

**JUNE 3, 2019
6:00 P.M.**



**AGENDA
REGULAR COUNCIL MEETING
City Council Chambers, 2nd Floor
265 Main Street-Old Town, Maine**

- I. CALL TO ORDER (Please turn off or silent cell phones)**
- II. FLAG SALUTE**
- III. ROLL CALL**
- IV. Approval of the Minutes**
- V. PETITIONS, COMMUNICATIONS AND CITIZENS' REQUESTS**
- VI. REPORTS**
 - A. Council President**
 - B. Standing Committees (Finance, Public, Administrative & Economic Services; Landfill, Legislative, Sewer, Airport & Housing sub-committees)**
 - C. City Councilors**
 - D. City Attorney**
 - E. Special Committees**
 - F. City Manager**
- VII. CONSENT AGENDA (New Business items)**

VIII. PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

1. The Old Town City Council will conduct a Public hearing on the proposed FY 2019-2020 Municipal, County and School Budget. The proposed budget calls for City expenditures of \$10,935,814, Penobscot County Taxes of \$657,253 and RSU #34 expenditures of \$5,407,292 for a total City, County and RSU #34 Budget of \$17,000,359 with total City revenue of \$6,943,975 for a net property tax requirement of \$10,056,384.
- 1a. The Old Town City Council will consider scheduling a Second Reading for final approval on the FY 2019-2020 Municipal, County and School Budgets.

Suggested motion: Resolved, the Old Town City Council hereby approves scheduling a Second Reading on June 17, 2019 for final approval on the proposed FY 2019-2020 Municipal, County and School Budget. The proposed budget calls for City expenditures of \$10,935,814, Penobscot County Taxes of \$657,253 and RSU #34 expenditures of \$5,407,292 for a total City, County and RSU #34 Budget of \$17,000,359 with total City revenue of \$6,943,975 for a net property tax requirement of \$10,056,384.

(Councilor Mahan)

2. The Old Town City Council will conduct a Public Hearing on the proposed FY 2019-2020 Pollution Control Budget containing gross appropriations of \$1,879,444, user fee revenue of \$809,300, debt redemption of \$559,600 and anticipated transfers from reserve accounts of \$329,716 with a net appropriation from Fund Balance of \$180,828.
- 2a. The Old Town City Council will consider scheduling a Second Reading for final approval on the FY 2019-2020 Pollution Control Budget.

Suggested motion: Resolved, the Old Town City Council hereby approves scheduling a Second Reading on June 17, 2019 on the Proposed FY 2019-2020 Pollution Control Budget containing gross appropriations of \$1,879,444, user fee revenue of \$809,300, debt redemption of \$559,600 and anticipated transfers from reserve accounts of \$329,716 with a net appropriation from Fund Balance of \$180,828.

(Councilor Ketchen)

IX. OLD BUSINESS

X. NEW BUSINESS

1. The City Council will consider going into Executive Session for the purpose of discussing Labor Union Contracts for Police & Fire Departments.

Suggested motion: Resolved, the Old Town City Council hereby approves going into Executive Session pursuant to MRSA Title 405, Section (6)(D) for the purpose of discussing Labor Union Contracts for Police & Fire Departments.

(Councilor May)

2. The City Council will consider approving a three-year Contract between the Professional Firefighters of Old Town, IAOF, AFL-CIO, Local 1655 effective July 1, 2019 and expiring June 30, 2022.

Suggested motion: Resolved, the Old Town City Council hereby approves/not approves a three-year Employment Contract between the Professional Firefighters of Old Town, IAOF, AFL-CIO, Local 1655 effective July 1, 2019 and expiring June 30, 2022.

(Councilor Brissette)

3. The City Council will consider approval of a 3-year employment contract for the Maine Association of Police, Old Town Local Police Department as negotiated.

Suggested motion: Resolved, the Old Town City Council hereby approves/not approves a 3-year Employment Contract for the Maine Association of Police, Old Town Local Police Department as negotiated and effective July 1, 2019 and expiring June 30, 2022.

(Councilor Klitch)

XI. ADJOURNMENT

**CITY OF OLD TOWN
 APPROPRIATION RESOLUTION 2019-1
 INBOARD OF COUNCIL, JUNE 17, 2019
 Municipal, RSU #34 and County Appropriation**

RESOLVED:

That whereas the annual budget for the fiscal year 2019-2020 after proper notice of hearing thereon and hearing in consideration thereof being had; now, therefore, be it resolved that the several sums of money in the recommended budget, as amended, be appropriated to the various accounts and the various sums of estimated revenues as listed in the budget be appropriated, and the net appropriation, as listed below, necessarily to be derived from general taxation, shall be assessed upon the taxable estates of the inhabitants of the City of Old Town, and upon estates of non-resident persons and proprietors within the City of Old Town, in accordance with the laws of Maine, and the provisions of the City Charter of the City of Old Town.

And be it further resolved that the Assessor of the City of Old Town be and is hereby instructed and authorized to assess upon said estates in the City of Old Town, as the same exist on the first day of April 2019.

The net totals of said grants & appropriations are as follows, to wit:

GENERAL FUND

	Municipal	RSU#34	Penobscot County	Total
Gross Appropriation	10,935,814	5,407,292	657,253	17,000,359
<u>Less:</u>				
TIF Financing Plan Transfer	207,030			207,030
Fund Balance Transfer	200,000			200,000
Heavy Equipment Reserve Transfer	265,300			265,300
Airport Hangar Reserve Transfer	65,000			65,000
City Facility & Infra Reserve Transfer	34,000			34,000
Highway Block Grant	75,000			75,000
State-Municipal Revenue	548,211			548,211
Other Estimated Revenue	5,549,434			5,549,434
Property Tax	3,991,839	5,407,292	657,253	10,056,384

And be it further resolved that all taxes on real estate and personal estate within the present municipal year shall be due and payable upon approval of this Appropriation Resolution and one half (½) of all real estate and personal property taxes that remain unpaid on September 11, 2019 shall commence bearing interest on September 12, 2019 and that the final half (½) of all real estate and personal property taxes that remain unpaid on March 11, 2020 shall commence bearing interest March 12, 2020 at the highest rate per annum authorized by Maine law until paid and collected, and the Collector of Taxes and the City Treasurer of the City of Old Town are authorized and required to collect and receive thereof.

And be it further resolved, that the City Council authorizes the Finance Director to accept prepayment of real and personal property taxes.

And be it further resolved, that the Tax Collector shall apply all tax payments to the oldest balance due on that account regardless of any instructions the taxpayer may give. If, however, a tax lien has matured, the Tax Collector may not accept payment on that account unless a workout agreement is in place or approval has been granted by the City Council to accept payment. If a taxpayer has more than one tax account, any payment shall be applied to the oldest balance due unless the taxpayer specifies the account against which the payment is to be applied;

And be it further resolved, that pursuant to 36 M.R.S.A., Section 506-A, the City Council establishes an interest rate of 5% (4% less than late payment interest rate) percent per annum to be paid on all real and personal taxes rebated to an over-assessment.

NOW, THEREFORE, the estimated amount of said budget for the municipal year beginning July 1, 2019 and ending June 30, 2020 is included in the 2019-1 Appropriation Resolution.

APPROVED AS TO FORM:
 Edmond Bearor
 City Attorney

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

**CITY OF OLD TOWN
 APPROPRIATION RESOLUTION 2019-2
 IN CITY COUNCIL, June 17, 2019
 Pollution Control**

The City Council, after proper notice, having conducted a public hearing on the annual Pollution Control budgets for the fiscal year 2019-2020 in accordance with Article IX, section 4 of the City Charter, it is hereby

RESOLVED that the several sums of money in the recommended budget, as amended, be appropriated to the Pollution Control fund and the various sums of estimated revenues as listed in the budget be appropriated, and the net appropriation, as listed below, necessarily to be derived from sewer user fees, shall be assessed quarterly upon the estates of the inhabitants of the City of Old Town, and upon estates of non-resident persons and proprietors within the City of Old Town that use the sanitary sewer treatment facility, in accordance with the laws of Maine, and the provisions of the City Charter of the City of Old Town.

And be it further resolved that the Finance Director of the City of Old Town be and is hereby instructed and authorized to invoice said estates in the City of Old Town, for quarterly payments due.

The net totals of said grants & appropriations are as follows, to wit:

POLLUTION CONTROL FUND	
Pollution Control	
Gross Appropriation	1,879,444
<u>Less:</u>	
Revenues	809,300
Debt Redemption	559,600
Collection System Reserve	160,000
Plant and Equipment Replacement Reserve	85,000
Short lived Asset Reserve	84,716
Transfer from Fund Balance	(180,828)
Net General Fund Appropriation	-0-

And be it further resolved that all invoices for Pollution Control services for each property shall be due and payable no later than 30 days after the date of mailing of the invoice concerned and all invoices that remain unpaid shall commence bearing interest at the highest rate per annum authorized by Maine law until paid and collected, and the Collector of Taxes and the City Treasurer of the City of Old Town are authorized and required to collect and receive thereof.

And be it further resolved, that the Finance Director shall apply all payments to the oldest balance due on that account regardless of any instructions the property owner may give. If, however, a sewer lien has matured, the Finance Director may not accept payment on that account unless a workout agreement is in place or approval has been granted by the City Council to accept payment. If a property owner has more than one sewer account, any payment shall be applied to the oldest balance due unless the property owner specifies the account against which the payment is to be applied;

And be it further resolved, that pursuant to 36 M.R.S.A., Section 506-A, the City Council establishes an interest rate of 5% (4% less than late payment interest rate) percent per annum to be paid on all real and personal taxes rebated to an over-assessment.

NOW, THEREFORE, the estimated amount of said Pollution Control budget for the municipal year beginning July 1, 2019 and ending June 30, 2020 is included in the 2019-2 Appropriation Resolution.

APPROVED AS TO FORM:
 Edmond Bearor
 City Attorney

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