

**SPECIAL MEETING MINUTES**  
**City Council of the City of Bath, Maine**  
**Wednesday, November 20, 2002 7:00 PM**  
City Council Chambers, Bath City Hall

**Present:** Councilors Hall, Banks, James, Blake, Hart, Tibbetts, Rogers, Reed and Chairman Wyman  
**Also Present:** City Manager Bubier, City Solicitor Therriault and City Clerk White

Chairman Wyman called the meeting to order at 7:00 PM and led the Pledge of Allegiance.

City Clerk White called the Roll.

**I. CDBG Public Hearing: 7:01 PM #183**

Motion by Councilor Tibbetts, second by Councilor Reed to put this item on the floor for discussion.

Chairman Wyman opened the Public Hearing.

Al Smith, CDBG Coordinator, explained the process for the application.

Peter Owen, Public Works Director, explained the process for finding the streets for this project. Mr. Owen answered questions regarding the status of city sewer lines.

Chairman Wyman closed the Public Hearing.

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 resolved by the City Council of the City of Bath that the City Manager:

1. Is authorized and directed to submit a Pre-applications for a Public Infrastructure Grant Program within the Maine Community Development Block Grant Program: to address necessary water and sewer improvements in low-moderate income neighborhoods. This pre-application will be submitted to the Department of Economic and Community Development on behalf of the City of Bath; and
2. Are authorized to make such assurances on behalf of the City of Bath required as part of such applications; and
3. Are 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 20th day of November 2002 on behalf of the City Council of Bath.

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

Chairman Wyman asked for a Roll Call vote.

**Roll Call Vote on Resolution:**

**Yeas:** Hall, Banks, James, Blake, Hart, Tibbetts, Rogers, Reed

**Nays:** None

**VOTE: Resolution Passed Unanimously** 8-0

#741 Councilor Reed made a motion to waive the rules to let members from the public speak and Councilor James seconded the motion. All in favor.

Bonnie McDonald of 330 Washington Street, a member of the Southend Park Committee, gave the Council a handout regarding the Park Project in the southend of the City. She expressed her dismay as to how the project was being handled by BIW and asked the Council to make BIW live up to the requirements listed in the DOT Order.

Skip Reynolds of 332 Washington Street stated that he objects to the way this project is being handled. He requested that the Council reject the acceptance of this park.

Carol Johnson of 410 Washington Street stated she was against the present condition of the project. She also suggested that the media needs to be more involved in the situation.

Sandra Johnson of 353 High Street asked Council to have the park become a reality.

Barbara Boyland of 324 Washington Street asked Council to work towards making BIW live up to what was presented in the DOT Order.

There was a consensus of Council that the Council Chairman, a couple members of Council, City Manager, City Solicitor, a couple of Southend Park members and President of BIW meet within a few days of this meeting and discuss the project.

Gary Anderson of Weeks Street suggested that the Council speak to the DEP Commissioner and Governor King regarding this matter.

**IV. Appointment of one member to the Bath Planning Board term to expire September 2003 - 8:20 PM #2556**

*This item was pulled from the agenda.*

**III. Order: Approving Authorization Tax Increment Financing District - 8:21 PM #2568**

Chairman Wyman read the following Order:

**ORDER  
APPROVING AUTHORIZATION  
-TAX INCREMENT FINANCING DISTRICT**

Be It Hereby Ordered By the City Council of the City of Bath that One Million One Hundred Seventy Two Thousand Seven Hundred Sixty Two and 50/100 Dollars (\$1,172,762.50) be and hereby is authorized to be spent from Tax Increment Financing District Development Program Fund Project Costs Account for the fiscal year commencing on July 1, 2002 and terminating on June 30, 2003 for the following purposes:

Debt Service	\$397,762.50
Bath Development Corporation	\$75,000.00
Contribution to Maine Street Bath	\$20,000.00
GIS	\$20,000.00
Wayfinding	\$10,000.00
Waterfront Park Dock Improvements	\$100,000.00
Midcoast Center for Higher Education	\$250,000.00
Praver Block Site Work	\$300,000.00

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

Greg L'Heueux, Finance Director, explained the specifics of the T.I.F.

Chairman Wyman asked for a Roll Call vote.

**Roll Call Vote on Order:**

**Yeas:** Hall, Banks, James, Blake, Hart, Tibbetts, Rogers, Reed

**Nays:** None

**VOTE: Order Passed Unanimously 8-0**

**IV. Ordinance: Chapter 17, Vehicles and Traffic, Article 5. Operations, Section 17-211, Stop Intersections, Subsection (b) Washington Street (First Passage) - 8:40 PM #3292**

John Bubier, City Manager, explained the reasons for this Ordinance change.

Chairman Wyman 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 5. Operations

Section 17-211. Stop Intersections.

Subsection (b).

Add the following:

Washington Street Southbound at North Street

Washington Street Northbound at North Street

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

John Conover of 1121 Washington Street stated that he was part of a committee working on the traffic situations on Washington Street and would like to see the traffic managed more appropriately and

supported the change.

Chairman Wyman asked for a Roll Call vote.

**Roll Call Vote on Ordinance:**

**Yeas:** Hall, Banks, James, Blake, Hart, Tibbetts, Rogers, Reed

**Nays:** None

**VOTE: Ordinance Passed Unanimously 8-0**

Chairman Wyman set second passage of this Ordinance for December 4, 2002 at 7:31PM.

**V. Ordinance: Chapter 15. Streets, Article 3. Street Openings (First Passage) - 8:55 PM #3783**

*This item was pulled from the agenda.*

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

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

The meeting adjourned at 9:05 PM with a motion made by Councilor Blake and second by Councilor Banks. 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.*