

REGULAR MEETING MINUTES
City Council of the City of Bath, Maine
Wednesday, July 10, 2002 7:00pm
City Council Chambers, Bath City Hall

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

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

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

C. Public Hearings: 7:01 PM #90

- 1) CDBG Block Grant Application for Commercial Street Pump Station.

Chairman Wyman opened the Public Hearing. City Manger, John Bubier, gave an overview of the proposed project. There was no public or Council comment. Chairman Wyman closed the Public Hearing.

D. Consent Agenda: 7:05 PM #172

- 5) Under the Consent Agenda, Councilor Hart made a motion to accept the minutes for the May 14 and 15 and June 5, 12, 19 and 26, 2002 Council Meetings, which was seconded by Councilor Blake.

Roll Call VOTE on Consent Agenda:

Yeas: Hall; Banks; James; Blake; Hart; Tibbetts; Rogers; Reed

Nays: None

Consent Agenda passed unanimously.

E. Time Devoted to Residents to Address the City Council: 7:06 PM #190

No one from the public spoke at this time.

F. Ordinances, Resolutions and Orders: 7:06 PM

Item F3 - RESOLUTION: CDBG Block Grant Application for Commercial Street Pump Station #203

Chairman Wyman read the following Resolution:

City of Bath, Maine
CITY COUNCIL RESOLUTION

WHEREAS, the City of Bath wishes to apply to the Department of Economic and Community Development for Community Development Block Grant Program funds to carry out community development programs;

WHEREAS, the planning process required by Maine Law and the CDBG Program have been complied with, including participation in the planning process by low and moderate income families and individuals and the community has conducted at least one duly advertised public hearing; and,

NOW, THEREFORE, be it reserved by the City Council of the City of Bath that the City Manager:

I. Is authorized and directed to submit a revised application for a Economic Development Infrastructure Program within the Maine Community Development Block Grant for \$350,000 to assist the City with implementation of the Commercial Street Pump Station Upgrade Project. These upgrades allow for redevelopment of the Praver Site and for the construction of a public garage and downtown, waterfront hotel. The application will be submitted to the Department of Economic and Community Development on behalf of the City of Bath; and

2. Is authorized to make such assurances on behalf of the City of Bath required as part of such applications; and

3. Is authorized and directed, upon acceptance of said funds to carry out the duties and responsibilities for implementing said program(s), consistent with the Charter of the City of Bath and the laws and regulations governing planning and implementation of community development programs in the State of Maine.

Signed this 10th day of July 2002 on behalf of the City Council of Bath.

Motion by Councilor Banks, second by Councilor Hart to put this Resolution on the floor for discussion.

Greg L'Heureux, Finance Director, explained the funding for the project.

Roll Call VOTE on the Resolution:

Yeas: Hall; Banks; James; Blake; Hart; Tibbetts; Rogers; Reed

Nays: None

VOTE: Resolution Passed Unanimously 8-0

Item F4 - Order - Approving Contract for ADA Projects #318

Chairman Wyman read the following Order:

**ORDER
APPROVING CONTRACT
ADA PROJECTS**

BE IT HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BATH, THAT A CONTRACT BY AND BETWEEN THE CITY OF BATH AND BROWN CONSTRUCTION FOR THE VARIOUS ADA PROJECTS IN THE AMOUNT OF \$219,520.00 BE AND HEREBY IS AWARDED, BROWN CONSTRUCTION, INC. BEING THE LOWEST BIDDER, AND THE MANAGER IS AUTHORIZED TO EXECUTE THE CONTRACT AND ANY OTHER DOCUMENTS NECESSARY TO ITS IMPLEMENTATION.

Motion by Councilor Reed, second by Councilor Banks to put this Order on the floor for discussion.

John Bubier, City Manager and Scott Davis, Codes Enforcement Officer, gave an overview of the ADA improvements proposed for the Bath City Hall and the Donald Small School. A lengthy discussion of possible choices followed.

Roll Call VOTE on the Order:

Yeas: Hall; Banks; James; Blake; Hart; Tibbetts; Reed

Nays: Rogers

VOTE: Order Passed 7-1

Item F5 - Resolution - Approving County Budget Component #1380

Chairman Wyman read the following Resolution:

**RESOLUTION
COUNTY BUDGET COMPONENT**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE, that the County Budget Component for the fiscal year commencing on July 1, 2002 and terminating on June 30, 2003 be and hereby is adopted with a total expenditure of \$ 1,217,279.00, balanced with an equal amount of estimated revenue.

Motion by Councilor Reed, second by Councilor Banks to put this Resolution on the floor for discussion.

Roll Call VOTE on the Resolution:

Yeas: Hall; Banks; James; Blake; Hart; Tibbetts; Rogers; Reed

Nays: None

VOTE: Resolution Passed Unanimously 8-0

G. Petitions & Communications 7:46 PM #1426

Chairman Wyman shared a letter of Thanks from the Patten Free Library Board to Council for their budgetary support.

H. City Manager's Report: 7:46 #1436

The City Manager spoke regarding the following subjects:

- Meeting with the School Superintendent and Chairman of Board of Education
- Fiscal Year 2002-2003 Budget
- Mid Coast Center for Higher Learning Project
- Hannaford Bros. Project
- Announced that John James had been elected the new president of MBEDP

I. Committee Reports: 7:55 PM #1717

There were no Committee Reports.

J. Old Business: 7:55 PM #1720

There was no Old Business.

K. New Business: 7:56 PM #1737

Councilor James extended thanks to the staff involved with the Centre Street Project and stated it looks spectacular.

Councilor Hart brought to the attention of Council a traffic view obstruction problem on the corner of Middle and Centre Streets due to the planting of trees. Chairman Wyman stated that the situation was being addressed and the "STOP" sign will be moved forward to help with the view situation.

Chairman Wyman proceeded into Workshop with Lee Leiner, Deputy Director of Public Works, regarding Landfill policy.

Motion by Councilor Reed, second by Councilor Banks to go into Executive Session to discuss an abatement matter. All in favor.

Motion by Councilor Reed, second by Councilor Rogers to come out of Executive Session. All in favor.

The meeting adjourned at 8:45 PM with a motion made by Councilor Reed and seconded by Councilor Rogers. All in favor.

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.