

REGULAR MEETING MINUTES
City Council of the City of Bath, Maine
Wednesday, June 2, 2004 6:00 pm
City Council Chambers, Bath City Hall

Present: Councilors Hall, Quimby, Blake, Wyman, Hart, Daigle, Rogers, Mitchell and Chairman Winglass.

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

Chairman Winglass opened the meeting at 6:00 PM with the Pledge of Allegiance and City Clerk White called the Roll.

C. Presentation: 6:01 PM

Andrew Perry and Reverend Gregory Vinson, Co-Chairs of the Heritage Days Festival being sponsored by Bath Main Street Organization, gave an overview of the schedule of events for the celebration. Some activities highlighted were:

Chicken Barbeque	Road Race
Carnival	Triathlon
Crafts Show	Parade
Community Fun Day	Fireworks

D. Consent Agenda: 6:11 PM #363

1)* Under the Consent Agenda, Councilor Wyman made a motion to accept the minutes for the May 5 and 19, 2004 Council Meetings as presented, which was seconded by Councilor Blake.

VOTE on Consent Agenda:

Yeas: 8

Nays: 0

Consent Agenda passed unanimously.

E. Time Devoted to Residents to Address the City Council: 6:13 PM #379

F. Ordinances, Resolutions and Orders: 6:13 PM

Item F2 – Resolution: Approving Bath Heritage Days Festival #381

Chairman Winglass read Resolution:

RESOLUTION

WHEREAS, the Main Street Bath Inc. is sponsoring the Bath Heritage Days; and

WHEREAS, Heritage Days provides the City of Bath with marvelous entertainment for its citizens, visitors who spend their dollars here, and an opportunity for residents to celebrate their community; and

WHEREAS, the use of City streets, public spaces, and personnel is necessary for conducting Heritage Days.

NOW, THEREFORE, BE IT RESOLVED THAT THE BATH CITY COUNCIL approves of the attached correspondence from the Main Street Bath Inc., Heritage Days Committee and directs the City Manager to fulfill the intent of the request as best meets the needs of the community.

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

VOTE on Resolution:

Yeas: 8

Nays: 0

Resolution passed unanimously.

Item F3 – Resolution: Approving Street Closing and Traffic Pattern Proposed by the Bath Heritage Days Festival Committee #423

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE, that pursuant to the provisions of Section 17-220 of the Bath City Code, the street closing and traffic pattern proposed by the Main Street Bath Inc. in connection with the celebration of Bath Heritage Days are hereby approved. The City Manager is hereby authorized to implement these street closings and traffic pattern adjustments with appropriate signing.

Motion by Councilor Mitchell, second by Councilor Blake to waive the reading of the Resolution. All in favor.

Motion by Councilor Quimby, second by Councilor Hall to put this item on the floor for discussion.

VOTE on Resolution:

Yeas: 8

Nays: 0

Resolution passed unanimously.

Item F4 – Order: Approving Contract for the 2004 Street Improvement Program #470

Chairman Winglass read the following Order.

**ORDER
APPROVING CONTRACT
2004 STREET IMPROVEMENT PROGRAM**

BE IT HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BATH, THAT A CONTRACT BY AND BETWEEN THE CITY OF BATH AND HARRY C. CROOKER & SONS, INC. FOR THE 2004 STREET IMPROVEMENT PROGRAM IN THE AMOUNT OF \$1,059,009.65 BE AND HEREBY IS AWARDED, HARRY C. CROOKER & SONS, INC. BEING THE LOWEST BIDDER. THE MANAGER IS AUTHORIZED TO EXECUTE THE CONTRACT AND ANY OTHER DOCUMENTS NECESSARY TO ITS IMPLEMENTATION. THE PROJECT WILL BE FUNDED FROM AVAILABLE FUNDS FROM THE STREETS BOND IMPROVEMENT PROGRAM ACCOUNT (CIP02-875), AND THE BATH WATER DISTRICT.

Motion by Councilor Rogers, second by Councilor Daigle to put this item on the floor for discussion.

VOTE on Order:

Yeas: 8

Nays: 0

Order Passed Unanimously 8-0

Item F5 – Order: Approving Contract for the 2004 Paving Program #520

Chairman Winglass read the following Order.

**ORDER
APPROVING CONTRACT
2004 STREET PAVING PROGRAM**

BE IT HEREBY ORDERED BY THE CITY COUNCIL OF THE CITY OF BATH, THAT A CONTRACT BY AND BETWEEN THE CITY OF BATH AND HARRY C. CROOKER & SONS, INC. FOR THE 2004 STREET PAVING PROGRAM IN THE AMOUNT OF \$473,005.00 BE AND HEREBY IS AWARDED, HARRY C. CROOKER & SONS, INC. BEING THE LOWEST BIDDER. THE MANAGER IS AUTHORIZED TO EXECUTE THE CONTRACT AND ANY OTHER DOCUMENTS NECESSARY TO ITS IMPLEMENTATION. THE PROJECT WILL BE FUNDED FROM AVAILABLE FUNDS FROM THE STREETS BOND IMPROVEMENT PROGRAM ACCOUNT (CIP02-875), AND THE BATH WATER DISTRICT.

Motion by Councilor Mitchell, second by Councilor Rogers to put this item on the floor for discussion.

VOTE on Order:

Yeas: 8

Nays: 0

Order Passed Unanimously 8-0

H. Petitions & Communications: 6:20 PM #551

Councilor Hart shared a couple of communications he had received relating to a bus ridership issue and a sewer problem of a resident on Middle Street and both issues have been taken care of.

Chairman Winglass stated that he had received complaints regarding speeding issues in the City and these issues have been addressed by the City Manager and Chief of Police.

I. City Manager's Report:

City Manager's Report was pulled from agenda.

J. Committee Reports: 6:22 PM #619

Councilor Blake gave an overview of the upcoming Summer Schedule of programs at The Park. Some events scheduled were Movie Night, Skate Leagues and Class on Making Skateboards.

K. Old Business: 6:23 PM #658

There was no Old Business.

L. New Business: 6:23 PM #659

Councilor Daigle spoke regarding the Charter Change question to be decided at the upcoming election on June 8, 2004 and urged all residents to get out and vote.

John Bubier, City Manager, spoke regarding the State Referendum question on tax reform and urged all residents to support the question.

L6 – Appointment of one member to the Bath Community Forestry Committee, indefinite term with a three-year commitment.

Motion by Councilor Mitchell, second by Councilor Blake to appoint Joan Atwood to this position. All in favor.

Motion by Councilor Mitchell, second by Councilor Hart to recess into Executive Session at 6:35 PM to discuss an abatement matter pursuant to 36 MRSA Section 841 (2) (E).

VOTE on going into Executive Session:

Yeas: 7

Nays: 1 (Daigle)

Passed 7-1

Motion by Councilor Hall, second by Councilor Quimby to come out of Executive Session at 6:55 PM. All in favor.

The meeting adjourned at 6:55 PM with a motion by Councilor Rogers, second by Councilor Hart. All in favor.

Attested:

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.