



SPECIAL COUNCIL MEETING – JUNE 19, 2017

Council convened June 19, 2017 in the Old Town City Council Chambers at 265 Main Street.

Councilors present: President David Mahan, Jan Klitch, Carol May, Linda McLeod, John Nuttall and Eric Roach. Stan Peterson absent.

Administration present: Bill Mayo, Ed Bearor, Danielle Berube, Patty Brochu, Lance Farrar, Ron Harriman, Cindy Jennings, Steve O'Malley, John Rouleau, Travis Roy, David Russell, David Smith Scott Wilcox and several other employees.

Council President Mahan called the meeting to order at 6:38 p.m.

Councilor McLeod, seconded by Councilor Klitch, moved to approve the Minutes of the May 15, 2017 Special Council Meeting. **Approved all in favor, 6-0**

REPORTS

President Mahan had Travis Roy report on the Girls & Boys State finals. Travis said the girls won the State Softball final 2-0 and the boys lost the State Baseball final 3-2.

Attorney Bearor reported that he and Manager Mayo have been working on Mr. Mitchell's property law suit. He also reported that the State Property Tax Division approved in the city's favor but Expera has filed another appeal.

Manager Mayo reported on construction and Center Street is still closed and will be for the rest of the week, they will then move to Stillwater Avenue.

CONSENT AGENDA

Councilor Klitch, seconded by Councilor Roach, Resolved, the Old Town City Council hereby approves the suggested motions under New Business Items 1 & 2 as presented and as follows:

Item #1: Resolved, the Old Town City Council hereby approves an application from Penobscot Nation for a Major Event Permit for the Penobscot River Whitewater Nationals Regatta to be held in the Riverfront Park from June 28, 2017 to July 2, 2017 and to waive the Permit fee.

Item #2: Resolved, the Old Town City Council hereby authorizes the Finance Director to write off a Sewer Lien in the amount of \$310.47 which includes Lien costs and interest for Old Town Holdings 1, LLC due to the company going bankrupt.

Consent Agenda items approved all in favor, 6-0.

PUBLIC HEARINGS

The City Council conducted a Public Hearing on a proposal to amend Chapter 2 of the Old Town Code of Ordinances by establishing Division 13, titled Public Safety Direction, Section 190 to create the new position of Public Safety Director as presented in Attachment #1.

There being no comments, President Mahan closed the hearing.

The City Council considered scheduling a Second Reading for final approval on a proposal to amend Chapter 2 of the Old Town Code of Ordinances.

Councilor McLeod, seconded by Councilor May, Resolved, the Old Town City Council hereby schedules a Second Reading for final approval for July 17, 2017 on a proposal to amend Chapter 2 of the Old Tow Code of Ordinances by establishing Division 13, titled Public Safety Direction, Section 170 to create the new position of Public Safety Director as presented in Attachment #1. **Approved all in favor, 6-0**

The City Council conducted a Public Hearing on a proposal to create Chapter 26, Sections 1-12 titled Recreational Marijuana Prohibition Ordinance in the Old Town Code of Ordinances.

There being no comments, President Mahan closed the hearing.

The City Council considered scheduling a Second Reading for final approval on a proposal to amend Chapter 26, Sections 1-12 titled Recreation Marijuana Prohibition.

Councilor Roach, seconded by Councilor Klitch, Resolved, the Old Town City Council hereby schedules a Second Reading for final approval for July 17, 2017 on a proposal to create Chapter 26, Sections 1-12 titled Recreational Marijuana Prohibition Ordinance in the Old Town Code of Ordinances. **Approved all in favor, 6-0.**

SECOND READINGS

The Old Town City Council conducted a Second Reading on the proposed FY 2017-2018 Municipal, County and School Budget. The proposed budget calls for City expenditures of \$10,035,357, Penobscot County Taxes of \$627,134 and RSU #34 expenditures of \$5,559,615 for a total City, County and RSU #34 Budget of \$16,222,106 with total City revenue of \$6,099,643 for a net property tax requirement of \$10,122,463.

Manager Mayo explained changes of what was added in and then looked at the reserve accounts. He said the budget has ended up at a 2.8% increase. President Mahan asked about the State Budget and if it would have any effect on the City's budget. Manager Mayo replied that the city's budget as presented is prepared for the worst case scenario and the State's Budget will not affect it either way.

There being no further comments, President Mahan closed the hearing.

The Old Town City Council considered final approval on the FY 2017-2018 Municipal, County and School Budgets.

Councilor Nuttall, seconded by Councilor Klitch, Resolved, the Old Town City Council hereby approves the proposed FY 2017-2018 Municipal, County and School Budget. The proposed budget calls for City expenditures of \$10,035,357, Penobscot County Taxes of \$627,134 and RSU #34 expenditures of \$5,559,615 for a total City, County and RSU #34 Budget of \$16,222,106 with total City revenue of \$6,099,643 for a net property tax requirement of \$10,122,463.

Councilor May, seconded by Councilor McLeod, moved to amend the motion, Resolved, the Old Town City Council hereby approves the proposed FY 2017-2018 Municipal, County and School Budget. The proposed budget calls for City expenditures of \$ 9,996,200, Penobscot County Taxes of \$627,134 and RSU #34 expenditures of \$5,559,615 for a total City, County and RSU #34 Budget of \$16,182,949 with total City revenue of \$6,169,643 for a net property tax requirement of \$10,013,306.

Roll Call Vote:

<i>Councilor Nuttall</i>	<i>Yes</i>
<i>Councilor Peterson</i>	<i>Absent</i>
<i>Councilor Roach</i>	<i>Yes</i>
<i>Councilor Klitch</i>	<i>Yes</i>
<i>Councilor May</i>	<i>Yes</i>
<i>Councilor McLeod</i>	<i>Yes</i>
<i>Councilor Mahan</i>	<i>Yes</i>

Motion approved 6-0.

Vote on the original motion as amended.

Roll Call Vote:

<i>Councilor Peterson</i>	<i>Absent</i>
<i>Councilor Roach</i>	<i>Yes</i>
<i>Councilor Klitch</i>	<i>Yes</i>
<i>Councilor May</i>	<i>Yes</i>
<i>Councilor McLeod</i>	<i>Yes</i>
<i>Councilor Nuttall</i>	<i>Yes</i>
<i>Councilor Mahan</i>	<i>Yes</i>

Motion approved 6-0.

The Old Town City Council conducted a Second Reading on the proposed FY 2017-2018 Pollution Control Budget containing gross appropriations of \$5,154,969, user fee revenue of \$4,125,800, debt redemption of \$405,697 and anticipated transfers from reserve accounts of \$435,000 with a net appropriation to/(from) Fund Balance of (\$188,472).

Manager Mayo said the two biggest changes in the budget are the 5% rate increase and an added asset line item. Superintendent Smith said there will be a 5% increase next year and possible the year after.

There being no further comments, President Mahan closed the hearing.

The Old Town City Council considered final approval on the FY 2017-2018 Pollution Control Budget.

Councilor May, seconded by Councilor Klitch, Resolved, the Old Town City Council hereby approves the Proposed FY 2017-2018 Pollution Control Budget containing gross appropriations of \$5,154,969, user fee revenue of \$4,125,800, debt redemption of \$405,697 and anticipated transfers from reserve accounts of \$435,000 with a net appropriation to/(from) Fund Balance of (\$188,472).

Roll Call Vote:

<i>Councilor Roach</i>	<i>Yes</i>
<i>Councilor Klitch</i>	<i>Yes</i>
<i>Councilor May</i>	<i>Yes</i>
<i>Councilor McLeod</i>	<i>Yes</i>
<i>Councilor Peterson</i>	<i>Absent</i>
<i>Councilor Mahan</i>	<i>Yes</i>

Motion approved 6-0.

NEW BUSINESS

The City Council considered going into Executive Session for the purpose of discussing an economic development update relating to the Expera Mill.

Councilor May, seconded by Councilor McLeod, Resolved, the Old Town City Council hereby approves going into Executive Session at 7:03 p.m. pursuant to MRSA Title 405, Section (6)(C) for the purpose of discussing an economic development update relating to the Expera Mill. **Approved all in favor, 6-0.**

Councilor McLeod, seconded by Councilor Nuttall, moved to come out of Executive Session at 7:29 p.m. **Approved all in favor, 6-0.**

Councilor Roach, seconded by Councilor May, moved to adjourn at 7:29 p.m. **Approved all in favor, 6-0.**

Adjourned,

Patricia A. Brochu, CMC
City Clerk-Old Town, ME