

**SPECIAL MEETING MINUTES
City Council of the City of Bath, Maine
Wednesday, June 10, 2015 6:00 pm
Council Chambers, Bath City Hall**

Present: Councilors Brackett, Page, Paulhus, Wyman, Mitchell, Madame Chair Eosco
Excused: Councilors Bauer and Omo

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

I. Public Hearings: to discuss applications approval of two (2) State of Maine CDBG grants. These include a \$60,000 Public Infrastructure Grant to reduce sewer overflows on Willow Street through infrastructure improvements and a \$500,000 Housing Assistance Grant to fund the development of up to eleven (11) new affordable housing units on Tarbox Street. 6:01 PM

Madame Chair Eosco opened the public hearing.

Community Development Director, Scott LaFlamme gave a brief overview of the application process and details regarding the funding and scope of the projects.

Seeing no other comments, Madame Chair Eosco closed the public hearing.

II. Resolution: Accepting CDBG Funds of \$60,000 to reduce sewer overflows on Willow Street. 6:03 PM

Councilor Wyman made a motion to waive the reading of the Resolution. Councilor Page seconded the motion. All were in favor of the waiving motion.

**RESOLUTION
BATH CITY COUNCIL RESOLUTION**

STATE OF MAINE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the **City of Bath** wishes to apply to the Department of Economic and Community Development for a Community Development Block Grant to carry out a community development 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 Council of the City of Bath that the City Manager:

- 1) Is authorized and directed to submit an application for the Public Infrastructure Grant program in the amount of \$60,000 to the State of Maine's CDBG Program, to the Department of Economic and Community Development 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 and 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.

DATE ENACTED: JUNE 10, 2015

Councilor Mitchell made a motion to put the item on the floor for discussion. Councilor Paulhus seconded the motion.

Community Development Director Scott LaFlamme gave a brief background on this project.

VOTE:

YEAS: 5

NAYS: 0

Resolution Passed Unanimously. 5-0

III. Resolution: Accepting CDBG Funds of \$500,000 for the development of up to eleven (11) new affordable housing units on Tarbox Street. 6:05 PM

Councilor Mitchell made a motion to waive the reading of the Resolution. Councilor Wyman seconded the motion. All were in favor of the waiving motion.

RESOLUTION
BATH CITY COUNCIL RESOLUTION

STATE OF MAINE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the **City of Bath** wishes to apply to the Department of Economic and Community Development for a Community Development Block Grant to carry out a community development 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 Council of the City of Bath that the City Manager:

- 1) Is authorized and directed to submit an application for the Housing Assistance Grant program in the amount of \$500,000 to the State of Maine's CDBG Program, to the Department of Economic and Community Development 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 and 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.

DATE ENACTED: JUNE 10, 2015

Councilor Paulhus made a motion to put the item on the floor for discussion. Councilor Mitchell seconded the motion.

Community Development Director Scott LaFlamme gave a brief background on this project. Mr. LaFlamme stated the project would be going through all the regular site plan process.

VOTE:

YEAS: 5

NAYS: 0

Resolution Passed Unanimously. 5-0

IV. Order: Authorizing Purchase - Crooker Construction LLC for preparing the McMann Athletic Track Area for Replacement. 6:09 PM

Councilor Mitchell made a motion to waive the reading of the Order. Councilor Brackett seconded the motion. All were in favor of the waiving motion.

**ORDER
AUTHORIZING PURCHASE**

WHEREAS, the track surface at the McMann athletic facility has significantly deteriorated, and now is in need of replacement; and

WHEREAS, to avoid issues with bonding of old asphalt and new asphalt at the track facility, utilization of the prior contractor, Crooker Construction, LLC, to prepare the track area for resurfacing is of significant benefit to the City, which benefit can only be provided by Crooker Construction, LLC; and

WHEREAS, pursuant to Section 7-110 of the Ordinances of the City of Bath, when the nature of a purchase renders the competitive bidding process ineffective by virtue of a unique or complex situation, selection of a single supplier is authorized; and

WHEREAS, Crooker Construction, LLC, has performed most of the site work at the McMann athletic complex, has the prior engineering installation specifications, constructed the previous track underlayment, and can avoid issues with asphalt bonding; and

WHEREAS, the proposal amount for the project from Crooker Construction, LLC is \$111,068.70 and is within budget; and

WHEREAS, selection of Crooker Construction, LLC to perform the necessary work would be appropriate under the circumstances.

NOW, THEREFORE, BE IT ORDERED by the City Council of the City of Bath that Crooker Construction, LLC be awarded the contract for preparing the track area for resurfacing/replacement at the McMann athletic facility in the amount of \$111,068.70, and the City Manager is authorized to execute the project contract and all other documentation that is necessary, appropriate or convenient to the project. The project is funded under Capital Account 05-0514-545.

Councilor Paulhus made a motion to put the item on the floor for discussion. Councilor Wyman seconded the motion.

Parks and Recreation Director Steve Balboni gave a brief overview of the project and stated that he hoped that the it would be starting around the first of next month and be a 4-6 week process.

VOTE:

YEAS: 5

NAYS: 0

Order Passed Unanimously. 5-0

V. Order: Authorizing Purchase – Maine Tennis & Track for the McMann Athletic Track Replacement. 6:12 PM

Councilor Page made a motion to waive the reading of the Order. Councilor Mitchell seconded the motion. All were in favor of the waiving motion.

**ORDER
AUTHORIZING PURCHASE**

WHEREAS, the track surface at the McMann athletic facility has significantly deteriorated, and now is in need of replacement; and

WHEREAS, the only contractor in Maine specializing in the replacement and repair of track surfaces is Maine Tennis & Track of Gray, Maine; and

WHEREAS, pursuant to Section 7-110 of the Ordinances of the City of Bath, when the nature of a purchase renders the competitive bidding process ineffective by virtue of a single supplier, selection of a single supplier is authorized; and

WHEREAS, Maine Tennis & Track has a proven record of quality work, customer service, and is the City's current contractor at the McMann athletic complex; and

WHEREAS, the proposal amount for the project from Maine Tennis & Track is \$178,500.00 and is within budget; and

WHEREAS, selection of Maine Tennis & Track to perform the necessary work would be appropriate under the circumstances.

NOW, THEREFORE, BE IT ORDERED by the City Council of the City of Bath that Maine Track & Field be awarded the contract for track replacement at the McMann athletic facility in the amount of \$178,500.00, and the City Manager is authorized to execute the project contract and all other documentation that is necessary, appropriate and convenient to the project. The project is funded under Capital Account 05-0514-545.

Councilor Mitchell made a motion to put the item on the floor for discussion. Councilor Paulhus seconded the motion.

Parks and Recreation Director Steve Balboni stated this would be the second stage of the installation process and consist of the laying of the rubberized surface, painting of lines and the detail work of the rehabilitation project. He stated that the public would be made aware of times of usage availability.

VOTE:

YEAS: 5

NAYS: 0

Order Passed Unanimously. 5-0

VI. Accepting Tabulation Results for RSU #1 School Budget 2015-2016 Validation Election. 6:15 PM

**Regional School Unit #1
BUDGET VALIDATION ELECTION
June 9, 2015**

Question 1 Do you favor approving the Lower Kennebec River Regional School Unit (RSU1) budget for the upcoming school year that was adopted at the latest regional school unit budget meeting and that includes locally raise funds that exceed the required local contribution as described in the Essential program and Service so Funding Act:	TOTALS
YES	135
NO	61
BLANKS	0

Total Voters: 6,440 Total Votes Cast: 196 % of Total Voters Casting Ballots: 3.5%

Councilor Wyman made a motion to put the item on the floor for discussion. Councilor Mitchell seconded the motion.

Councilor Page made a point of interest stating that after research he found that 49% of Bath's residents' property taxes go towards the RSU # 1 Budget and that voter turnout for the election was only 0.035 percent and those few are speaking for the 49% of property taxes.

Councilor Paulhus stated that it is important for citizens to get out and vote on such matters.

VOTE:
YEAS: 5
NAYS: 0
Passed. 5-0

The meeting adjourned at 6:17 PM with a motion from Councilor Wyman and a second from Councilor Mitchell. All were in favor of the motion.

Attest:

Mary J. White, City Clerk

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