



**City of Old Town
Regular Council Meeting Minutes
April 03, 2023**

Council convened April 03, 2023, in the Old Town City Council Chambers, 265 Main Street.

Councilors present: President Linda McLeod, David Wight, Mike May, Carol May, and Timothy Folster. Councilors absent: Chris Pushor and Stan Peterson

Administration present: Bill Mayo, Laura Engstrom, Danielle Berube, EJ Roach, Cassandra Pool, Travis Roy, Scott Wilcox, April Buchanan, and Irene Pehrson.

Others present: Tim Pease (City Attorney), Linda Bryant (CCC food pantry director), Jason Clay, Matthew Cyr, Paul & Betsy Hewitt, and UMO liaison to the City Council.

Council President McLeod called the meeting to order at 6:00 p.m.

Approval of the Minutes:

Resolved, the Old Town City Council hereby approves the following minutes as presented:

March 20, 2023, Administrative Services, Financial Services and Special Committee meeting.

Motion made by Councilor Wight, seconded by Councilor Mike May.

Approved, 5– 0, (Motion passed)

Petitions, Communications, and Citizens' Requests

Reports

A. Council President
(No Report)

B. Standing Committees
Administrative Services, Economic Development, Finance Services, and Public Services
(No Report)

C. City Councilor

Councilor Wight asked how the progress on the new pool was going? Bill Mayo, City Manager said he had got some sizing information from Ballard*King & Associates and would email that information out to all the councilors.

D. City Attorney (No Report)

E. Special Committees (No Report)

F. City Manager

City Manager, Bill Mayo, updated the City Council on the following items:

- Finance Committee meeting on 4/18, will update on the FY 2023 – 2024 budget.
- 4/10 – 4/14, MDOT has a subcontractor that will be drilling the bedrock on the Llewellyn Estes Bridge from 9:00 am – 2:30 pm those four days. The bridge will only be open to one – lane traffic during that time. They will be checking the depth and quality of the bedrock.
- Week of May 15th and May 22nd, pickup of branches and leaves from Public Works.
- Week of June 5th and June 12th, Spring Cleanup
- Working on the impact of extended downtime for the ND Paper Mill.
Bill, Tavis Roy and April Buchanan had a meeting with Maine Revenue Services to talk about business equipment tax property and the impacts it would have on funding for the City for the rest of this year. They explained it would be a typical year as the Mill was operating as of April 1st.
Talks with the State Treasury on Maine State Revenue Sharing, along with the Department of Education, trying to get information on what impact on next year's budget a total closing of the Mill would look like for the City.
If the shutdown extends into September 2023, the City would start filing for sudden severe disruption help from the State of Maine to request an adjustment of the City's State valuation, going into next year's fiscal budget.
- Councilor Folster asked if the Mill had notified the State yet of the temporary shutdown. Bill was unsure if a W.A.R.N (Worker Adjustment and Retraining Notification) had been filed yet.
- Introduced Linda Bryant, Director of the Caring Community Cupboard food pantry to address the Council with an update on how the pantry is doing.
 - Served over 143 families last week
 - Received a \$35,000 grant, which was used to order 2 new much needed refrigerators
 - Thanked the Community and businesses for donations to the food pantry.
 - Tax - exempt paperwork is being filed with the State of Maine.

Consent agenda

Public Hearings and Second Reading of Ordinances:

1. The City Council conducted a Public Hearing for the purpose of receiving public comment on the proposed change to Chapter 3 Amusements, § 3-3 Occupancy of parks limited. The City of Old Town will replace current language that reads, “a person shall not occupy in any manner a public park between 10:00 p.m. and 6:00 a.m.” to read “a person shall not occupy in any manner a public park from Sunset to Sunrise Eastern Standard Time Zone”, unless otherwise approved.

Council President McLeod opened the Public Meeting at 6:11 pm, and with no public comment, closed the Public Meeting at 6:12 pm.

- 1a. Resolved, The Old Town City Council approved scheduling a second reading and final approval to be held on April 18, 2023, on the proposed change to Chapter 3 Amusements, § 3-3 Occupancy of parks limited. The City of Old Town will replace current language that reads, “a person shall not occupy in any manner a public park between 10:00 p.m. and 6:00 a.m.” to read “a person shall not occupy in any manner a public park from Sunset to Sunrise Eastern Standard Time Zone”, unless otherwise approved.

Motion made by Councilor Wight, seconded by Councilor Carol May.
Approved all in favor, 5-0. (Motion passed)

2. The City Council conducted a Public Hearing for the purpose of receiving public comment on the proposed changes Under Article I General Provisions Section 12-37 Loitering, to add the language under 12-37 (a) (1). (See added language in resolve below)

Council President McLeod opened the Public Meeting at 6:12 pm, and with no public comment, closed the Public Meeting at 6:13 pm.

- 2a. Resolved, The Old Town City Council approved scheduling a second reading and final approval to be held April 18, 2023, on the proposed changes Under Article I General Provisions Section 12-3 Loitering, to add the following language under 12-37, (a) (1), to become numbers 2-7.
 - (2) No person shall obstruct a street, sidewalk, or other public right-of-way: by sitting, lying, or sleeping, or by storing, using, maintaining, or placing personal property, in a manner that impedes passage, as provided by the Americans with Disabilities Act of 1990, Pub. L, No. 101-336, 104 Stat. 328 (1990), as amended from time to time;

- (3) by sitting, lying, or sleeping, or by storing, using, maintaining, or placing personal property, within ten feet of any operational or utilizable driveway or loading dock.
- (4) by sitting, lying, or sleeping, or by storing, using, maintaining, or placing personal property, within five feet of any operational or utilizable building entrance or exit.
- (5) by sitting, lying, or sleeping, or by storing, using, maintaining, or placing personal property, within two feet of any fire hydrant, fire plug, or other fire department connection.
- (6) by sitting, lying, or sleeping, or by storing, using, maintaining, or placing personal property, within the public right-of-way in a manner that obstructs or unreasonably interferes with the use of the right-of-way for any activity for which the City has issued a permit.
- (7) No person shall obstruct any portion of any street or other public right-of-way open to use by motor vehicles, or any portion of a bike lane, bike path, or other public right-of-way open to use by bicycles, by sitting, lying, or sleeping, or by storing, using, maintaining, or placing personal property, anywhere within the street, bike lane, bike path, or other public right-of-way, as specified.

Motion made by Councilor Folster, seconded by Councilor Mike May.

Approved all in favor, 5-0. (Motion passed)

Old Business

New Business: items 1 – 5

1. Resolved, The Old Town City Council hereby approves the new license applications for a Victualer's permit and Beer, Wine, and Spirits liquor license for Jason Clay, EWYEF, Inc. d/b/a Governor's Restaurant, located at 963 Stillwater Ave. This will be a transfer of ownership from Randall Wadleigh, starting on May 22, 2023, pending any City inspections.

Motion made by Councilor Mike May, seconded by Councilor Wight.

Approved all in favor, 5-0. (Motion passed)

2. Resolved, the Old Town City Council hereby approves a renewal application for a Special Amusement Permit for Kosta's Restaurant and Bar, 268 Main Street. The permit would include open mic night and musical acts to be played inside and outside on the enclosed deck, no later than 10:00 pm., pending any City inspections.

Motion made by Councilor Carol May, seconded by Councilor Folster.

Approved all in favor, 5-0. (Motion passed)

3. Resolved, the Old Town City Council appoints Gary Sullivan as an Old Town member to the Pollution Control Advisory Board, term to expire 12/31/2025.

Motion made by Councilor Carol Wight, seconded by Councilor Carol May.

Approved all in favor, 5-0. (Motion passed)

4. Resolved, the Old Town City Council hereby approves Issuance of a Proclamation on the behalf of the Foundation for Sarcoidosis Research, proclaiming the Month of April as Sarcoidosis Awareness Month in the City of Old Town. (Proclamation attached)

Motion made by Councilor Carol Wight, seconded by Councilor Carol May.

Approved all in favor, 5-0. (Motion passed)

5. Resolved, the Old Town City Council hereby approves going into Executive Session pursuant to Title I MRSA Section 405, § (6) (C) for the purpose of discussing an Economic Development Matter.

Motion made by Councilor Mike May, seconded by Councilor Folster to go into Executive Session at 6:20 pm.

Approved all in favor, 5-0. (Motion passed)

Motion made by Councilor Folster, seconded by Councilor Carol May to come out of Executive Session at 6:45 pm.

Approved all in favor, 5-0. (Motion passed)

Adjournment:

Motion to adjourn at 6:46 pm made by Councilor Folster, seconded by Councilor Carol May.

Approved, all in favor, 5-0, (Motion passed)

**Respectfully submitted,
Laura Engstrom
City Clerk -Old Town**