

SPECIAL MEETING MINUTES
City Council of the City of Bath, Maine
Wednesday, September 17, 2003 7:00 PM
City Council Chambers, Bath City Hall

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

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

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

City Clerk White called the Roll.

I. Presentation: 7:02PM #393

Chairman James introduced Commander John W. Ailes of the USS Chafee. Commander Ailes thanked the Council and the citizens of Bath for making the crew of the USS Chafee feel at home in the City. He stated that the ship would be leaving soon to go to it's home base in Hawaii, but would always think of Bath as it first home. Commander Ailes commended BIW workers on the excellent work they do on the construction of ships for the Navy. He said the crew had enjoyed the participation in projects at the Patten Free Library, the new skatepark and in the school system.

Chairman James thanked Commander Ailes and the crew of the USS Chafee for their extensive volunteer efforts with City projects, asked that the crew think of Bath as it's second home and wished the ship well on it's voyage to Hawaii.

II. Committee Reports: 7:05PM #508

Councilor Hart gave two reports one concerning the Community Policing Committee, which held a very successful "Safety Day" and the other regarding a "Hazardous Waste Collection Day" to be held on September 27 at the Public Works Garage.

III. Correspondence: 7:08PM #586

There was no correspondence.

IV. Manager's Report: 7:09PM #593

The City Manager reported on the following topics:

- Thanked the City Departments for their preparation for the hurricane.
- Update on Hotel Project.
- MDOT talks regarding renovations to the Train Station.
- Update Midcoast Center for Higher Education parking issues.
- Service Centers' involvement with the MMA 55% Rule on education spending by the State.
- Update on Mill Pond Project.

V. PUBLIC HEARING: Ordinance: Amendment to the LUC Zoning Map. Changing the Zoning on the parcel of land designated as Map 21, Lot 227 by adding the Historic Overlay District (second passage) 7:16PM #854

Chairman James read the following Ordinance:

ORDINANCE

WHEREAS, THE CITY COUNCIL OF THE CITY OF BATH, AS PART OF THE ADOPTION OF THE BATH LAND USE CODE ON JULY 19, 2000, EFFECTIVE AUGUST 9, 2000, DEPICTED THE BOUNDARIES OF ALL LAND USE DISTRICTS ON A ZONING MAP OF THE CITY OF BATH, ALSO DATED JULY 19, 2000, INCORPORATED BY REFERENCE INTO THE LAND USE CODE PURSUANT TO THE PROVISIONS OF SECTION 7.02 OF THE SAID CODE, AND

WHEREAS, IT IS NECESSARY AND APPROPRIATE THAT THE BOUNDARIES OF THE LAND USE DISTRICTS BE, FROM TIME TO TIME, ADJUSTED AND AMENDED, IN ORDER TO CREATE NEW DISTRICTS AND ADJUST BOUNDARY LINES OF EXISTING DISTRICTS,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BATH THAT THE ZONING MAP OF THE CITY OF BATH, DATED JULY 19, 2000, BE AND HEREBY IS AMENDED IN ACCORDANCE WITH THE SKETCH PLAN ATTACHED HERETO AND MADE A PART HEREOF. THIS CHANGE SHALL BE INCORPORATED INTO AND BE PART OF THE OFFICIAL ZONING MAP OF THE CITY OF BATH. THE SPECIFIC ADJUSTMENT IS:

Changing the zoning on the parcel of land designated as map 21, lot 227 by adding the Historic Overlay District.

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

Jim Upham, City Planner, gave an overview of the reasons for the change and the details of the change.

David Calhoun of 414 Front Street, John Conover of 1121 Washington Street, Herbert Kresser of 1127 Washington Street, Judy Barrington, President of Sagadahoc Preservation Inc. and Richard Klingaman, principal of SSC Ventures, all spoke in favor of the Ordinance change.

ROLL CALL VOTE (second passage):

Yeas: Winglass, Wyman, Hart, Daigle, Rogers, Mitchell

Nays: None

Ordinance Passed Unanimously. 6-0

VI. Old Business: 7:31PM #1324

Under Old Business it was decided by Council to discuss the changing of the Council Meeting night from Wednesday to Monday in a Workshop forum.

VII. New Business: 7:34PM #1414

There was no new business.

Motion by Councilor Daigle, second by Councilor Hart to waive the rules to allow a person from the public to address Council. All in favor.

James Wing, a member of the Union for the Public Works Department, Cemeteries and Parks Department and Wastewater Treatment Department asked that their Union Representative, Bryan Bryant, be allowed to speak for the Union. Council agreed to this. Mr. Bryant gave an overview of the events of negotiations that had brought the Union to address Council. He asked that the Council meet with the Union in Executive Session to address problems that had been encountered during the negotiation process. Chairman James asked Mr. Bryant to put his concerns in writing to Council.

Chairman James postponed the Workshop regarding the Midcoast Center for Higher Education.

The meeting adjourned at 7:46 PM with a motion made by Councilor Mitchell and second by Councilor Winglass. 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.