecz told the Council that information regarding this Ordinance had been distributed to the people living in the affected area. He had received only one call from a resident regarding the placement of the NO PARKING sign.

Marlene Gerberick of 999 High Street stated that she had concerns with this proposed ordinance as being the answer to the problem. Ms. Gerberick cited an inadequate off street parking space problem for the neighboring apartment building as a major contribution to the problem.

Richard Hasenfus of 1016 High Street stated that he did not feel that the problem was consistent and only occurred at certain times so he was not in favor of no parking for this location.

Joyce Pye of 1005 High Street spoke against the Ordinance. Ms. Pye also cited the problem of parking for the neighboring apartment building and the parking in the street of contractors working on neighborhood homes as being the main reasons for this parking problem.

Chairman Hall closed the public hearing and as for Council comment.

After some Council discussion, there was a motion by Councilor Banks, second by Councilor Rogers to table this Ordinance for second passage until the February 7, 2001 Council Meeting so that more information could be gathered.

**VOTE on Tabling of Ordinance:**

**Yeas:** 5

**Nays:** 3

Tabling Motion Passed. 5-3

2) Ordinance: Approving Contract with Pine Tree Waste, Inc. (second passage) 7:23 PM #717

Chairman Hall read the following Ordinance:

**ORDINANCE APPROVING  
SOLID WASTE AND RECYLING**

WHEREAS, the City of Bath is desirous of continuing to utilize the services of Pine Tree Waste, Inc. for its City wide solid waste and recycling collection, and

WHEREAS, the new proposed Agreement has a term of two years, and

WHEREAS, the Charter of the City of Bath under the provisions of Section 1102 requires that contracts involving the payment of money out of appropriations for a period of more than one year requires approval by Ordinance,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Bath that the two year Agreement with Pine Tree Waste, Inc. for the collection of solid waste and recyclables within the City of Bath be and hereby is approved and the City Manager is authorized to execute the Agreement on behalf of the City of Bath.

Motion by Councilor Blake, second by Councilor Wyman to put this Ordinance on the floor for discussion.

Chairman Hall closed the public hearing after seeing no public comment and opened the Council discussion.

Chairman Hall asked for a roll call vote.

**VOTE on Ordinance:**

**Yeas:** Banks, James, Blake, Wyman, Hayden, Tibbetts, Rogers, Reed

**Nays:** 0

Ordinance Passed Unanimously - Second Passage. 8-0

Chairman Hall set effective date in 21 days.

**D. Consent Agenda:** 7:25 PM #786

5) Under the Consent Agenda, Councilor Wyman made a motion to accept the minutes for the December 6 and 20, 2000 Council Meetings and Items K4 and K5 which was seconded by Councilor Hayden.

**VOTE on Consent Agenda:**

**Yeas:** 8

**Nays:** 0

Consent Agenda passed unanimously.

**E. Time Devoted to Residents to Address the City Council:** 7:28 PM #805

No one from the public spoke at this time.

**F. Ordinances, Resolutions and Orders:**

There were no Ordinances, Resolutions or Orders.

**G. Petitions & Communications** 7:30 PM #830

Councilor Rogers read a letter sent to him by Thomas Watson of 1565 Washington Street and also signed by 71 of Mr. Watson's neighbors regarding a request for a Land Use Code text amendment dealing with the storage of boats on private property with the R2 and R4 zones along Upper Washington Street. (This letter is on file with the agenda materials for the 1/3/01 Council Meeting in the City Clerk's Office.)

Motion by Councilor James, second by Councilor Reed to waive the rules and allow Bruce Goodwin, a member of the Bath Planning Board, to address the Council and public.

**VOTE on Waiving of Rules:**

**Yeas:** 8

**Nays:** 0

Waiving of Rules passed unanimously.

Mr. Goodwin stated that the Bath Planning Board would be having a workshop Tuesday, January 9, 2001 and maybe Councilor Rogers and the interested parties should come to that workshop and bring up this change at that time.

**H. City Manager's Report:** 7:31 PM #1020

- Wished everyone a wonderful 2001 from the City Family
- Jessie Albert Clinic had their closing. Looking forward to the startup on Congress Avenue of the new clinic.
- Meetings between Stinson Seafood and the public to work out problems for that area.
- Meetings with National Honor Society of Morse High School to discuss River Jam II.
- Meetings regarding the reuse of Mid Coast Hospital. Arthur Mayo has dropped a bill regarding the raising of funds to renovate the facility.
- Planning Board will be reviewing copies of the reconstruction plan for Stinson's Seafood in the near future.
- Pursuing Virtual Impact Technologies which is interested in building aluminum high speed multi-hull vessels to bring their business to the Bath area.
- Meeting with the Shariki Committee to work on the strengthening of the group and possible incorporation of a Japanese teacher into our school system for a year as an exchange program.
- Meetings with Pine Tree Waste Inc. on the contract.
- Working on issues related to the Centre Street project.
- Meetings with Main Street Group discussing the evolution of the Main Street on a state level and how that will impact the City of Bath.
- Meetings with Roy Lane of the Maine Natural Gas Company regarding the gas line proposed to go through Bath.
- Meetings with Bath Business Association regarding the Criterion Race to be held on May 6, 2001.
- Working with Arrowsic Fire Department to work out problems so as to be able to enter into a contract.

- Meetings with the architects and engineers for the hotel project.
- Meetings with Moore and Cabot regarding the bonds for the Middle School and the ADA requirements.

**I. Committee Reports: #1557**

Chairman Hall stated that the 2001 Committee List would be going out to the Councilors in the near future.

**J. Old Business: #1577**

Councilor James asked for an update on the decoupling of the traffic lights on Washington Street. City Manager Bubier stated that radius work needs to be done first and then the light decoupling can take place. Hopefully the bidding process will begin by May 6, 2001.

**K. New Business: #1749**

4\*) Annual appointment of J. Scott Davis as Codes Enforcement Officer, Health Officer and Plumbing Inspector for the City of Bath for one year, pursuant to State Statutes. (Passed on Consent Agenda)

5\*) Annual appointment of Robert Williamson as Alternate Codes Enforcement officer and Plumbing Inspector for the City of Bath for one year. (Passed on Consent Agenda)

6) Appointment of one member to the Personnel Service Commission - term to expire January 2004

Candidates:

- Karla Gagnon
- Herbert Kresser, Jr.

Councilor Banks nominated Karla Gagnon, which was seconded by Councilor Reed for the position on the Personnel Service Commission.

**VOTE on Appointment to the Personnel Service Commission:**

**Yeas:** 8

**Nays:** 0

Appointment passed unanimously.

The meeting adjourned at 7:59 PM with a motion made by Councilor Rogers and seconded by Councilor Banks. All in favor.

Respectfully submitted:

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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.*