

EASTPORT CITY COUNCIL
PUBLIC HEARING
ENGINE BRAKING ORDINANCE
WEDNESDAY, APRIL 10th, 2013
6:00 P.M. - SHEAD HIGH SCHOOL

Those present and in attendance of the meeting are: Councilor Mike Cummings, Councilor Colleen Dana-Cummings, Councilor Scott Emery, Councilor Gilbert Murphy, and Council President, Mary Repole. Also in attendance was City Manager, Jon Southern; Deputy Clerk, Elaine Abbott; and Legal Counsel, Dennis Mahar.

Council President, Mary Repole, declares the hearing open at p.m. and makes reference that they typically hold the public hearing prior to the regular meeting but that Council voted to make an adjustment to the agenda to hear a proposal from Cate Street Capital first.

The Council President addresses the City Manager with regard to the presentation of the ordinance. He confirms that it has been published as required by the Charter and it was previously read at the last previous Council meeting and noted that it has not changed in context but that it is still in draft form until it has been approved and accepted by Council which is done after the public hearing has been held. The City Manager asked if the Council wanted it read aloud again and Council agreed that it has been published and did not require another reading.

Council President, Mary Repole, calls for any other comments or questions. There were none and she declares this public hearing closed at 6:47 p.m.

MOTION MURPHY SECOND CUMMINGS
To come out of the Public Hearing to back into the regular Council meeting.

PASSED 5-0 (TIME: 6:48 P.M.)

**EASTPORT CITY COUNCIL
REGULAR MEETING**

**WEDNESDAY, APRIL 10th, 2013
6:00 P.M. - SHEAD HIGH SCHOOL**

1. CALL TO ORDER

The meeting was called to order at 5:58 p.m. by the Council President, Mary Repole.

Those in attendance and present were: Councilor Mike Cummings, Councilor Colleen Dana-Cummings, Councilor Scott Emery, Councilor Gilbert Murphy, and Councilor Mary Repole. Also in attendance was City Manager, Jon Southern; City Clerk, Ella Kowal; and Legal Counsel, Dennis Mahar.

A request was made to Council for their first order of business to be an adjustment to the agenda and permit Cate Street Capital to give their presentation first rather than proceed with the scheduled public hearing.

MOTION CUMMINGS SECOND MURPHY
To make an adjustment to the agenda and allow *Cate Street Capital* to address the Council first and give their presentation and then proceed forward with the scheduled Public Hearing.

PASSED 5-0

1A. CATE STREET CAPITAL – ADJUSTMENT TO AGENDA

The director (Alex) and the project manager (Damon) address the Council and the public and introduce themselves. They continue further to say that they have been working with Chris Gardner and that there is an interest to do a project here in Eastport. However, it is still in the early planning stages. They are still looking at things such as site constraints, what works for the community, and the potential that a project such as this can give to the community. They continue on to share that the next step is to look at the timeline and then to come back and present this to Council as to where the project is headed, should it be approved and accepted. He explains that they are here this evening to seek input and receive feedback from the community. They share that Cate Street is a developer of Thermogen and give some history of the business. They currently employ fifty people with Cate Street but also have several entities and combined

their total employment is around three hundred. Typically, they focus on projects that are renewable and sustainable. They believe this project would be an exciting opportunity not only to the Port but to the community as well. This project will have potential for employment of up to seventy-five people with a trickle effect, direct and indirect; which ultimately could result in as many as three hundred and fifty jobs. She further explains that this Thermogen project of biomass in wood falls under their forest product initiative. They stress the importance of hearing from the community to hear what is important to them so that everyone can collaboratively work together in the best interest of the community. Damon clarifies that the project is termed as “glorified wood pellets” and that it is manufactured into a product that is essentially a substitute for coal and gives a briefing of its regulations and the demand. He also shares that the plant in Millinocket is reflective of 100,000 tons. He continues further to explain that the biomass consists of wood chips or left over waste of tops of trees, limbs, branches, etc. The project site being considered is located to the North of the Port facility itself and is understood to be a forty acre parcel of land that is abutted along County Road. He continues further to say that the project must be done in a *sustainable* manner. They believe the site provides ample room for the project as well as setbacks for buffering. Should we be interested, they recommend, that we contact Millinocket and/or the DEP with any questions that may help address any concerns this early on. Once the project has gone through the permitting stage, we would be looking at the summer of 2014 with a construction period of 10-12 months and then in operation by the summer of 2015. They are hopeful to make this happen and a success. Damon and Alex both leave the Council with business cards for contact information.

Former Council President, Robert Peacock, addresses them with a question relative to selling wood pellets locally from the plant for local use. Damon responds that they are very willing to entertain and talk about that. However, he comments that there would be a price differential between this product and conventional wood pellets.

Councilor Cummings asks if they would be producing enough pellets to possibly consider a pellet generating plant rather than a coal fire generating plant to put into our grid. He believes there are a number of ways to look at the opportunities, including the potential for a mirad.

Sue Lara from the audience addresses Damon with a question relative to their plant working in conjunction with the City’s system. Although it is early on in the stages, it was their thought to look into discharging their wastewater to the current WWTP facility.

A question comes from the audience with regard to the numbers translated to BTU’s from standard wood pellets. Damon responds that standard wood pellets would produce around 7,500 BTU’s per pound whereas their product would produce 10,000 BTU’s per pound which is about a 40% difference.

Sue Lara from the audience asks how many boilers they would have. Damon responds to say that they would not have any boilers on site as they generate the thermo energy they need by utilizing the organic compounds from the wood in the torification process.

Jon Calame from the audience addresses Damon with a question as to whether or not they have contracts with their raw wood providers at this stage. He responds to say that they have contracts for the Millinocket project, but that this particular site being considered here in Eastport is still in the formative stage and that the fiber supply is a key component in how big this project will be. Alex comments to say that the market represents what is here and what is available for the project to be sustainable.

A comment comes from the audience with regard to the use of 100% soft wood or hard wood. Damon responds that both can be utilized.

Former Council President, Robert Peacock, asks if they have done any studies using eucalyptis or South American wood. Damon responds to say that a great deal of evaluation has been done on a variety of different feed stocks.

Councilor Cummings addresses Damon with a question relative to their investment with the Port and asks if they plan on investing within the City itself. Alex responds to say that they are located in different communities across the country. She further comments to say that they want their business to be a success here but they also want it to be a part of the community as well. It is their hope to foster the same relationship with the City as they have done with the Port. She further clarifies that the taxation is their burden as they move forward with construction whether it be through a lease or ownership. In some form or another, their investment will come back to the community.

Another comments comes from the audience of how this project will affect local neighborhoods in terms of boaters, noise pollution, or bright lights at night, etc. Permits are very stringent and vigorous and address all of these concerns.

Sue Lara from the audience asks if this project site would be a replica of the Millinocket site. Damon responds to say that they will springboard off from that for the design here but a scale up from that.

Meg McGarvey asks if the plant would be operational twenty-four hours a day. He responded to say that it would operate on a 24-7 cycle and would shut down every five weeks for operational maintenance repair work.

Councilor Cummings asks for clarification that they are a private entity and Alex affirms they are a private investment firm. Councilor Cummings also asks if this project would have any affect on the East-West Highway. Damon responds that it would not and that right now it is too far out for them to say for sure if they would be tying into that but respects where they are going with the project.

A question came from the audience about buying wood from New Brunswick, and Damon comments to say that the project is just not that far enough along to say one way or the other but

certainly will pursue options of importation. She also asks if these potential jobs have benefits and Damon and Alex both respond to say absolutely and that the jobs are a mix of managerial positions to high skilled laborers, plant operators, equipment operators, mechanics, electricians, etc. They also comments to say that the job numbers will fluctuate with the size of the plant.

Alex and Damon both remind everyone should they have any questions, they can be contacted via: the information on their business cards and welcome any and all inquiries.

MOTION MURPHY SECOND EMERY

To come out of the presentation portion of the meeting given by *Cate Street Capital* and to go into the Public Hearing on an Engine Braking Ordinance as scheduled.

PASSED 5-0 (TIME: 6:49 P.M.)

2. CATE STREET CAPITAL (Thermogen Industries)

Council permitted *Cate Street Capital* to give their presentation the time slot of 6:00 p.m. that was initially scheduled for the City's Public Hearing. See Item #1A.

3. ADJUSTMENTS TO AGENDA

An adjustment was proposed at the very beginning of the meeting to permit *Cate Street Capital* to address the Council first with their proposal.

City Council resume their regular Council meeting at 6:50 p.m.

Council President, Mary Repole, takes a moment to introduce Larry Post as the new City Manager and also notes that negotiations are under way and welcomes him.

4. ACTION ON PUBLIC HEARINGS (if applicable)

MOTION CUMMINGS SECOND EMERY

To approve in favor of adopting the Engine Braking Ordinance as submitted and presented by the City Manager.

PASSED 5-0

5. MINUTES OF PREVIOUS MEETING(S)

MOTION EMERY SECOND MURPHY

To accept the Council minutes as submitted by the City Clerk for *February 13th, 2013; March 6th, 2013; March 12th, 2013; March 13th, 2013; March 19th, 2013; March 21st, 2013; and April 3rd, 2013.*

PASSED 5-0

6. DEPARTMENT REPORTS

A. FINANCIAL REPORT

MOTION MURPHY SECOND CUMMINGS
To accept the **Financial Report** for **March, 2013** as presented.

PASSED 5-0

A1. MICROLOAN PROGRAM

The City Manager gives an informational update and that he had spoken with Deborah Johnson in Augusta and are working together on this. However, it is his recommendation that this program be transferred to an independent entity such as Washington County Council of Governments or the County. They had not yet met on this, but it is mostly administration for a 5% fee. Legal Counsel suggests that it be an entity with a Board of Directors. Chris Gardner, also County Commissioner; recommends that they also give consideration to Sunrise County Economic Council.

B. CODE ENFORCEMENT REPORT & ASSESSOR'S REPORT

MOTION MURPHY SECOND EMERY
To accept the **Code Enforcement Officer/Assessor Report** for **March, 2013** as presented.

PASSED 5-0

C. POLICE DEPARTMENT REPORT.

MOTION CUMMINGS SECOND MURPHY
To accept the **Police Department Report** for **March, 2013** as presented with a correction made by Police Chief, Mark Emery, relative to the number of computers being received through a grant for a total of six.

PASSED 5-0

D. PUBLIC WORKS REPORT

Nothing submitted to Council as it was requested at the last meeting that it was not needed so long as the City Manager has a checklist at City Hall. The City Manager reports that a new culvert is in place at the WACO. However, the project is not yet finished as they are still working on the best option to getting the storm drains to work properly with regard to drainage which is to put storm water where it should be and not in the Sewer system. We believe the system for the storm water was crushed when the park was put in front of the Tides Institute building. This still causes flooding during heavy rains. Landscaping will need to take place when the weather lets up. Within the last few months, the WACO has flooded out twice.

There has been significant road damage down by the Chowder House. A good portion of the road is completely washed away and it has left a trench three or feet deep. Major work needs to be done there. The storm handling system is completely collapsed or blocked anywhere from the road to the ferry landing. It is a big project for hopefully some FEMA funds. But for now, we are looking at a temporary fix. The City Manager brings this up as he believes we are obligated to fix the asphalt as it was a road drainage failure issue. He will need Council approval for this but has yet to get a price as he has to wait on the asphalt plants. Councilor Cummings asks if this isn't something that couldn't be done in conjunction with the Morrison property. The City Manager suggests that they keep it separate.

He continues to address the Council with a few issues for the new manager in that we do not have an adequate sweeper, especially for the large events we have downtown. At some point, Rene O'Dell will be asked about his ideas on how to fund this and it may include considering selling one of the front loaders. In addition, the backhoe will need to be upgraded as well.

MOTION MURPHY SECOND EMERY
To accept the Public Works update and report as given by the City Manager.

PASSED 5-0

E. SEWER REPORT

The City Manager informs Council that they are presently working on emptying thirty plus septic tanks in Quoddy Village. He further comments to say that they are still working on grant funding and that they still have a long way to go to reach their goal of \$5,000,000 and have a grant application in for \$1,000,000 and projects continue to be underway in terms of re-building pump stations and a telemetry system. Councilor Cummings asks what stage we are in. The City Manager responds that only one pump station has been done so far and that the others will be done over the next few months along with bidding out the telemetry system.

MOTION CUMMINGS SECOND MURPHY
To accept the **Sewer Operations Report** for **March, 2013** as presented.

PASSED 5-0

7. BOARDS and COMMITTEES - REPORTS & APPOINTMENTS

- A. PLANNING BOARD - NO REPORT**
- B. ZONING BOARD OF APPEALS - NO REPORT**
- C. HISTORIC REVIEW BOARD - NO REPORT**
- D. AIRPORT - NO REPORT**

- E. HARBOR - SEE PORT REPORT**
- F. DOWNTOWN - NO REPORT**
- G. CHARTER COMMITTEE**

The committee reports that they are hoping to have it ready for referendum in November.

H. PORT REPORT

The Port Director, Chris Gardner, addresses the Council with an update and starts by informing the Council that a center piece of the community is in need of repair, that being the breakwater on the North side. The sink hole has gotten progressively worse despite the efforts to stabilize it until funds became available to properly repair it. Jersey Barriers are in place and signs have been posted. He informs the Council that they have met with MDOT and the Port Authority Board and they anticipate it will cost \$400,000 for the engineering to do the overall fix. It is the Port's intent to dig up the 1960's piece all together and to build a new deck and tie it on to the 1985 piece. Consideration will be given to a composite structure for a rebuild. He further comments to say it is risky in that the board could approve to move forward but that there is the possibility that it could not work. A decision will need to be made as early as next week. He explains that their priority must be the \$400,000 first as time is very crucial and critical to the repair. He has spoken with their lender, The First; and they are willing to work with them to make this happen. Thus, it is their hope to do this rebuild and for it not to have a direct impact to the taxpayers.

Councilor Cummings questions the Port Director about its priority. Mr. Gardner responds to say that the \$400,000 is their first priority as there is opportunity for highway funding but that it must come at the end of the calendar year.

Sue Lara from the audience asks why patch it and not just close it down completely and just do it all together at once. She also asks questions about FEMA monies. He responds that we let the maintenance go for thirty years and FEMA does not look upon this as an emergency. He further comments to say that should this patch be successful, it could buy him two to three years. He continues by saying that they will use best construction practices and differentiates between needs and wants. Although he emphasizes the reality of the uncertainty and longevity of the patch, he also makes reference that they will not know until they try it. A question comes from the audience with regard to how they will deal with the Schooner, the Ferry, and the 4th of July. He responds that this will be addressed at the next Harbor Committee meeting and that they are in contact with those contacts directly. Short term, they will be opening up the South side and put the floats back in. With the understanding, that should it storm; the vessels would need to be moved back. He continues by saying when they put new pilings in, it gave them more space.

Lora Whalen asks for clarification that their plans are to shut down the breakwater next week. Mr. Gardner responds that he will bring forth to the Port Authority board this proposal for their approval before they can move forward. Councilor Cummings asks how much risk is involved for the fisherman to utilize that facility. He reminds them that MDOT would rather err on the side of caution but recognize there are certain things that are realistic and by reducing it to a one-lane, ten-foot parameter and to use precautionary measures in its use.

Denise Smith addresses Mr. Gardner with regard to knowledge of a cruise ship coming back through customs and asks how this will be affected. He responds to say that they are addressing their options on this and it may mean accommodating them by shutting the crane down and putting an attenuator in there to allow them to do what they need to do while they are here depending on the length of the ship. Dean Pike comments to say that this 10-12 foot lane will not sustain heavy trucks, especially fuel trucks. The main goal is the longevity of the facility but there may be sacrifices along the way. As for the Navy Ship, this speaks for itself and brings us to the importance of time and is critical in moving forward on this. He stresses that the front face of the 1985 portion of the pier is solid and the issue is not with tying up there, but if there is a failure there; there is no way to get there. Former Council President, Robert Peacock, reminds the Port Director of a ship coming in on June 28th with four hundred people. Sue Lara questions Mr. Gardner if they had been consulting with the people who built the 1985 section. He responded to say that they have had Fundy Contractors down there to assess the construction or lack thereof that remains. However, they are a long ways from the bid process on this.

I. ENERGY COMMITTEE

Jon Calame addresses the Council and gives a brief update of their intent and purpose of the committee. Presently, there are two priorities they are working on; and he further continues to say that one is working towards understanding the direct benefits and impact that would come from the Cate Street Capital project. The other project is an interest in doing an informal energy audit on the public buildings that haven't been addressed over the years and would like to begin with City Hall.

J. ORDINANCE REVIEW COMMITTEE -NO REPORT

K. "FY2014" BUDGET COMMITTEE

MOTION MURPHY SECOND CUMMINGS
To appoint Richard Quint and Alex Smeaton as members to the FY2014 Budget Committee.

PASSED 5-0

8. UPDATES

A. AMBULANCE

Councilor Murphy updates Council that the changes in the billings are beginning to improve upon the cash flow. He further updates the Council that they have yet to hear from Baileyville and Danforth as to whether or not they are going to pull out or not. The new director continues to work on paying down on the accounts as they can. He reminds Council that their packet contains minutes of the Ambulance meetings. Councilor Cummings asks if he knew when they might hear from Woodland with regard to their decision. Councilor Murphy was uncertain but responded to say possibly sometime in June.

MOTION CUMMINGS SECOND EMERY
To accept the Ambulance report as given and presented by Councilor Murphy.

PASSED 5-0

B. MARION TRANSFER

He reports that there is nothing new to report and informed Council that he attended the meeting via: teleconference and they approved last month's minutes and that they touched upon the bid opening process for cleaning up the demo site and understood that the bids would be opened next month. Additional discussion took place on the security system for the trailer at the site location.

MOTION CUMMINGS SECOND MURPHY
To accept the Marion Transfer report as given and presented by Councilor Murphy.

PASSED 5-0

9. COMMIT SEWER FEES to TRACI JAMIESON, CITY TREASURER, 3RD QTR – FY2013

MOTION CUMMINGS SECOND EMERY
To commit the 3rd Quarter *FY2013 Sewer Fees* to Traci Jamieson, City Treasurer, in the amount of **\$87,921.05**.

PASSED 5-0

10. DISCUSSION – RE: PURCHASE OF BACKHOE/EXCAVATOR FOR PUBLIC WORKS

The City Manager explains that he has already touched on this and recommends that Council table this matter at this time.

11. DISCUSSION – RE: BUILDING OF DECK OVER CITY PROPERTY (89-93 WATER ST.)

Legal Counsel, Dennis Mahar, recommends the need for Council to be specific with the wording and that he will forward it to the City Manager.

MOTION CUMMINGS SECOND MURPHY

To accept the proposal, as submitted by Ken Brown & Mike Morse, and to authorize the building of a deck over City property with the location being 89-93 Water Street.

PASSED 5-0

12. DISCUSSION - RE: COUNCIL RESOLUTION (Governor's Budget – Revenue Sharing)

MOTION MURPHY SECOND EMERY

To approve and authorize the signing of a Council Resolution as presented by the City Manager and submitted by Councilor Dana-Cummings with regard to the Governor's Budget and Revenue Sharing.

PASSED 5-0

13. SCHEDULING of PUBLIC HEARING(S)/SPECIAL MEETING(S)/WORKSHNOP(S)

The Deputy Clerk, Elaine Abbott, informs Council that the City Clerk, Ella Kowal, has been contacted by Gary Craig, Jr. and that they will not be opening this year. Thus, does not require the need for public hearings.

MOTION MURPHY SECOND CUMMINGS

To approve the scheduling of public hearings for Wednesday, May 8th, 2013 on Special Entertainment Licenses for Robert DelPapa d/b/a Eastport Chowder House; Tyra Baker d/b/a Liberty Café; and Susan Hart d/b/a The Compass Rose LLC.

PASSED 5-0

MOTION CUMMINGS SECOND MURPHY

To approve the scheduling of public hearings for Wednesday, May 8th, 2013 on Liquor License applications for Robert DelPapa d/b/a Eastport Chowder House and Susan Hart d/b/a The Compass Rose LLC.

PASSED 5-0

MOTION MURPHY SECOND CUMMINGS

To approve the scheduling of public hearings for Wednesday, May 8th, 2013 on the renewals of Victualer Licenses for Robert DelPapa d/b/a Eastport Chowder House; Shelly & Dale Griffin d/b/a Quoddy Bay Lobster; Tyra Baker d/b/a Liberty Café; Paula Bouchard d/b/a Rosie's Hot Dog Stand; Ruth MicInnis d/b/a Todd House; Marilu Larrea-Scott d/b/a The Banksquare Deli; Gregory Noyes d/b/a The Kilby House; Jett & John Peterson d/b/a The Weston House; Karen & Kevin Raye d/b/a Raye's Mustard Mill; Jill & David Westphal d/b/a The Chadbourne House; Mary Williams d/b/a The Milliken House; Diane Parsloe d/b/a Moose Island Bakery; Mindy & Richard Gullen/Peter Frewen & Jenie Smith d/b/a Dastardly Dick's; and Susan Hart d/b/a The Compass Rose LLC.

PASSED 5-0

14. LETTER of SUPPORT – SPECIAL ENT LIC/LIQUOR LIC/VICTUALER LIC

MOTION MURPHY SECOND CUMMINGS

To approve the letter of support as submitted by the City Clerk until such time that the public hearings of May 8th, 2013 have been held.

PASSED 5-0

15. CITY LAND & PROPERTY SALE

MOTION CUMMINGS SECOND

To table this matter at this time.

PASSED 5-0

Re: 10-Acre piece of Land next to the Sewer plant a/k/a Morang's Pond

Councilor Dana-Cummings asks for a dollar amount with regard to the lease. Councilor Murphy comments to say that it would be leased for what it is valued at for property which they understand to be approximately \$1,700.00.

Councilor Cummings reminds Council that they paid \$196,000 for eight acres next to the property and he does not believe that they are doing anything for the taxpayers at this present time.

Christ Gardner addresses the Council and reminds them that the Port Authority will be writing checks over the next 90 days for half a million dollars to try and save the breakwater which belongs to the City. Thus, the cooperative approach is that we are all in this together. From the Port's perspective; we heard the presentation given this evening and he continues further to say that Cate Street is asking that we secure that property through a lease to bring this entity to town and that Council give this consideration. With it being understood that they will pay a full taxable valuation on the land.

Dean Pike offers a suggestion to the Council that they give it until 2014-2015 before they make a concrete decision but consider allowing the Port to lease it through the development stage and reminds Council that there is no revenue being generated at this time. The Council President addresses the Port Director, Chris Gardner, and asks if Cate Street Capital would consider a long-term lease with a provision that should Cate Street or anyone else did not develop in that area within a certain number of years; that the City would have the choice. He responds to say the Port is trying to bring a tax base to the City and Cate Street's potential for the Port is two 20-year leases. Councilor Cummings responds that he would like to see a private entity buy.

MOTION MURPHY SECOND EMERY

To *lease* the 10-acre property next to the Sewer plant a/k/a Morang's Pond to the Port for the property value in taxes with the understanding that the lease will be tied into the length of lease that Cate Street has proposed and that should they not follow through with said development within a twenty-four month period; then the City has the option to take the property back.

PASSED 4-1 ("NO" CUMMINGS)

16. PERSONAL PROPERTY ACCT. #56 - COBSCOOK BAY SALMON – FY2008 & FY2009

MOTION EMERY SECOND MURPHY

To authorize a write off in the amount of **\$24,603.96** on Personal Property Account #56 which is reflective of the FY2008 & FY2009 tax due the City which has been determined to be uncollectible by the Tax Collector as the entity is no longer in existence and no responses are being received from the attempts made by the City through the Tax Collector.

PASSED 5-0

17. REQUIRED TRAINING of ELECTED OFFICIALS

Council President, Mary Repole, addresses the Council with regard to information relative to required training of *elected officials* for the Freedom of Access Act and FEMA and makes reference that they are both available online and that it is to be immediate. The Council President emphasizes that should the training not be completed, it will affect the City being able to attain grants.

The City Manager also reminds Council that there is another training referred to as ICS 402 that will be coming up that is required which he believes will be offered in Machias.

Jon McNerney addresses the Council in that this also applies to other City officials and that they can refer to the website for that listing and makes reference that he believes the Budget Committee to be one of them.

18. ANNUAL AGREEMENT w/TOWN OF PERRY – RE: DOG SHELTER

Denise Brown from the audience asks for clarification of the agreement with Perry. The City Manager explains that it is utilized for emergency use in the event that Paws is closed. She asks because she was of the understanding that there was going to be a contract with Paws. The City Manager responds to say that he has been asking for one for over a year now but one has not yet materialized. However, the City is obligated to have one and Perry has come forth with one.

Councilor Murphy asks Mrs. Brown, who is the owner of the pet store in Eastport, if they have the capabilities to take animals overnight and she responded that they did not.

MOTION CUMMINGS SECOND EMERY

To approve the annual agreement as submitted by the Town of Perry and the authorization for the City Manager to sign as required.

PASSED 5-0

19. CITY MANAGER'S ISSUES

A. Fire Station Update

The City Manager comments that there is not much to add other than there is still work under way and informs Council that they are at the stage where they are asking for them to choose the colors of the inside and that progress is being made.

Councilor Dana-Cummings reminds the City Manager of some talk at a Budget Committee meeting with regard to the possibility of attaining pricing from the contractors there right now relative to some modifications to accommodate the Police Department in the future in the building. He further comments to say that at this stage all that was discussed was to get pricing. Councilor Dana-Cummings asks how much is left over from the grant and the responds to say approximately \$24,000, keeping in mind they will need a buffer for any change orders that may come about. He is hoping to have some information on pricing sometime next week.

MOTION CUMMINGS SECOND DANA-CUMMINGS

To look into this further.

PASSED 4-1 ("NO" MURPHY)

B. FY2014 Budget Update

The issues here are with the Revenue Sharing and not knowing where we stand on that. He also makes reference that they haven't seen a school budget yet, and that the City has yet to receive numbers on insurance as well.

C. Mill Update

The City Manager informs the Council that that we have submitted an updated budget to the EDA and waiting for the approval but are hopeful to be able to move forward on that next month.

Council President, Mary Repole, updates the Council that she has spoken with Betsy Fitzgerald and that she has made a request in that the Council vote to give

the County authorization for the handling of the Mill grant with an amount of \$25,000 in administration fees which would go to the County

MOTION EMERY

SECOND MURPHY

To authorize the County to handle the Mill grant and the execution thereof with the understanding that administration fees in the amount of \$25,000 would go to the County and be redirected accordingly.

PASSED 5-0

20. OPEN FORUM (Will be held at 8:00 p.m. when meetings extend beyond)

Former Council President, Robert Peacock, addresses the Council and Jon Southern and takes a moment to thank Mr. Southern for a great job and recognizes his accomplishments within the City during his tenure and wishes him the best on his new endeavors. He also thanks Nancy Southern for all her support over the last three years.

Richard Hickson addresses the Council with regard to information on emergency preparedness management and that he has contact data within the area that he will forward to the City Manager to be on file with the City.

21. EXECUTIVE SESSION (*if applicable*)

MOTION

MURPHY

SECOND

EMERY

To go into Executive Session under 1 M.R.S.A. § 405(6)(C) to discuss real property and to also discuss a personnel matter under 1 M.R.S.A. § 405(6)(A).

PASSED 5-0 (TIME: 8:15 P.M.)

MOTION

MURPHY

SECOND

EMERY

To come out of Executive Session.

PASSED 5-0 (TIME: 9:16 P.M.)

ACTION TAKEN

MOTION

MURPHY

SECOND

EMERY

To have the taxpayer of **2 Battery Street**, referencing Tax Map #**J7-0C4-11A**, to come in and pay the remaining balance of \$1,285.43 plus interest on his taxes and the City will Quitclaim the property back to him.

PASSED 5-0

MOTION CUMMINGS SECOND MURPHY

To permit the taxpayer of **76 High Street**, referencing Tax Map #**I7-0C2-02**, to come in and meet with the Tax Collector and the City Manager to discuss a payment plan and make the necessary financial arrangements to reclaim his property.

PASSED 5-0

MOTION CUMMINGS SECOND DANA-CUMMINGS

To grant permission for Councilor Murphy to reach out to the taxpayer and express that he has the opportunity to contact City Hall to speak with the City Manager to forward on to the City Council an option to reclaim said property at **9 High Street** referencing **Tax Map #J7-0C2-10** by making financial arrangements that can be forwarded on to Council for approval

PASSED 5-0

MOTION MURPHY SECOND CUMMINGS

To grant permission for Councilor Dana-Cummings to contact the taxpayer's father and have the taxpayer contact the City Manager to discuss this matter and to reaffirm their interest to retain the property through financial arrangements with the City and forwarded to Council for approval.

PASSED 5-0

MOTION MURPHY SECOND DANA-CUMMINGS

To permit Tim Olson to remain at the mill building for the remainder of the contract and then review the contract in June for consideration.

PASSED 5-0

Councilor Cummings would rather see a written contract and for that reason he is voting "no".

MOTION MURPHY SECOND DANA-CUMMINGS

To permit Bud Andrews to retain occupancy at the mill building on a month to month basis with the understanding that he is to keep a weekly record of the work done at the location.

PASSED 4-1 ("NO" CUMMINGS)

MOTION MURPHY SECOND CUMMINGS

To accept employment contract/agreement as written and received for Larry Post as City Manager for the City of Eastport.

PASSED 5-0

22. ADJOURNMENT

MOTION MURPHY SECOND CUMMINGS
To adjourn.

PASSED 5-0 (TIME: 9:28 P.M.)