

**CITY OF EASTPORT
CITY COUNCIL MEETING
WEDNESDAY, FEBRUARY 8th, 2017
SHEAD HIGH SCHOOL - LIBRARY - 5:30 P.M.**

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

<u> </u> Personnel Matters	Title 1 M.R.S.A. § 405(6)(A)
<u> x </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 Hailley Bradbury, Councilor Scott Emery, Councilor Mary Repole, and Council President, Gilbert Murphy. Also present were City Manager, Elaine Abbott; Legal Counsel, Dennis Mahar; and City Clerk, Ella Kowal.

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

MOTION REPOLE **SECOND** SCOTT EMERY **(PASSED 4-0) TIME: 5:31 P.M.**
To go into Executive Session for Real Property or Economic Development under Title 1 M.R.S.A. § 405(6)(C) and for Consultation with Legal Counsel under Title 1 M.R.S.A. § 405(6)(E).

Councilor Shannon Emery arrives at 5:38 p.m.

MOTION REPOLE **SECOND** BRADBURY **(PASSED 5-0) TIME: 5:54 P.M.**
To come out of Executive Session.

REGULAR COUNCIL MEETING

Those in Attendance: Councilor Hailley Bradbury, Councilor Scott Emery, Councilor Shannon Emery, 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: Lora Whelan, Alex Smeaton, Jeff Sullivan, Annaleis w/Oliver Assoc., Lawrence Baxter, Robert Scott, Dennis Mahar, Jon McNerney, and Damon Weston.

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

II. ACTION from EXECUTIVE SESSION

NO ACTION TAKEN

III. SEWER WWTP UPDATE - ANNALEIS w/OLIVER ASSOCIATES

Council President, Gilbert Murphy, turns this portion of the meeting over to Annaleis w/Oliver Associates and she gives an updated presentation of the upgrades and ongoing work to the Wastewater Treatment Plants and presents the Council with a hard copy for their review. After her giving the update, she takes questions from the Council and the audience.

IV. PUBLIC HEARINGS(s)

- **Sale of City Property - 7 Hawkes Avenue (Tax Map #J7-0A1-10)**
- **Sale of City Property - 147 Water Street (Tax Map #I7-0A5-03)**

Council President, Gilbert Murphy, comments to say that these are being tabled at this time and the motion for this will come under Item V of the agenda (Action on Public Hearings).

V. ACTION on PUBLIC HEARING(s)

Sale of City Property - 7 Hawkes Avenue (Tax Map #J7-0A1-10)

MOTION REPOLE SECOND BRADBURY (PASSED 5-0)

To table the public hearing and reschedule it for March 8th, 2017.

Sale of City Property - 147 Water Street (Tax Map #I7-0A5-03)

MOTION REPOLE SECOND BRADBURY (PASSED 5-0)

To table the public hearing and reschedule it for March 8th, 2017.

VI. ADJUSTMENTS to AGENDA - THERE WERE NONE

VII. UNFINISHED BUSINESS - THERE WAS NONE

VIII. NEW BUSINESS

- a) Introduction of an Eastport Ordinance for the Authorization of Wastewater Treatment Facility & Sewer System Upgrade Project & the Issuance of a General Obligation Bond - \$2,000,000**

Council President, Gilbert Murphy, explains that this matter is an introduction of an Eastport Ordinance for the Authorization of Wastewater Treatment Facility & Sewer System Upgrade Project and the Issuance of a General Obligation Bond – \$2,000,000 and that it is on the Consent Agenda for the scheduling of a public hearing to take place on March 8th, 2017.

b) Council Approval for Update of Mission Statement/Article II (*Downtown Committee*)

Councilor Mary Repole notes that there is no one in attendance on behalf of the Downtown committee and that as Council Liaison she would like to table as she found the request to be vague and wants to attend the next meeting to better understand their request.

City Clerk, Ella Kowal, updates Council that this was submitted to her at City Hall by Sarah Talbot on behalf of Anne Stanley.

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

To table this matter at this time.

c) Adoption of Resolution for Age Friendly Resolution

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

To approve and adopt the Age Friendly Community Resolution as submitted and presented.

d) Announcement - Re: 15 Sea Street (*Councilor Mary Repole*)

Councilor Mary Repole gives announcement that the 15 Sea Street project is going forward and notes that articles of reference in the Quoddy Tides and the Bangor Daily News could offer more information. She further comments to say that announcements and meetings will be forth coming as the project progresses. She also makes reference to the Arnold Group website should anyone would like further details of the project.

e) Dennysville Snowmobile & ATV Club - Request for Access

Derek Brown, the Trailmaster; and Joe McPhail, the President; and Brudo Baxter the Eastport Representative are in attendance to bring forth a request from the club for a Request for Access. He continues further to say that they have put a great deal of time in opening up the trail from Ayers Junction down to Route 1 in Perry. Their purpose in coming before the Eastport City Council is to ask for permission to use the roads in town as an ATV access route to bring in some economy. He states that he has sent out a letter to all the land owners along the old existing rail bed. The response has been a 50/50 mix of yeas and nays. He has already proceeded forward with an application for the Department of Transportation which would allow them access on Route 190 extremely limited to where they are able to come down through. He also notes that the trails are marked for 25 mph. He continues to say that these are not teenagers but rather adults on very expensive machines who enjoy the activity. He gives reference to a show that they did on ESPN called "Destination Polaris" that will be out in March on "you tube" and encourages to watch it as it is geared to promote the area and to bring people in. He speaks to the concerns of noise levels with ATV's and that they are within 91-96 demicals.

He further comments to say that their clubhouse brings in approximately \$200.00 a week just from vending machines for snacks and sodas. Activity for ATV'ing is high on a weekend. He updates Council that they have been getting signatures from businesses as well as landowners in town and it is available for review. He emphasizes to Council that they want to access the businesses in town as well as what the City has to offer and to also help promote tourism and that everyone be able to flourish. He feels this would be a positive thing and that he has spoken with the City's Police Chief with regard to the enforcement and is in support of the request. He also updates Council that he has spoken with Ralph Dana and that they give their blessing as well.

Councilor Repole requests that they get a map to the Council prior to the public hearing for their review. Mr. Brown responds that he not be attend the public hearing but will ensure that a map is available to Council prior to the public hearing. President of the Club, Joe McPhail, also recommends that the City contact other towns to see what is in place for Ordinances and how those are working out.

A question comes from the audience if the ATV's are licensed to be driven on the street and Mr. Brown responds that they are licensed for trails. Mr. Brown further comments to say they are asking for the City to allow access and that he does have an application into the State. They update Council that there is a 98% success rate. They take pride in the cleanup of the trails.

A comment comes from the audience with regard to the public way becoming a public safety concern and also notes that enforcement will come from the Warden's Service. Councilor Shannon Emery responds to say that this would be a potential for revenue.

Right now, the access being requested is for ATV's only.

f) Council Liaison/Manager Updates

The City Manager proceeds forward with the reading of her manager's report.

g) Council Approval of Consent Agenda

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

To approve the Consent Agenda as submitted.

IX. COUNCIL ISSUES - There Were None

XI. ADJOURN

MOTION REPOLE **SECOND** BRADBURY **(PASSED 5-0) TIME: 7:05 P.M.**

To adjourn.