

**SPECIAL MEETING MINUTES**  
**City Council of the City of Bath, Maine**  
**Wednesday, January 9, 2008 6:00 pm**  
**Council Chambers, Bath City Hall**

Present: Councilors Cochrane, Mulligan, Rogers, Eosco, Verville, Winglass and Chairman Wyman  
Excused: Councilors Omo, Pagurko

Also in attendance was the City Manager, William Giroux, City Solicitor, Roger Therriault and City Clerk, Mary White.

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

**I. ORDINANCE: Authorizing Permanent Financing for Midcoast Health Services Property for the purpose of funding construction, renovations and improvements (first passage) 6:01 PM**

Chairman Wyman read the following Ordinance:

**ORDINANCE**  
**AUTHORIZING PERMANENT FINANCING**

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS/NOTES FOR THE CITY OF BATH, MAINE, IN AN AMOUNT UP TO, BUT NOT TO EXCEED, \$75,000.00 FOR THE PURPOSE OF FUNDING CONSTRUCTION, RENOVATION AND IMPROVEMENT COSTS TO THE FORMER MIDCOAST HEALTH SERVICES PROPERTY TO SUPPORT THE RENTAL OF NEW SPACE.

IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF BATH, AS FOLLOWS:

Section 1. That a sum up to, but not to exceed, \$75,000.00 is hereby appropriated for the purpose of providing funding for construction, renovations and improvements to previously unoccupied space at the former Midcoast Health Services property to support new tenants.

Section 2. That, for the purpose of financing the aforesaid appropriation, authorization is hereby given to incur indebtedness by the issuance of bonds/notes of the City of Bath, in an amount up to, but not to exceed, \$75,000.00 under, and pursuant to, the Charter of the City of Bath.

Section 3. That any and all bonds/notes issued pursuant to this Ordinance shall be payable in monthly installments.

Section 4. That the term of any bonds/notes issued under the within Ordinance shall not exceed ten (10) years.

Section 5. That the proceeds of any bonds/notes issued pursuant to this Ordinance shall be used only for those purposes specified in Section 1 above.

Section 6. That any proceeds of the bonds/notes issued not used for the purposes specified in Section 1 shall be applied to repayment of the principal and/or interest of any such bonds/notes.

Section 7. Any suit questioning the validity of this Ordinance shall be barred unless commenced within forty-five (45) days following publication of the Ordinance, said publication in accordance with Section 809 of the Charter of the City of Bath.

Section 8. That the City Treasurer, with the approval of the Chairman of the City Council and the City Manager, shall determine the date or dates, maturities, denominations, interest rate or rates and any other details of each issue of bonds and/or notes issued in anticipation of this permanent financing.

Section 9. That any and all bonds and/or notes issued by the City pursuant to Chapter 8 of the Charter of the City of Bath shall be signed by the City Treasurer and countersigned by the Chairman of the City Council and the City Manager.

Section 10. That any and all bonds and/or notes issued pursuant to Chapter 8 of the Charter of the City of Bath shall be general obligation securities of the said City.

Section 11. The City Treasurer, with the approval of the Chairman of the City Council and the City Manager, is hereby authorized to make any such bonds or notes authorized hereby subject to call for redemption with or without premium at the election of the City before the dates fixed for the final payment thereof. Any notes issued hereunder shall be subject to prepayment without penalty.

Motion by Councilor Verville, second by Councilor Rogers to put this Ordinance on the floor for discussion.

No one spoke on this item.

**VOTE on Ordinance:**

**YEAS: Cochrane, Mulligan, Rogers, Eosco, Verville, Winglass**

**NAYS: None**

**Ordinance passed unanimously. 6-0**

Chairman Wyman set second passage of the Ordinance for January 30, 2008 at 6:01 PM.

Motion by Councilor Rogers, second by Councilor Winglass to recess to Workshop at 6:05 PM to discuss Wing Farm Property TIF and Development Plan.

Motion by Councilor Rogers at 6:55 PM to go into Executive Session to discuss a real estate matter per 1 M.R.S.A. §405(6)(C). Councilor Verville seconded the motion. All were in favor.

Motion by Councilor Verville, second by Councilor Cochrane at 7:00 PM to come out of Executive Session. All were in favor.

The meeting adjourned at 7:11 PM with a motion from Councilor Verville and a second from Councilor Cochrane. All were in favor.

Attest:

Mary J. White, City Clerk

*Please note: These minutes are action only and not recorded verbatim. A DVD recording of the meeting is available for review in the City Clerk's office during regular business hours.*