

SPECIAL MEETING MINUTES
City Council of the City of Bath, Maine
Wednesday, June 11, 2003 5:30 PM
City Council Chambers, Bath City Hall

Present: Councilors Hall, Winglass, Blake, Wyman, Hart, Daigle, Mitchell and Chairman James

Absent: Councilor Rogers

Also Present: Acting City Manager Mateosian, City Solicitor Therriault and City Clerk White

Chairman James called the meeting to order at 5:30 PM and led the Pledge of Allegiance.

City Clerk White called the Roll.

I. Approving Election Tabulations for the June 10, 2003 State Referendum Election 5:31 PM #1776

CITY OF BATH ELECTION TOTALS - June 10, 2003
STATE REFERENDUM ELECTION

Question #1	TOTAL Wards 1 - 7
YES	428
NO	223
Overvotes	3
Total Referendum Ballots Cast	654

Total Voter Turnout 654

Total Registered Voters 6,357

Percentage of Voter Turnout 10.29 %

Motion by Councilor Wyman, second by Councilor Hart to accept the tabulation as presented.

Vote:

Yeas: 7

Nays: 0

Vote Passed 7-0

II. Public Hearing: City of Bath CDBG Innovative housing Grant, Phase II Process 5:32 PM #1794

Al Smith, CDBG coordinator, stated that he had come before Council to discuss the Phase II process involved with the Innovative Housing Grant. Mr. Smith said the Housing Assistance Grant would provide funds to low and moderate-income applicants to address housing rehabilitation, innovative housing and housing repair the for Orchard Courts properties.

The CDBG funds would be used to do the following:

Assist in acquisition, and some improvements of 8 units for Cooperative Housing owners.

Provide pre and post ownership classes for first-time homebuyers.

Provide a small soft second loan for closing costs for the new first-time homeowners.

Provide relocation assistance for families that might need to relocate to other units

Cover Administration costs.

Mr. Smith stated that the starting date for the program would be Fall 2003.

III. Resolution: Authorizing Implementation of the Innovative Housing Grant 5:37 PM #1964

Chairman James read the following Resolution:

**CITY OF BATH
CITY COUNCIL RESOLUTION**

WHEREAS, the City of Bath has applied to the Department of Economic and Community Development for a Community Development Block Grant to carry out a community development infrastructure improvements program; and

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.

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 Phase II application for the Housing Assistance Grant Program within the State of Maine's CDBG Program to implement an Innovative Housing Project at the Orchard Court properties in the Lambert Park neighborhood. This application will be submitted to the DECD/OCD on behalf of the City of Bath, substantially in the form presented to this council;
- 2) Is authorized to make 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 11th day of June 2003 on behalf of the City of Bath.

Motion by Councilor Wyman, second by Councilor Mitchell to put this Resolution on the floor for discussion.

Roll Call Vote on Resolution:

Yeas: Hall, Winglass, Blake, Hart, Daigle, Mitchell

Nays: None

Vote Passed 7-0

IV. Order: Establishing School Budget Component 5:40 PM #2062

Chairman James read the following Order:

**ORDER ESTABLISHING
SCHOOL BUDGET COMPONENT**

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BATH, PURSUANT TO SECTION 609(D) OF THE CHARTER OF THE CITY OF BATH, THAT THE SCHOOL BUDGET COMPONENT, EXCLUSIVE OF THE SCHOOL BUDGET CAPITAL IMPROVEMENT BUDGET, IS SPECIFIED AS AN APPROPRIATION IN THE TOTAL AMOUNT OF \$15,694,773.

Motion by Councilor Blake, second by Councilor Winglass to put this Order on the floor for discussion.

Chairman James asked for a Roll Call Vote.

Roll Call Vote on Order:

Yeas: Hall, Winglass, Blake, Hart, Daigle, Mitchell

Nays: Wyman
VOTE: Order Passed 6-1

V. Resolution: Adoption of the School Department Budget component for the fiscal period beginning July 1, 2003 and extending to June 30, 2004 5:50 PM #2432

Chairman James read the Resolution, which is filed in the Agenda materials for the June 11, 2003 meeting.

Motion by Councilor Hall, second by Councilor Mitchell to put this Resolution on the floor for discussion.

Chairman James asked for a Roll Call Vote.

Roll Call Vote on Resolution
Yeas: Hall, Winglass, Blake, Hart, Daigle, Mitchell
Nays: Wyman
VOTE: Resolution Passed 6-1

VI. Resolution: Approve and appropriate, for the purposes indicated in accordance with the School Special Purpose Funds 5:58 PM #2670

Chairman James read the following Resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE, THAT, THE CITY OF BATH'S PORTION OF THE SCHOOL DEPARTMENT'S BUDGET OF SPECIAL PURPOSE FUNDS FOR THE FISCAL YEAR COMMENCING ON JULY 1, 2003, AND TERMINATING ON JUNE 30, 2004, BE AND HEREBY ARE APPROPRIATED FOR THE PURPOSES INDICATED UP TO THE TOTAL REVENUES OF \$1,998,793. SUMMARIES OF THESE ESTIMATED REVENUES ARE ATTACHED TO THIS RESOLUTION AS EXHIBIT "D"

Exhibit "D" is with the agenda materials for June 11, 2003 in the City Clerk's Office.

Motion by Councilor Mitchell, second by Councilor Blake to put this Resolution on the floor for discussion.

Chairman James asked for a Roll Call Vote.

Roll Call Vote on Resolution:
Yeas: Hall, Winglass, Blake, Hart, Daigle, Mitchell
Nays: Wyman
VOTE: Resolution Passed 6-1

VII. Ordinance: Supplemental Appropriation – Council Contingency (first passage) 6:00 PM #2756

Chairman James read the following Ordinance:

ORDINANCE
SUPPLEMENTAL APPROPRIATION
-Council Contingency

WHEREAS, The City Council desires to set aside additional funds for unanticipated expenditures; and

WHEREAS, surplus funds in the General Fund Undesignated Fund Balance account, constituting revenue in excess of those estimated in the budget for the current year are available for this purpose; and

WHEREAS, the sum proposed to be appropriated by this Supplemental Appropriation, totaling Two Hundred Fifty Five Thousand Dollars (\$255,000) will not exceed the expenditure limits for the current year pursuant to Section 617 of the Charter of the City of Bath;

NOW THEREFORE, be it ordained by the City Council of the City of Bath that the total sum of Two Hundred Fifty Five Thousand Dollars (\$255,000), be and hereby be supplementally appropriated from the General Fund Undesignated Fund Balance (account GF -2500) to the Council Contingency Account (012-402).

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

Chairman James asked for a Roll Call Vote.

Roll Call Vote on Ordinance:

Yeas: Hall, Winglass, Blake, Wyman, Hart, Daigle, Mitchell,

Nays: None

II. VOTE on Ordinance: 7-0

Chairman James set second passage of this Ordinance for June 25, 2003 at 7:05 PM

VIII. Ordinance Supplemental Appropriation – City Hall Renovations (first passage) 6:05 PM #2929

Chairman James read the following Ordinance:

**ORDINANCE
SUPPLEMENTAL APPROPRIATION
-Council Contingency**

WHEREAS, The City Council desires to set aside additional funds for unanticipated expenditures; and

WHEREAS, surplus funds in Interest Earnings in the Capital Project Fund accounts, constituting revenue in excess of those estimated in the budget for the current year are available for this purpose; and

WHEREAS, the sum proposed to be appropriated by this Supplemental Appropriation, totaling Twenty Five Thousand Dollars (\$25,000) will not exceed the expenditure limits for the current year pursuant to Section 617 of the Charter of the City of Bath;

NOW THEREFORE, be it ordained by the City Council of the City of Bath that the total sum of Twenty Five Thousand Dollars (\$25,000), be and hereby be supplementally appropriated from the Capital Project Interest Account to the City Hall Renovations Account (CF05-501).

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

Codes Enforcement Officer, Scott Davis, explained the costs of the ADA improvements to City

properties.

Chairman James asked for a Roll Call Vote.

Roll Call Vote on Ordinance:

Yeas: Hall, Winglass, Blake, Wyman, Hart, Daigle, Mitchell.

Nays: None

VOTE: Ordinance Passed 7-0

Chairman James set second passage of the Ordinance for the June 25, 2003 Council Meeting at 7:06 PM.

Councilor Blake made a motion to waive the rules and have Committee Reports. It was seconded by Councilor Wyman.

Councilor Hart reminded the Council and Public that Safety Day would be observed Saturday, June 14, 2003 at the Police Station on Water Street. He stated that anyone that had ordered a composting bin could now pick them up at the landfill.

Motion by Councilor Wyman, second by Councilor Hart to go into Executive Session at 6:15 PM to discuss a personnel matter.

Motion by Councilor Wyman, second by Councilor Blake to come out of Executive Session at 6:21 PM.

Vote on Motion to come out of Executive Session:

Yeas: 7

Nays: 0

VOTE: Motion Passed 7-0

The meeting adjourned at 6:22 PM with a motion made by Councilor Hart and seconded by Councilor Blake. 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.