

**CITY OF EASTPORT  
CITY COUNCIL MEETING  
WEDNESDAY, JULY 13<sup>th</sup>, 2016  
SHEAD HIGH SCHOOL - LIBRARY - 5:30 P.M.**

EXECUTIVE SESSION - 5:30 P.M. TO 6:00 P.M.

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|---|------------------------------|
| <u>    </u> Personnel Matters                     | Title 1 M.R.S.A. § 405(6)(A) |
| <u>    </u> Real Property or Economic Development | Title 1 M.R.S.A. § 405(6)(C) |
| <u>    </u> Labor Negotiations                    | Title 1 M.R.S.A. § 405(6)(D) |
| <u>  x  </u> Consultation w/Legal Counsel         | Title 1 M.R.S.A. § 495(6)(E) |
| <u>    </u> Poverty Abatement Application         | Title 36 M.R.S.A. § 841      |

**Those in Attendance:** Councilor Roscoe Archer, Councilor Scott Emery, Councilor Jan Finley, Councilor Mary Repole, and Council President, Gilbert Murphy. Also present were City Manager, Elaine Abbott and Legal Counsel, Dennis Mahar.

Council President calls this portion of the meeting to order at 5:30 p.m.

**MOTION**      FINLEY      **SECOND**      ARCHER      **(PASSED 5-0) TIME: 5:31 P.M.**  
To go into Executive Session for Consultation with Legal Counsel under Title 1 M.R.S.A. § 405(6)(E).

**MOTION**      EMERY      **SECOND**      ARCHER      **(PASSED 5-0) TIME: 5:55 P.M.**  
To come out of Executive Session.

**REGULAR COUNCIL MEETING**

**Those in Attendance:** Councilor Roscoe Archer, Councilor Scott Emery, Councilor Jan Finley, Councilor Mary Repole, and Council President, Gilbert Murphy. Also present were City Manager, Elaine Abbott; Legal Counsel, Dennis Mahar; and City Clerk, Ella Kowal.

**Attendees in the Audience:** Gordon Smith, Jon McNerney, Paul Theriault, Ken Johnson, Elizabeth Hastings-Renner, Kathy Lewis, John Foster, Chris Vizzcarando, Lora Whelan, Steve Trieber, Pam Francis, Jana Harris, Butch Harris, Roger Segien, Frances Segien, Marged Higginson, Linda Saravo, Andrea Linton, and Cory Guimond.

**I. CALL TO ORDER** - Council President called the meeting to order at 6:00 p.m.

**II. ACTION from EXECUTIVE SESSION** - THERE WAS NONE

**III. PUBLIC HEARING(S)**

Council President opened the public hearings at 6:01 p.m.

5 South Street (Tax Map J7-0A3-11)

This property comes before Council as tax acquired through the foreclosure process. Council was informed that letters were sent, but no responses are being received. The Assessor notes that this property does have contents. Council President calls for discussion, there was none.

3 Willow Street (Tax Map I7-0C2-33)

This property was also tax acquired through the foreclosure process. Letters were also sent but response has been received. The Assessor notes that it has been awhile since he's been in this site, but believes it only to have possibly a stove and refrigerator in the kitchen. Council President calls for discussion, there was none.

3 Willow Street (Tax Map I7-0D2-02)

This property is an adjoining lot of land to Tax Map I7-0C2-33 and also comes before Council as being tax acquired through the foreclosure process. Letters were sent and no response received. The Assessor suggests combining the two lots as one and selling it as one (referencing Tax Map I7-0C-33 & Tax Map I7-0D-02). Council President calls for discussion, there was none.

The public hearings were declared closed at 6:04 p.m.

**IX. ACTION ON PUBLIC HEARING(S)**

**MOTION** REPOLE **SECOND** FINLEY **(PASSED 5-0)**

To put out to bid the property at 5 South Street (Tax Map J7-0A3-11) as well as the 3 Willow Street properties (Tax Map I7-0C2-33 & I7-0D2-02) setting the amounts of minimum bids for what is due on taxes and sewer. Council also authorized the Assessor to combine the two lots at 3 Willow Street as one lot.

## V. OPEN PUBLIC FORUM

Council President opens the floor at 6:06 p.m. for Open Public Forum.

Andrea Linton addresses the Council and updates Council that she is the owner of property on Pleasant Street which was previously occupied by Gayle Parker and that it is currently under renovation. They come before the Council for an approval to install a commercial asphalt extension to the road side directly in front of the home. It is their understanding that the proposed location is City property as it is located within twenty feet of the midpoint of Pleasant Street and it is not paved. She notes that the main justification of this request is two fold as the previous tenant experienced the flooding of a crawl space with poor drainage. The extension is designed to direct the water flow down the hill and into the road side curb. She refers the Council to photos submitted and that the first one is the front of 12 Pleasant Street reflecting the erosion from the last rain fall. She also refers to the curbing installed in front of Peter Small's place to direct the water away from his property. She further comments to say that the second justification is safety related as the property location has a real blind spot as people traveling south on Franklin Street need to accelerate to get up the hill and there is no visibility of any obstacles that may be in the road once the turn is made onto Pleasant Street. The apron that is being proposed would allow safety for parking as well as backing out of the driveway. She continues to say that there is ample precedent for the extension they are talking about throughout Eastport but she stays with the examples close to their home. She again refers to the photographs and notes that there is one at 5 Pleasant Street and another at 15 Pleasant Street and another at 5 Customs Street. She further notes another flooding area on Lincoln Street that was addressed. She reviews the plan for the driveway and adjoining extension with Council and notes it was prepared for them by Lane Construction. She further comments to say that the extension of the driveway would be installed using the same ground preparation and the two inch five millimeter paving material that is used to pave commercial roadways i.e. like County Road. They will bare the full cost of the project but requests the City's permission to proceed.

Council President asks if it is going to be sloped away from the house and Ms. Linton responds that it will and that it is to be graded prior to the asphalt being put in place to be done by Alan Seavey.

Councilor Repole asks about the others that were done and if those were approved by City Council. Councilor Archer responds that those were done by the water district when the new pipes were put in. Councilor Repole asks if the Lintons if they would be willing to sign something that would hold the City harmless. Ms. Linton responds that they understand the reason for that and they would be willing to do that. Councilor Repole further responds with a concern should the the City ever decide to widen the road there would be no choice given the matter of it being a right of way. Ms Linton totally understands that concern and should that ever be the case, part of the road would have already been paved.

Council President speaks that he believes that there was some reluctance in the beginning as previous Council did a favor for someone and it came back on the the City. However, he has no problem with it as long as they understand that it is City property.

Councilor Archer speaks to it that he has issues with it and Councilor Emery responds that he would like to see an agreement drawn up.

Councilor Repole comments to say that she is willing to make the motion to accept it and have the City's attorney, Dennis Mahar, draw up an agreement to protect the City. The City Clerk reminds Councilor Repole that Council is unable to make a motion in Open Public Forum and that it would have to be placed on the agenda.

Councilor Finley expresses concern about setting a precedence with regard to a potential zoning issue and asks that maybe Council should consider a policy before rendering a decision. Councilor Repole asks to wait and see what the City attorney is able to come up with and Council President also notes that it will be on the agenda for discussion at the August meeting. Councilor Finley responds that she is not against this but still feels that there should be a policy in place as there are other areas in town with drainage issues.

Mr. Linton addresses the Council and comments to say that most people would have just gone and done this but that they wanted to do it the right way and come before the Council. Councilor Finley responds that she is not being negative in any way but that she is trying to be balanced about it.

Pamela Francis, the owner of the restaurant "The Landmark 1887" addresses the Council with regard to approval of her Liquor License renewal in May, 2016 but that it did not include the outdoor seating on the sidewalk and she does not have any information as to why this occurred as this is her third year and the first two years it was approved. She continues further to say that she has done some research and notes that she has done a drawing of the actual dimensions and is looking to have Council reconsider their decision and have this changed. She arrived fifteen minutes late at that meeting coming from Portland but a decision had already been rendered.

Council President responds that this falls under ADA accessibility guidelines. When tables are put in place, it blocks wheelchair access. Ms. Francis responds that is why she did a diagram with the measurements as she was aware of that and she did call ADA some time ago and rechecked the measurements as well as and she did again this time and according to them it is 36" and the tables are 24". She notes it is cozy and that the tables are intended to be two tops and do not really take up all that much space. She rolls it out during the day and puts out a pencil block out so that that they do not exceed the measurements that the ADA calls for and then it gets put back in at night. She has received positive feedback on the outdoor seating and would like to see it remain. She comments to say that the number of inches for wheelchair accessible was there and she continues to say that as far as accessibility, part of the sidewalk has an inch drop and if anything was going to be an issue it would be that.

She continues to say that she looks up and down the street and there are planters, chairs, and different things for businesses that take up the same amount of space and she just wants to keep the outdoor seating. It is clearly good for business and much more alive when the tables are out. She does not know how one spot can be approved and not another and how the decision came about or why and asks for an explanation in further detail.

Council President addresses the City attorney for input on this matter. He responds that ADA compliance is a must.

Councilor Finley comments to say that she did observe last summer and that she loves the idea of outdoor dining but that when the fence is pushed out that does become a concern.

Cory Guimond from the audience speaks on behalf of the restaurant and that it is good for the downtown area. He suggests that if Ms. Francis were granted the full sidewalk and a small ramp it would give her more space and also allow for the wheelchair accessibility. It would help with the lively hood of the business and go a long ways with the tourists as well.

The City Manager responds that there were numerous complaints last year about the sidewalk being blocked. Ms. Francis responds that no matter what you do there are pros and cons. With the feedback she received, the comment was called in to City Hall and rather than addressing it with her personally, a police officer was sent down to tell her she could not set it up. Thus, she is still asking for the outdoor seating to be approved otherwise all of downtown needs to be addressed and apply the same principle. She feels strongly that she should have received a phone call from the City rather than have the police department give her orders. The outdoor seating is an added benefit to the people.

Council President suggests that she set it up and have Council come down take a look at it and take measurements possibly even with a wheelchair before they render a decision.

Butch Harris from the audience comments to say that he agrees with Ms. Francis in that the busier you make the town look it helps all the businesses.

Ms. Francis says that it is not only about her business but that she wants to see some life downtown and we need to be aggressive about that.

Ms. Francis agrees to meet with Council President, Gilbert Murphy, and Councilor Mary Repole at 9:00 a.m. on Thursday, July 14<sup>th</sup>, 2016 down at the restaurant. Legal Counsel suggests to Council to make an adjustment to the agenda to vote for this reconsideration given their findings after meeting with Ms. Francis at the site location and that it is in compliance of the ADA requirements.

Cory Guimond of Millenium Marine USA addresses Council in that he has not received a response from the City nor its Legal Counsel about changing the power over and that he is paying for it for a long time and that a large part of the electrical consumption comes into that area and that it feeds a smaller section that he continues to occupy and that his billing cycle ends on July 5<sup>th</sup> which gave the City two weeks to rectify the situation but he still received no response. He informs Council that he has taken it upon his own to purchase an internal electronic meter that the City can lock and that it is to be installed by electricians out of Calais and he would like to know when the City is ready to switch the power over as he will no longer pay to power off that side of the building.

Council President, Gilbert Murphy, responds to Mr. Guimond and states that the power will not be switched over and that there is a Notice to Quit in place and active as of July 19<sup>th</sup>, 2016. Mr. Guimond comments to say that he pointed out all of the mistakes in the Notice to Quit and what the amount should be in the 90 days that he was granted to maintain it and he still has the bank draft and the cash in hand to make payment in full and that he has a valid lease and he will continue to build boats out of that section and will also continue to employ people. Council President responds that there will be no discussion. Mr. Guimond would like his question answered and that he will be billing the City for the electricity and believes this to be a legal dispute. Mr. Guimond then addresses the City making reference to the insurance doubling and that it is Millenium's doing. He questions that the fire alarm alarm was operational at the time of the fire and wanted to know if it was showing faulty in the report. Council President responds that he could not answer this. The City Manager asked if it put out the fire and Cory Guimond responds "how long did it take before anybody knew about the fire". Council President stops further discussion and Cory Guimond continues to say that he should be able to speak as it is open public session. He states that it took nineteen months for the alarm to be operational. The City Manager reminds him that she had it so that it did pass inspection and that she kept him informed every step of the way but that she cannot answer for the City Manager before her. He continues to say that he asked to be added to the list to get the fire reports and states that he was refused. Ms. Abbott responds and reiterates that she was not the City Manager at that time and cannot answer for the previous City Manager. Council President, Gilbert Murphy, reminds Cory Guimond that there was a correspondence from the City awhile ago that any communication he had with the City was suppose to go through his attorney to the City's attorney. Mr. Guimond responds that his attorney will step in here real soon when they are ready to go to court. Council President tells Mr. Guimond that this conversation is over. Mr. Guimond states that he told the City's attorney that he will be representing himself at this time being and that he is not receiving any answers since back to June 2<sup>nd</sup>. Council President asks the officer on duty to remove Mr. Guimond. Mr. Guimond states that is not necessary and that he will leave on his own and did so.

Roger Segien addresses the Council about the placement of a 30-minute parking sign between his tattoo shop and another local shop downtown. Council President informs that the sign has been removed. Mr. Segien would like to know why it was there as there has never been a problem prior to this with parking and never knew of any designated spot. He did not know it was approved until he read in the Quoddy Tides that it was approved by Council at the request of a new business owner. He further comments to say that he could not do a tattoo in 30 minutes and sometimes it can take up to six hours. They are willing to walk downtown or park out back to free up parking spaces. He further comments to say that the whale watch business can take up to four hours. Council President also reminds Mr. Segien that parking is available at the Port Authority parking lot as well. Mr. Segien's comment was that he was unaware of any designated parking. There is limited parking and it is acknowledged and the Council is working towards a solution that benefits all of the businesses downtown. Unfortunately, this sign did not work out and Council takes the responsibility for this. Council President reiterates that we *all* need to work together. Mr. Segien reminds Council that people come to Eastport from as far as Bangor for services so all the businesses benefit and want to continue to keep them coming. Council President reiterates that they are trying to work on a solution that will work for everybody.

Jana Harris addresses Council in that they would like to know what is going on as the sign was put in front of both of their buildings and they cannot tell their customers that they cannot exceed that time limit and that they would need to move as there is potential to lose their customers. They remind Council of the business they bring to town in the course of a day and would like the support of the Council. They have been in business for 31 years and have never had any problems with parking. They express that they would like to be kept aware of what is going on to work with the City.

Linda Saravo who has the ice cream and sandwich shoppe responds to say that she asked for one parking space but because the pole is in front of the second building that is why the sign was placed there and that it was not her intention to take two parking spaces. All the businesses help each other with the business that comes into town. Council responds to everyone that the sign is *down*.

Janna Harris expressed concern that if Council decides to go with designated parking in Eastport it will hurt all of the businesses. Pamela Francis is in support of Ms. Harris' concern with regard to the City's communication with the businesses and that the people should be heard. Jana Harris asks what the next step is and how they are going to know what is going on. Council President responds that the agendas are posted and that they are also on the City website. The City Manager suggests meeting with the Downtown Committee who meet regularly and brings forth recommendations to the Council. Ms. Harris is not opposed to the sign if the ice cream and sandwich shoppe wants it and it is specific to her business.

Pam Francis asks how matters are put on the agenda. She is informed that if it is something that requires a vote, a call is placed to City Hall; other matters are discussed in open public forum.

The City Manager reminds everyone that the sign is down and that the City is open to suggestions/ideas and she is willing to meet with anyone to discuss them.

Council President declares Open Public Forum closed at 6:48 p.m.

## **VI. ADJUSTMENTS TO AGENDA**

### **MOTION REPOLE SECOND ARCHER (PASSED 5-0)**

To add “n” *Adoption of Amendment to the FY2017 School Budget* under Item VIII “New Business” and to also add “o” *Discussion of Pamela Francis' request to give reconsideration to the approval of outdoor seating/dining for The Landmark 1887* to Item VIII “New Business” as part of her liquor license to be contingent of Councils' findings; and to also add an item to the Consent Agenda for the scheduling of a public hearing on the amendment to the School Budget for 8/10/2016.

## **VII. UNFINISHED BUSINESS**

### **City Hall Move to 22 Washington Street**

#### **MOTION ARCHER SECOND REPOLE (PASSED 5-0)**

To table this matter at this time.

## **VIII. NEW BUSINESS**

### **a) Opening & Award of Bid for Sale of City Property – 47 Third Street**

The City Clerk updates Council that there are no bids received and also notes that this is the second time around for putting this property out to bid. The City Manager suggests giving it another shot and put it out with other property that is upcoming on the agenda. The Assessor also notes that someone came in today and inquired about said property.

#### **MOTION ARCHER SECOND REPOLE (PASSED 5-0)**

To put the City owned property at 47 Third Street back out to bid.

### **b) Opening & Award of Bid for Municipal Auditors**

The City Clerk updates Council that only one proposal for audit services has been received and that it is not from our current auditors that we hold. The Council President opens the proposal and reflects that it comes from Ron L. Beaulieu & Co. Certified Public Accountants who are out of South Portland. The City Manager speaks to the proposal and that it is a three year contract of \$10,000.00 per year (not to increase) which is about \$2,500.00 cheaper than the services we receive now. The City Clerk and the City Manager notes that our Treasurer has confirmed that the proposal does include the School.

**MOTION** REPOLE **SECOND** FINLEY **(PASSED 5-0)**

To accept and approve the proposal received from Ron L. Beaulieu & Co. Certified Public Accountants of South Portland for municipal audit services to the City for a three year period at a cost of \$10,000.00 per year not to exceed said amount and that it is reflective to include the School.

**c) Transfer of FY2016 Boat Excise Tax to Harbor Revenue Account - \$3,247.70**

**MOTION** ARCHER **SECOND** FINLEY **(PASSED 5-0)**

To authorize and approve the transfer of \$3,247.70 to the Harbor Revenue account for the collection of the FY2016 Boat Excise Tax.

**d) Hangar Leases *(requested by Airport Manager, Steve Trieber)***

o

The City Manager asks the Airport Manager to address the highlights/changes to the leases. He notes that the fees are increased from \$75.00 per year up to \$280.00 per year. The City Manager reads Paragraph 5 for everyone's clarification and the Airport Manager affirms that this would rate would remain at \$75.00 for those volunteers but that it will be looked at every five years.

**MOTION** REPOLE **SECOND** ARCHER **(PASSED 5-0)**

To accept and approve the hangar leases as rewritten and submitted by the Airport Manager, Steve Trieber, and that he will reword Paragraph 5 for clarification that the rate would be \$280.00 with the exception of those who put in volunteer time for a rate of \$75.00. Council also approves moving forward with proceeding with issuing the billing for said leases.

**e) Handicap Parking - Water Street**

City Manager updates Council with regard to the shortage of handicap parking and references two locations. One being adjacent from the Quoddy Tides and the other being in the vicinity of The Happy Crab and Dana Street.

**MOTION** ARCHER **SECOND** REPOLE **(PASSED 5-0)**

To table this matter pending survey of the business owners downtown.

**f) Authorization to Submitt Application to Maine Bond Bank – Re: Landfill**

The City Manager updates that this is a project to remediate our former landfill on Deep Cove Road. The State will reimburse the City 90% of the costs but that we have to finance it at a rate of a minimum \$10,000.00 per quarter over the life of the loan. Thus, she would like to submit an application to the Maine Bond Bank with a deadline of August 3<sup>rd</sup> and would also like to pursue at the same time communications with The First bank for an interest rate along with an application to move forward. She emphasizes that the City is in need of this project and reflects that although it is a \$290,000.00 project the City's cost will be \$29,000.00.

**MOTION** FINLEY      **SECOND** REPOLE      **(PASSED 5-0)**

To authorize the City Manager to move forward with the submission of an application to the Maine Bond Bank for the landfill remediation project and to also approve pursuing The First bank for the financing.

**g) Accept \$1,000,000 DEP Funds for WWTP Repairs w/\$786,800 Forgivable**

The City Manager updates Council that we will are still looking at \$4,500,000 in upgrades. She further comments to say that DEP has offered the City \$1,000,000 loan of which \$786,800.00 is forgivable of which we would need to finance and she would need to sign the paperwork stating that the City is willing to accept this to proceed with the project. She also informs Council that the financing can only come from the WWTP.

Jon McNerney of the audience requests an overall update of what has been expended for the wastewater project. The City Manager responds that she believes that there is a rough amount of \$1,200,000 in debt service which is paid from sewer revenues. Mr. McNerney responds that he is talking the total amount investment. He further comments to say that the City needs to take a look at this as a whole of the amount that is being spent and where it is being spent. The City Manager offers Mr. McNerney the opportunity to stop by City Hall to look at the upgrades and repairs. He notes that he does not want details but rather is looking for a briefing to be given to the City Council and suggests that we have the engineers come in and do an overview of what has been done and what needs to be done as it has been done previously in the past.

**MOTION** REPOLE      **SECOND** FINLEY      **(PASSED 5-0)**

To authorize accepting DEP Funds in the amount of \$1,000,000 for WWTP Repairs with a forgivable amount of \$786,800 and to also authorize the City Manager to make arrangements to have the engineers come to a Council meeting and give an overview.

**h) Transfer of Unexpended Police Protection Funds (\$5,719.14) to the General Fund**

**MOTION** REPOLE      **SECOND** FINLEY      **(PASSED 4-1)**

*Councilor Archer Voted "NO"*

To authorize and approve the transfer of unexpended police protection funds for an amount of \$5,719.14 to the General Fund.

**i) Cancellation of Summer Meals Program**

**MOTION** REPOLE      **SECOND** EMERY      **(PASSED 5-0)**

To table this matter until further notice.

**j) Appointment of Municipal Auditors**

**MOTION** REPOLE      **SECOND** ARCHER      **(PASSED 5-0)**

To authorize and approve the appointment of Ron L. Beaulieu & Co. Certified Public Accountants of South Portland as the City's municipal auditors for a term of three years.

**k) Accept Donation of Park Benches from Bob & Jeanne O'Hayer**

Placement of these benches are in front of the fences next to the bakery. Councilor Archer asks if they are going to be permanently fastened down. Councilor Repole and Councilor Finley responds to say that this has been discussed with the Downtown Committee and that they will be bolted down but will need to be removed as necessary for the 4<sup>th</sup> of July festivities. The City Manager suggests a final choice of location may want to be considered.

**MOTION** REPOLE      **SECOND** FINLEY      **(PASSED 4-1)**

*Councilor Archer Voted "NO"*

To approve and accept the donation of two park benches from Bob and Jeanne O'Hayer.

**l) Council Liaison/Manager Updates**

The City Manager gives an update on the retaining walls downtown. She also informs Council that the vacant position in the Public Works Department has been filled and they are working on getting caught up as best they can. She further comments to say that she will be pursuing grant funding for a project called "Museum in the Streets". She takes a moment to thank Joe Schofield for painting the bandstand. She also thanks Barbara McPhail for another successful 4<sup>th</sup> of July. A thank you to everyone for help pulling off another successful event and she also recognizes the garden club for their hard work as well.

**m) Council Approval of Consent Agenda**

**MOTION** REPOLE      **SECOND** ARCHER      **(PASSED 5-0)**

To approve the Consent Agenda as submitted along with an amendment to add the request for the scheduling of a Public Hearing on the Amendment to the School Budget for FY2017 to be scheduled for August 10<sup>th</sup>, 2016 at 6:00 p.m.

**n) Adoption of Amendment to the FY2017 School Budget**

The City Council as well as Legal Counsel clarifies for the superintendent, Ken Johnson, that the amendment to the school budget requires a public hearing as Council has previously accepted the budget as presented and cannot act without holding a hearing prior to voting on the amendment.

**MOTION** REPOLE                      **SECOND** FINLEY                      **(PASSED 5-0)**

To approve the scheduling of a public hearing for Wednesday, August 10<sup>th</sup>, 2016 at 6:00 p.m. on the adoption of an amendment to the School Budget for FY2017.

**o) Reconsideration of Outdoor Seating on the Sidewalk at the Landmark 1887**

**MOTION** REPOLE                      **SECOND** ARCHER                      **(PASSED 5-0)**

To approve the Council President and Vice Chair of the Eastport City Council to meet with the owner of the The Landmark 1887, Pamela Francis, on Thursday, July 14<sup>th</sup>, 2016 at 9:00 a.m. to inspect the outside seating, and if acceptable and within the required guidelines, approve the outdoor seating/dining.

**IX. COUNCIL ISSUES**

Steve Trieber gives a traffic update of the airport. He also extends a thank you to all the volunteers of the airport for another successful 4<sup>th</sup> of July along with the regular maintaining of the airport. Rotating beacon has been replaced. Pat Candelfino has replaced the gate. The Airport Association is still interested in the old police cruiser. All proceeds from the pancake breakfast goes to the City. He speaks to a list of what is done daily at the airport and has shared this with the City Manager and he asks for recognition of appreciation.

Council President takes a moment to further comment that the City has negotiated with Millenium Marine USA in good faith and that he wanted eighteen months of free rent. The City negotiated with a lease payment of \$3,975.00 per month which just covered the cost of the insurance on the building. He confirms that the insurance on building did double after the fire and notes that the fire sprinklers did work but is uncertain of the fire alarm system. His reason for requesting that the officer remove him from the meeting was that the discussion would not have stopped and there was no reasoning with him. Council President expresses that he did not come to this decision lightly.

**X. ADJOURN**

**MOTION** ARCHER                      **SECOND** REPOLE                      **(PASSED 5-0) TIME: 7:30 P.M.**

To adjourn.