



CITY COUNCIL AGENDA



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If you have any questions or concerns, please don't hesitate to contact me.

lisa.goodwin@bangormaine.gov

REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 8, 2024

PLEDGE OF ALLEGIANCE

Currently, the public has the choice to participate in meetings in person at City Hall now located at 262 Harlow Street or remotely through Zoom. Meetings are available to view through Youtube website, and the Government Channel 1303. Public comment, whether in person or through Zoom, requires a person to state their name and address, and any inappropriate or offensive remarks may be removed or interrupted, and the Council Chair will have discretion over the time allowed for comment. On Zoom, the public may be recognized to speak by the hand wave function or on a phone by pressing *9.

PUBLIC COMMENT

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

*Explanatory Note: All items listed in the Consent Agenda are considered routine and are proposed for adoption by the City Council by one motion without discussion or deliberation. If discussion on any item is desired any member of the Council or public may merely request removal of the item to its normal sequence in the regular agenda prior to a motion for passage of the Consent Agenda.

MINUTES OF: **Bangor City Council Regular Meeting of December 27, 2023, Finance Committee Meeting of December 27, 2023, Government Operations Committee Meeting of January 3, 2024 and Infrastructure Committee Meeting of December 27, 2023**

LIQUOR LICENSE RENEWAL: **Application for Liquor License Renewal, Malt, Wine, Spirits of Apple New England LLC d/b/a Applebee's Neighborhood Grill & Bar, 718 Hogan Road** **HAWES**

Application for Liquor License Renewal, Malt, Wine, Spirits of DMF International, Inc. d/b/a Post Security Café, 299 Godfrey Boulevard **HAWES**

Application for Liquor License Renewal, Malt, Wine, Spirits of Hero's Sports Grill, LLC d/b/a Hero's Sports Grill, 41 Washington Street **HAWES**

Application for Liquor License Renewal, Malt, Wine, Spirits of Blaze Bangor, LLC d/b/a Blaze, 18 Broad Street **HAWES**

Application for Liquor License Renewal, Malt, Wine, Spirits of Endwell LLC d/b/a Paddy Murphy's, 26 Main Street **HAWES**

24-053 ORDER **Authorizing the Execution of a Municipal Quitclaim Deed for Real Estate Located at 23 Mount Desert Drive** **HAWES**

REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 8, 2024

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

Executive Summary: This Order will authorize the execution of a municipal quitclaim deed for real estate located at 23 Mount Desert Drive. Tax, sewer, and stormwater liens have matured on the property owned by Dale L. Levesque, at 23 Mount Desert Drive. The outstanding charges due the City have been paid, and there are no known code violations on the property. Because the liens matured, a municipal quitclaim deed is required to release the City's interest in the property.

**24-054 ORDER Authorizing the City Manager to Accept \$3,471.40 in TREMBLE
Funds as Result of a State Criminal Forfeiture
(Burgos)**

Executive Summary: This order authorizes the City Manager to accept \$3,471.40 in funds as result of a State Criminal Forfeiture (Burgos). Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash. The Bangor Police Department was approved for 85% of the \$4,084.00 total seizure.

**24-055 ORDER Authorizing the City Manager to Accept \$2,000 in DEANE
Funds as Result of a State Criminal Forfeiture (Cash)**

Executive Summary: This Order authorized the City Manager to accept \$2,000 in funds as result of a State Criminal Forfeiture (Cash). Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash.

**24-056 ORDER Authorizing the City Manager to Accept \$500 in FOURNIER
Funds as Result of a State Criminal Forfeiture
(Edwards)**

Executive Summary: This Order authorizes the City Manager to accept \$500 in funds as result of State Criminal Forfeiture (Edwards). Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash.

**24-057 ORDER Authorizing the City Manager to Accept \$520 in YACIOUBAGHA
Funds as Result of a State Criminal Forfeiture
(Gillotti)**

Executive Summary: This Order authorizes the City Manager to accept \$520 in funds as result of a State Criminal Forfeiture (Gillotti). Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash.

**24-058 ORDER Authorizing the City Manager to Accept \$6,951.52 in LEONARD
Funds, as Result of a State Criminal Forfeiture
(Pickett)**

REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 8, 2024

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

Executive Summary: This Order authorizes the City Manager to accept \$6,951.52 in funds as result of a State Criminal Forfeiture (Pickett). Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash. The Bangor Police Department was approved for 85% of the total \$8,178.25 seizure.

**24-059 ORDER Accepting the 2023 Annual Report from the HAWES
Commission on Cultural Development**

Executive Summary: This Order will authorize the acceptance of the annual report of the Commission on Cultural Development for 2023.

The City of Bangor's Commission on Cultural Development is required to submit an annual report of its work to the City Council. The report contains information on promotion of Bangor as a regional arts center that nurtures the artistic and cultural expression of its diverse peoples which includes their grant work as well as events.

The report was recommended for approval at the Business and Economic Development Committee meeting on January 3, 2024.

**24-060 ORDER Accepting the 2023 Annual Report from Historic FISH
Preservation Commission**

Executive Summary: This Order will authorize the acceptance of the annual report of the Historic Preservation Commission for 2023.

The City of Bangor's Historic Preservation Commission is required to submit an annual report of its historic preservation efforts and activities to the Maine Historic Preservation Commission (MHPC). The report contains the information required by the MHPC.

The report was recommended for approval at the Business and Economic Development Committee meeting on January 3, 2024.

**24-061 ORDER Accepting the 2023 Annual Report from the Planning SCHAEFER
Board**

Executive Summary: This Order will authorize the acceptance of the annual report of the Planning Board for 2023.

The City of Bangor's Planning Board is required to submit an annual report of its work to the City Council. The report contains information on the types of permits issued, the amount of agenda time dedicated to different permits, statistics and general highlights.

The report was recommended for approval at the Business and Economic Development Committee meeting on January 3, 2024.

REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 8, 2024

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

<u>24-062</u>	<u>ORDER</u>	Authorizing a Lease Agreement with the Bangor Farmers' Market Association for the Winter Market to be Held at the Upper Abbott Square Parking Lot	LEONARD
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Executive Summary: This Order authorizes a lease for space in the Upper Abbott Square Parking Lot with the Bangor Farmers' Market Association for their winter market.

The Bangor Farmers' Market Association has found the outside location beneficial, having started using this space during the beginning of the COVID-19 pandemic. The winter market takes place from 11 AM to 2 PM on the first and third Sundays during the winter months through April.

If there is a snow event anticipated or a winter parking ban during a scheduled market, the Bangor Farmers' Market Association will cancel the event. Public Works will continue to plow and salt the parking area. There will be a \$200 base fee for the use, and the Association will be billed for any extra costs made necessary by their market.

This item was reviewed and recommended for approval at the Business and Economic Development Committee Meeting on January 3, 2024.

**REFERRALS TO COMMITTEE AND FIRST READING
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

<u>24-063</u>	<u>ORDINANCE</u>	Amending Chap. 177, Art. II, Retail Marijuana, §177-7, by Adding Subsection 177-7(K), To Clarify That Retail Marijuana Establishments May Not Transact Sales of Cannabis at Off-Site Specified Events (First Reading)	FISH
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Executive Summary: This Ordinance amendment would amend Chapter 177, Article II, Retail Marijuana, to clarify that retail marijuana establishments may not transact sales of adult use cannabis or cannabis products at off-site specified events that take place within the City of Bangor.

The State Legislature recently enacted LD 202, “An Act to Clarify the Requirements for Adult Use Cannabis Stores to Transact Sales at Specified Events.” This state law does not require municipalities to permit sales of adult use cannabis or cannabis products at off-site specified events, but sets up a procedure for adult use cannabis stores to apply for a permit from the State Department of Administrative and Financial Services. The State permit would be a temporary authorization for a cannabis store to conduct sales of adult use cannabis and cannabis products at specified events. These specified events would typically occur off the premises of an adult use cannabis store, and the requests for State permits may come from adult use cannabis stores located within or outside the City of Bangor.

An applicant for a State permit would need municipal authorization in order to obtain the State permit, and the State law allows municipalities to restrict the sale of adult use cannabis and cannabis products at specified events, including prohibiting such sales. Without municipal approval, an applicant will not be able to obtain a State permit.

REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 8, 2024

**REFERRALS TO COMMITTEE AND FIRST READING
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

This item was reviewed by the Government Operations Committee at its January 3, 2024 meeting, with the Committee recommending the proposed ordinance revision, which clarifies that retail marijuana establishments may not transact sales of adult use cannabis or cannabis products at off-site specified events that occur within the City of Bangor.

**UNFINISHED BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

None.

**NEW BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

PUBLIC HEARING

**Special Amusement Permit of Endwell LLC d/b/a
Paddy Murphy’s, 26 Main Street**

HAWES

24-064 ORDER

**Authoring Contract with PCI Municipal Services, LLC
for Parking Management Services for the Downtown
Area and the Bangor International Airport**

TREMBLE

Executive Summary: This Order authorizes a contract with PCI Municipal Services, LLC for parking management services for the downtown area and the Bangor International Airport. The City has approximately 3,700 parking spaces between the Downtown area and the Airport consisting of on-street parking, off-street lots, short and long term parking and a shuttle lot.

The Parking Management contract calls for the daily management of these lots, collection of fees, enforcement, maintenance and reporting to both the City and the Airport.

In September of 2023, the City received five (5) responses to an RFP for Parking Management Services. The year one costs ranged from \$562,152 to \$835,368.

After an extensive review, staff recommends contracting with PCI Municipal Services, LLC., the low bidder. PCI also received the best recommendations from current clients when contacted.

The contract will be for five (5) years with five (5) one year extensions.

This item was reviewed by the Finance Committee earlier this evening, and the Committee recommends awarding the contract.

REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 8, 2024

**NEW BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

<u>24-065</u>	<u>ORDER</u>	Authorizing the Allocation of \$250,000 in State and Local Fiscal Recovery Funds to Fund Public Restrooms	YACIOUBAGHA
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Executive Summary: This Order will authorize the allocation of \$250,000 in State and Local Fiscal Recovery Funds (aka ARPA funds) to fund the acquisition, site preparation, installation, operating costs as well as the public art component of up to six public restrooms across the City.

Access to public restrooms around the City has been an ongoing topic. Additionally, the Parks and Recreation Master Plan references an overall need for additional amenities, including public restrooms. Staff has researched alternatives to permanent structures and/or the expanded use of portable units to address the challenges and meet the needs of the public.

Based on recent experience and observations, the proposed approach is to work with a local fabricator to develop a portable model that is steel, mounted to a concrete pad, and located in close proximity to a sidewalk/street, to allow easier access for servicing. They are essentially the same concept as a portable unit, but built larger and open at the bottom to allow for easier monitoring, ventilation, and cleaning. The units are not connected to any utilities and are large enough to be ADA accessible.

Proposed locations include Hayford Park, Chapin Park, Coe Park, Fairmount Park, Broadway Park, and Broad Street. The frequency of maintenance would need to be assessed once the units are placed and may vary depending on location and need. City staff will work with the Cultural Commission as to the public art opportunities the units will provide to ensure the units are in keeping with the surroundings, have an increased visibility, and are aesthetically pleasing.

This allocation is eligible for funding within the government services category. This item was reviewed and recommended at the Government Operations Committee Meeting on January 3, 2024.

<u>24-066</u>	<u>RESOLVE</u>	Establishing Housing as the Bangor City Council's Priority for the 2023-2024 Council Year	SCHAEFER
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Executive Summary: This Resolve establishes housing as the Bangor City Council's priority for the 2023-2024 Council year.

During the annual priority setting session, the City Council discussed and indicated support for designating housing as the priority for the coming year, as housing impacts every aspect of our community. The City Council Standing Committees will be utilized to advance tasks associated with this overarching priority. Further, the City Council is committed to utilizing unobligated American Rescue Plan Act funding to invest in infrastructure that supports an increase in housing within our community.

Our goal is to increase the opportunities for all residents to have access to quality housing that meets their needs. Housing is a critical component of our community's well-being and economic vitality. By prioritizing housing, we aim to create a more vibrant and inclusive community where everyone can thrive.



CONSENT AGENDA

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – DECEMBER 27, 2023

*Meeting called to order at 7:30 PM
 Chaired by Council Chair Pelletier
 Councilors Absent: None
 Meeting adjourned at 7:40 PM*

PUBLIC COMMENT *None*

CONSENT AGENDA	ASSIGNED TO
ITEM NO.	COUNCILOR

**Explanatory Note: All items listed in the Consent Agenda are considered routine and are proposed for adoption by the City Council by one motion without discussion or deliberation. If discussion on any item is desired any member of the Council or public may merely request removal of the item to its normal sequence in the regular agenda prior to a motion for passage of the Consent Agenda.*

MINUTES OF: *Bangor City Council Regular Meeting of December 11, 2023*

Action: Approved

LIQUOR LICENSE RENEWAL:	<i>Application for Liquor License Renewal, Malt, Wine, Spirits of Utopia Holdings LLC d/b/a Utopia, 96 Hammond Street</i>	HAWES
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Action: Approved

LIQUOR LICENSE NEW:	<i>Application for Liquor License New, Malt, Wine, Spirits of Heng Fung, Inc. d/b/a New Happy China Buffett, 753 Stillwater Avenue</i>	HAWES
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Action: Approved

REFERRALS TO COMMITTEE AND FIRST READING	ASSIGNED TO
ITEM NO.	COUNCILOR

None.

UNFINISHED BUSINESS	ASSIGNED TO
ITEM NO.	COUNCILOR

None.

NEW BUSINESS	ASSIGNED TO
ITEM NO.	COUNCILOR

<u>24-051</u>	<u>ORDER</u>	<i>Authorizing City Manager to Enter into a Master Environmental Services Agreement with Burns & McDonnell Engineering Company, Inc. – Penobscot Coal Tar Contamination within the Penobscot River at Dunnett’s Cove</i>	SCHAEFER
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Action: Motion made and seconded for Passage Passed

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – DECEMBER 27, 2023

NEW BUSINESS
ITEM NO.

ASSIGNED TO
COUNCILOR

24-052

ORDER

*Authorizing the Purchase of Two (2) MacLean Sidewalk
Tractors From Beauregard Equipment, Inc. in the Amount of
\$385,117*

DEANE

*Action: Motion made and seconded for Passage
Passed*

ATTEST:


Lisa J. Goodwin, MMC, City Clerk



Finance Committee Minutes

December 27, 2023

Committee Councilors in Attendance – Tremble (Chair), Fournier, Yacoubagha, Deane, Leonard

Other Councilors in Attendance – Schaefer, Hawes, Pelletier, Fish

Staff in Attendance – Little, Laurie, Morin, Theriault

1. Bids/Purchasing

a. Fleet Services Lubricants – Fleet – Safety Kleen/Irving Oil Terminals - \$50,522

Motion made and seconded to approve contract, passed unanimously.

b. Sidewalk Tractors – Public Works – Beaugregard Equipment Inc. - \$385,117

Motion made and seconded to recommend purchase, passed unanimously.

c. Waive Bid Process - Email Exchange Server Upgrade – Information Services – Dell Inc. - \$110,000

Motion made and seconded to approve contract, passed unanimously.

*Upcoming Items (subject to change)
(Anticipated dates are subject to change)*

- Parking Management Services – January 3, 2024
- Procurement Policy Recommendations (TBA)



CITY OF BANGOR
Government Operations Committee
Wednesday, January 3, 2024 @ 5:15 PM
Meeting Minutes

Called to Order: 6:03 p.m.

Present: Yacoubagha (Chair), Fish, Hawes, Schaefer, Tremble

Nonvoting Members: Fournier, Pelletier, Leonard, Deane

Staff Present: D. Laurie, T. Willette, A. Krieg, D. Szewczyk

1. Public Bathroom Discussion

Parks & Recreation Director Tracy Willette provided an overview of this item. This has been an ongoing issue, we've tried various locations with varying degrees of success. Staff has researched alternatives and different approaches. Specifically, the City of Portland had success with a local fabricated, steel without utilities and has seen success. Opportunity to try this approach with recommendation for a few different locations including a few parks of Broad street. Director Willette mentioned the parks master plan calls for added amenities. There was discussion about cost, placement, lighting, and more.

City Manager Laurie stated that the bathrooms could be a public art opportunity and recommended referring it to the Cultural commission. Staff will put forward a resolve up to 250k next council meeting that will include public art piece based on committee vote.

A motion was made by Council Schaefer to move staff recommendation to full Council using ARPA dollars to supplement, Council Tremble seconded, all in favor.

2. Follow Up of LD202 – Sale of Cannabis at Off-site Events

City Attorney Dave Szewczyk provided an overview of this item. D. Yacoubagha also had materials she wished to share via email.

Attorney Szewczyk reminded Council they had previous voted on this matter and reviewed the state law. The Legal dept. recommends ordinance be updated and provided an overview of the options based on his memo. He referenced an inquiry wishing to permit sales at certain events received by the Cross-Insurance Center. He also mentioned other potential requests related to events at other locations both public and private, for example, waterfront concerts, festivals, etc. Requests could come from stores outside of the city and if allowed, the city may need to ensure that city services are added to ensure compliance. He reviewed the restrictions in state law including no consumption on premises in which it sold, store not allowed to sell beyond the event time, must be in tent or similar structure with single point of entry, verify age, etc.



CITY OF BANGOR

Schaefer is not in favor of restrictions and should be similar to alcohol and doesn't believe its likely that it would be purchased but not consumed. If the state changed its rules, she would be in favor of allowing it. Other Councilors agreed with this assessment. Councilor Leonard asked about a potential amendment allowing non-inhaling version of cannabis be sold and therefore only impacting the user. Other Councilors responded that the issue is not with type but logistics and indicated that if the state statute changed, there would be interest in relooking at the matter.

Councilor Tremble made a motion to recommend to full Council not allow off-site sales, Hawes seconded, all in favor.

3. Parking Change Request: 411 Main Street

Development Director Anne Krieg provided an overview of the request to change the parking in front of the business to 30 min slots. Most of their customers are in and out and so they would like slots that turn over and currently folks park there all day.

Tremble moved approval. Schaefer seconded. This motion was later withdrawn in favor of gather more information about the opinions of the abutters.

The Committee adjourned at 6:37pm.

Infrastructure Committee Minutes December 27, 2023

ATTENDEES

Councillors:

Gretchen Schaefer
Susan Hawes
Dan Tremble

Susan Deane
Joseph Leonard

Richard Fournier
Dina Yacoubagha

Staff:

John Theriault

AGENDA ITEMS

1. Master Environmental Services Agreement – Burns & McDonnell Engineering Company, Inc., Penobscot Coal Tar Contamination

John Theriault outlined the history of the coal tar contamination remediation phases, timeframe and the location. He also outlined from his memo that Burns & McDonnell Engineering Company, Inc., specifically Gene McLinn, has been working with the City since the late 1990s to address the coal tar contamination within the Penobscot River at Dunnett's Cove. The company has been working under a Master Environmental Service Agreement for the construction mitigation project that was completed in 2010 and 2017. The last update to the agreement was in 2012.

Recently, Burns and McDonnell reviewed their contract with the City and found that the filed copy was not signed in the appropriate location by Burns & McDonnell personnel. They have provided a new contract that is virtually identical to the contract utilized from 2012 and have requested that the City Manager sign this Agreement.

The next task under the agreement is preparing for finalizing the Explanation of Significant Differences (ESD) for the Inactive Zone (IZ) and preparing a long-term monitoring of the contamination area. This next task estimate is \$50,000, which the City has funded.

Vote: Motion made and seconded to move to Council, unanimous.

The next task under the agreement is preparing for finalizing the Explanation of Significant Differences (ESD) for the Inactive Zone (IZ) and preparing a long-term monitoring of the contamination area.

2. City Engineer's Updates

John Theriault listed the updates starting with Maine Woods, by Team Properties which is currently in the planning process for the development of 60 units between Essex St & Broadway. He explained that the wet pond wall failed & there was flooding during the heavy rain & snow melt, which has since been resolved.

Next he updated on traffic studies performed: Norway Road, Buck Street, Kenduskeag Avenue. Kenduskeag Avenue may be considered for a demonstration project with a speed bump. Fifteenth Street possibly to be done in the spring.

The final update was the Village Partnership Project, which is a type of downtown development project. Sewall was hired to do a conception design. Maine Department of Transportation would then put the design out for a Grant. Proposed project cost between 20 and 30 million dollars. John noted there was a strong interest in the project from MDOT, Bicycle Coalition of Maine, HWA, & BACTS.

Vote: No vote necessary.



CITY COUNCIL ACTION

01/08/2024 24-053

Council Meeting Date: 01/08/2024

Item No: 24-053

Responsible Dept: Legal

Requested Action: Order

Map/Lot: 064-012-A

Title, Order

Authorizing the Execution of a Municipal Quitclaim Deed for Real Estate Located at 23 Mount Desert Drive

Summary

This Order will authorize the execution of a municipal quitclaim deed for real estate located at 23 Mount Desert Drive. Tax, sewer, and stormwater liens have matured on the property owned by Dale L. Levesque, at 23 Mount Desert Drive. The outstanding charges due the City have been paid, and there are no known code violations on the property. Because the liens matured, a municipal quitclaim deed is required to release the City's interest in the property.

Committee Action

Committee:

Action: Recommend for passage

Meeting Date: 01/08/2024

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-053

Date: 01/08/2024

Item No: 24-053

Assigned to Councilor: Hawes

Authorizing the Execution of a Municipal Quitclaim Deed for Real Estate Located at 23 Mount Desert Drive

Be it Ordered by the City Council of the City of Bangor that, David W. Little, Finance Director, is hereby authorized, on behalf of the City of Bangor, to execute a Municipal Quitclaim Deed releasing any interest the City may have by virtue of tax, sewer, and stormwater liens recorded in the Penobscot County Registry of Deeds in Book 16546, Page 242; Book 16878, Page 84; Book 16830, Page 293; Book 16314, Page 9; Book 16658, Page 150; and Book 16831, Page 154. Said deed shall be directed to Dale L. Levesque and shall be in final form approved by the City Solicitor or the Assistant City Solicitor.



CITY COUNCIL ACTION

01/08/2024 24-054

Council Meeting Date: 01/08/2024

Item No: 24-054

Responsible Dept: Police

Requested Action: Order

Map/Lot: N/A

Title, Order

Authorizing the City Manager to Accept \$3,471.40 in Funds as Result of a State Criminal Forfeiture (Burgos)

Summary

Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash. The Bangor Police Department was approved for 85% of the \$4,084.00 total seizure.

Committee Action

Committee:

Action: Recommend for passage

Meeting Date:

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-054

Date: 01/08/2024

Item No: 24-054

Assigned to Councilor: Tremble

Authorizing the City Manager to Accept \$3,471.40 in Funds as Result of a State Criminal Forfeiture (Burgos)

Be it Ordered by the City Council of the City of Bangor that, the City Manager be authorized to accept \$3,471.40, as result of a State Criminal Forfeiture. The money will be deposited in the police department state forfeiture account.



CITY COUNCIL ACTION

01/08/2024 24-055

Council Meeting Date: 01/08/2024

Item No: 24-055

Responsible Dept: Police

Requested Action: Order

Map/Lot: N/A

Title, Order

Authorizing the City Manager to Accept \$2,000 in Funds as Result of a State Criminal Forfeiture (Cash)

Summary

Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash.

Committee Action

Committee:

Action: Recommend for passage

Meeting Date:

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-055

Date: 01/08/2024

Item No: 24-055

Assigned to Councilor: Deane

Authorizing the City Manager to Accept \$2,000 in Funds as Result of a State Criminal Forfeiture (Cash)

Be it Ordered by the City Council of the City of Bangor that, the City Manager be authorized to accept \$2,000.00, as result of a State Criminal Forfeiture. The money will be deposited in the police department state forfeiture account.



CITY COUNCIL ACTION

01/08/2024 24-056

Council Meeting Date: 01/08/2024

Item No: 24-056

Responsible Dept: Police

Requested Action: Order

Map/Lot: N/A

Title, Order

Authorizing the City Manager to Accept \$500 in Funds as Result of a State Criminal Forfeiture (Edwards)

Summary

Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash.

Committee Action

Committee:

Action: Recommend for passage

Meeting Date:

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-056

Date: 01/08/2024

Item No: 24-056

Assigned to Councilor: Fournier

Authorizing the City Manager to Accept \$500 in Funds as Result of a State Criminal Forfeiture (Edwards)

Be it Ordered by the City Council of the City of Bangor that, the City Manager be authorized to accept \$500.00, as result of a State Criminal Forfeiture. The money will be deposited in the police department state forfeiture account.



CITY COUNCIL ACTION

01/08/2024 24-057

Council Meeting Date: 01/08/2024

Item No: 24-057

Responsible Dept: Police

Requested Action: Order

Map/Lot: N/A

Title, Order

Authorizing the City Manager to Accept \$520 in Funds as Result of a State Criminal Forfeiture (Gillotti)

Summary

Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash.

Committee Action

Committee:

Action: Recommend for passage

Meeting Date:

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-057

Date: 01/08/2024

Item No: 24-057

Assigned to Councilor: Yacoubagha

Authorizing the City Manager to Accept \$520 in Funds as Result of a State Criminal Forfeiture (Gillotti)

Be it Ordered by the City Council of the City of Bangor that, the City Manager be authorized to accept \$520.00, as result of a State Criminal Forfeiture. The money will be deposited in the police department state forfeiture account.



CITY COUNCIL ACTION

01/08/2024 24-058

Council Meeting Date: 01/08/2024

Item No: 24-058

Responsible Dept: Police

Requested Action: Order

Map/Lot: N/A

Title, Order

Authorizing the City Manager to Accept \$6,951.52 in Funds as Result of a State Criminal Forfeiture (Pickett)

Summary

Members of the police department, either assigned to the patrol division or assigned to the Maine Drug Enforcement Agency, were involved in an investigation that led to the seizure of cash. The Bangor Police Department was approved for 85% of the total \$8,178.25 seizure.

Committee Action

Committee:

Action: Recommend for passage

Meeting Date:

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-058

Date: 01/08/2024

Item No: 24-058

Assigned to Councilor: Leonard

Authorizing the City Manager to Accept \$6,951.52 in Funds as Result of a State Criminal Forfeiture (Pickett)

Be it Ordered by the City Council of the City of Bangor that, the City Manager be authorized to accept \$6,951.52 as result of a State Criminal Forfeiture. The money will be deposited in the police department state forfeiture account.



CITY COUNCIL ACTION

01/08/2024 24-059

Council Meeting Date: 01/08/2024

Item No: 24-059

Responsible Dept: Community & Economic Development

Requested Action: Order

Map/Lot: N/A

Title, Order

Accepting the 2023 Annual Report from the Commission on Cultural Development

Summary

The City of Bangor's Commission on Cultural Development is required to submit an annual report of its work to the City Council. The report contains information on promotion of Bangor as a regional arts center that nurtures the artistic and cultural expression of its diverse peoples which includes their grant work as well as events.

The report was presented at the Business and Economic Development Committee meeting on January 3, 2024.

This order will authorize the acceptance of the annual report of the Commission on Cultural Development for 2023.

Committee Action

Committee: Business & Economic Development Committee

Meeting Date: 01/03/2024

Action: Recommend for passage

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-059

Date: 01/08/2024

Item No: 24-059

Assigned to Councilor: Hawes

Accepting the 2023 Annual Report from the Commission on Cultural Development

WHEREAS the Commission on Cultural Development is charged by the City Council with preparing and submitting an annual report to the City Council outlining its activities; and

WHEREAS the Commission on Cultural Development awards grants, leads events, and supports the cultural community in Bangor;

Be it Ordered by the City Council of the City of Bangor that the 2023 Annual Report from the Commission on Cultural Development is hereby accepted.

ANNUAL REPORT of the CULTURAL COMMISSION for the Calendar Year 2023.

Per the City of Bangor Code, Chapter 23, Article III, "Commission on Cultural Development," § 23-20, **Meetings; annual report; quorum:** *"The Commission shall meet at least quarterly and, prior to December 31 of each calendar year, shall prepare and submit to the City Council an annual report outlining its activities during the preceding twelve-month period."*

The Commission on Cultural Development's mission is to promote the development of Bangor as a regional arts center that nurtures the artistic and cultural expression of its diverse peoples, and is authorized to assess Bangor's cultural needs; to develop and maintain a comprehensive arts and cultural policy based on a 5-year vision statement, assuring that plans and policies are developed with consideration of the needs of the community's future adults, providing them with additional incentive to remain or return to Bangor.

Commission members for 2023: Aubrae Filipiak, Chair (*resigned September; moved out of Bangor*); Hollie Adams, Vice Chair (*acting Chair from September onwards*); Nina Earley (*acting Vice Chair from September onwards*); Jane Bragg, Cody Clark, Kal Elmore, Tristan Greenlaw, Barbara McDade, Margaret Rieley, Lovern Stockwell, Kelly Chenot (*started in December to fill vacancy*), Dina Yacoubagha (City Council).

Grant Subcommittee, Chair Jane Bragg

Prior to opening of fall application cycle, made edits to the grant application and scoring rubric and received approval on these from the full Commission. Reviewed fall applications and made recommendations to the full Commission.

• Spring 2022 Grant Awardees - Total awarded \$6,031.25

- Bangor Beautiful, Inc. - \$5,000 requested; \$4,000 awarded for their large bee-themed mural project in downtown Bangor, at 49 Park Street, during the summer of 2023. The mural will be painted by Matthew Willey as part of his global mural project entitled The Good of the Hive, which has a goal of hand-painting 50,000 honeybees (the number in a healthy, thriving hive). The project also includes an outreach component to encourage people to take action to help save the bees and will serve as a showpiece to inspire the creation of future public art in Bangor.
- Maine Academy of Modern Music (MAMM) - \$5,000 requested; \$1,500 awarded to retroactively support their Bangor Girls Rock! Concert that was held on May 13th. Funding will be applied towards the instructor fees for Bangor area musicians that were hired as program instructors and performers at the event, administrative costs for the event, concert promotion, and rental fees for the Gracie Theatre.
- Linda Packard - \$1,000 requested; \$531.25 awarded for expenses for her solo show at Bangor's Zillman Art Museum, which will include 20 oil paintings.

• Fall 2023 Grant Awardees – Total awarded \$13,000

- Bangor Public Library - \$2,000 requested and awarded for their exhibit of 12 portraits from Robert Shetterley's "Americans Who Tell the Truth" series and related activities, including a workshop with the artist and a screening of the documentary *Truth Tellers* with a reception. The exhibit will also include a display of selected community-created portraits.

- Bangor Symphony Orchestra - \$5,000 requested and awarded for support for free outreach concerts in Bangor to bring the power of music to the unsheltered community, and to raise awareness of the needs of this community and how people can make connections with them. This is part of the Paths to Dignity project.
- Penobscot Theatre Company - \$5,000 requested and awarded for support for production of *My Story Is Glukabe*, which will showcase Penobscot language and culture, as well as Dramatic Academy students. Funds will be used for artist travel and to underwrite the Dramatic Academy student participation.
- Christopher Packard - \$1,000 requested and awarded for reimbursement of materials & supplies purchased for the Bangor Authors Book Fair & Literary Festival, to be held at the Bangor Public Library.

ARTober Subcommittee, Chair Hollie Adams

Eight nominations were received from community members for the Bangor Arts Award. A five-member jury selected Rebecca Krupke as the winner of the \$1,000 award presented at the opening reception held at the Penobscot Theatre Company on October 1. Bangor Ballet dancers provided entertainment at the reception. In addition, the ARTober subcommittee employed the services of graphic designer Klarizza Clark to design promotional materials and create social media posts. In 2024, the subcommittee plans to discuss recommendations such as redistribution of funds typically reserved for the opening reception.

Cultural Assets Subcommittee, Chair Aubrae Filipiak (*resigned September*); Chair Tristan Greenlaw (*as of September*)

- Finalized installation of canoe sculpture at Davis Brook Stack by Wabanaki artist Steven Hooke and held dedication event
- Continued work on edits and additions to the asset list.
- Began working on edits to the story boards, including coordinating with City staff

2024 Work Plan

1. Review applications and make recommendations for Spring 2023 and Fall 2024 grant cycles
2. Establish ad hoc committee to work on creation of Bangor arts calendar, in coordination with Justin Russell of Sevents
3. Review use of ARTober funds and assess if adjustments should be made
4. Continue to review cultural assets and development of Story Maps.
5. Address other issues as they may arise or referred by City Council.

To be approved by the Commission on Cultural Development on January 5, 2023.



CITY COUNCIL ACTION

01/08/2024 24-060

Council Meeting Date: 01/08/2024

Item No: 24-060

Responsible Dept: Planning

Requested Action: Order

Map/Lot: N/A

Title, Order

Accepting the 2023 Annual Report from Historic Preservation Commission

Summary

The City of Bangor's Historic Preservation Commission is required to submit an annual report of its historic preservation efforts and activities to the Maine Historic Preservation Commission (MHPC). The report contains the information required by the MHPC.

The report was presented at the Business and Economic Development Committee meeting on January 3, 2024.

This order will authorize the acceptance of the annual report of the Hisotric Preservation Commission for 2023.

Committee Action

Committee: Business & Economic Development Committee

Meeting Date: 01/03/2024

Action: Recommend for passage

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-060

Date: 01/08/2024

Item No: 24-060

Assigned to Councilor: Fish

Accepting the 2023 Annual Report from Historic Preservation Commission

WHEREAS the Historic Preservation Commission is charged by the City Council with preparing and submitting an annual report to the City Council outlining its activities; and

WHEREAS the City of Bangor is a Certified Local Government at the Maine Historic Preservation Commission; and

WHEREAS the Maine Historic Preservation Commission also requires an annual report of the Commission activities;

Be it Ordered by the City Council of the City of Bangor that the 2023 Annual Report from the Historic Preservation Commission is hereby accepted.

2023 Historic Preservation Commission Projects

Meeting	Address	Applicant	Project	Outcome
January 12, 2023	28 Harlow Street	Restorations Unlimited of Maine	Tuckpoint brickwork on bottom 1/3 of right side and rear of building, repair brickwork on top 1/3 of building, waterproof brickwork after repairs, replace all front windows on the building except the 1 st floor, and replace all right side and rear windows	Certificate of Appropriateness/Design Review issued
February 9, 2023	Annual Training			
March 9, 2023	42 West Broadway	Steven Thomason	Replace 13 existing windows	Certificate of Appropriateness issued
April 13, 2023	29 Hayward Street	Adrienne McConnell	Add a natural gas meter and a heat pump (consisting of 1 outdoor and 2 indoor units)	Certificate of Appropriateness issued
May 11, 2023	28 West Broadway	Stephen Freese	Install a generator and heat pump	Certificate of Appropriateness issued
June 8, 2023	29 West Broadway	Mary Megan & Alec Anderson	Replace windows in the front part of the house with new windows designed to look exactly the same as the old ones	Certificate of Appropriateness issued
	26 Front Street	Northland General Contractor/Fred M. Forsley/Seadog Ventures, Inc.	Replace the exterior deck, railing, ramp and stairs facing the road	Decision deferred to next meeting
	Cross Street	Downtown Bangor Partnership/Cook Investment Group, LLC/BR Holdings LLC/Maniker Properties LLC/City of Bangor	Collaborative art project	Certificate of Appropriateness/Design Review issued
	73 Harlow Street	CWS Architecture + Interior Design (on behalf of the City of Bangor)	Addition/alteration to roof/siding/windows/other	Certificate of Appropriateness/Design Review issued
June 22, 2023	26 Front Street	Northland General Contractor/Fred M. Forsley/Seadog Ventures, Inc.	Replace the exterior deck, railing, ramp and stairs facing the road	Design Review issued

July 13, 2023	145 Harlow Street	Bangor Public Library c/o Roland Grover	Replace the back employee exit door, which is made of wood, with a metal door with a keypad	Decision deferred to next meeting
August 10, 2023	183 & 201 Main Street	Bar Harbor Bank & Trust (Kevin Gendreau)	Remove the existing underground propane tanks, reconstruct an existing wall, install concrete pads for cooling equipment & backup generator, and install security fence around a portion of the property	Certificate of Appropriateness issued
	145 Harlow Street	Bangor Public Library c/o Roland Grover	Replace the back employee exit door, which is made of wood, with a metal door with a keypad	Decision deferred to next meeting
September 14, 2023	Cancelled			
October 19, 2023	145 Harlow Street	Bangor Public Library c/o Roland Grover	Replace the rear employee entrance door	Certificate of Appropriateness/Design Review issued
November 9, 2023	Presentation on new construction guidelines in the historic districts			
December 14, 2023	Cancelled			

We also received and approved 11 HPC Minor Revision applications. These applications require approval in-house by Code Enforcement, Planning, and the HPC Chairperson. They include minor alterations which do not materially alter or affect the historical and/or architectural character of a building located within a historic district.

2023 Historic Preservation Commission Minor Revisions				
Month	Address	Applicant	Project	Outcome
March	33 Franklin Street	Brad Rand & Beam – Bangor	Place sign bracket into a combination of brick & mortar to reduce impact and stabilize sign	Minor Revision to Certificate of Appropriateness issued
April	84 Hammond Street	The Butcher & the Baker	Replacing sign on existing bracket	Minor Revision to Certificate of Appropriateness issued
May	28 West Broadway	Stephen Freese	Remove chain-link fence	Minor Revision to Certificate of Appropriateness issued
June	175 Union Street	Wellspring, Inc.	Adding signage similar to YMCA across the street	Minor Revision to Certificate of Appropriateness issued

July	208 French Street	RSQ LLC (Bob Quirk)	Replace existing black asphalt shingles with black carriage house-style shingles	Minor Revision to Certificate of Appropriateness issued
	131 Main Street	Penobscot Theatre Company	Add 1 new sign, secured perpendicular to façade, under the marquee	Minor Revision to Certificate of Appropriateness issued
	144 Park Street	Wesley Williams	Remove three heat pump compressor units near end of life, install two new compressor units in caged-in area to the right of building	Minor Revision to Certificate of Appropriateness issued
	2 Pleasant Street	Bangor Savings Bank	Remove existing building signs, finish removing exterior insulation, clean brick, paint remaining exterior insulation to match existing color, infill & paint lower level windows, skin river side of building with metal panel	Minor Revision to Certificate of Appropriateness issued
September	73 Harlow Street	City of Bangor	Provide temporary 10'x36' office trailer to store and maintain operation of City computer servers during building renovation project; temporary electric service and generator are also included	Minor Revision to Certificate of Appropriateness issued
October	183 & 201 Main Street	Bar Harbor Bank & Trust	Increasing the concrete equipment pad size from 350sqft to 408sqft to allow for required equipment clearances, increasing height of concrete wall by 1ft to accommodate sound-minimizing exterior on generator and to provide screening/allow for additional soil material, as	Minor Revision to Certificate of Appropriateness issued

			needed for taller vegetative screening	
December	35 Main Street	James Gallagher	Sign replacement on existing bracket	Minor Revision to Certificate of Appropriateness issued



CITY COUNCIL ACTION

01/08/2024 24-061

Council Meeting Date: 01/08/2024

Item No: 24-061

Responsible Dept: Planning

Requested Action: Order

Map/Lot: N/A

Title, Order

Accepting the 2023 Annual Report from the Planning Board

Summary

The City of Bangor's Planning Board is required to submit an annual report of its work to the City Council. The report contains information on the types of permits issued, the amount of agenda time dedicated to different permits, statistics and general highlights.

The report was presented at the Business and Economic Development Committee meeting on January 3, 2024.

This order will authorize the acceptance of the annual report of the Planning Board for 2023.

Committee Action

Committee: Business & Economic Development Committee

Meeting Date: 01/03/2024

Action: Recommend for passage

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-061

Date: 01/08/2024

Item No: 24-061

Assigned to Councilor: Schaefer

Accepting the 2023 Annual Report from the Planning Board

WHEREAS the Planning Board is charged by the City Council with preparing and submitting an annual report to the City Council outlining its activities; and

WHEREAS the City of Bangor Planning Board is entrusted under the state statute to review certain permits, zoning and the Comprehensive Plan;

Be it Ordered by the City Council of the City of Bangor that the 2023 Annual Report from the Planning Board is hereby accepted.



CITY OF BANGOR

PLANNING DIVISION

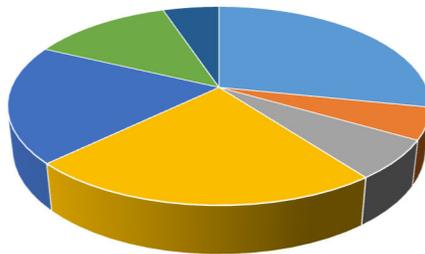
COMMUNITY & ECONOMIC DEVELOPMENT

PLANNING BOARD Annual Report 2023

Highlights:

- ❑ The Board issued a total of 78 actions in the form of decisions and recommendations.
- ❑ The Board approved 124 units of housing.
- ❑ The Board approved over 55,000 SF of commercial space.
- ❑ Almost half of Board agenda time is dedicated to zoning & code text changes.

Planning Board Activity 2023



- Land Development Permit
- Subdivision
- Code text changes
- SLODA
- Conditional Use Permit
- Zoning District Map Changes
- Comp Plan

Board Members:

Michael Bazinet
Jonathan Boucher
Ted Brush
Trish Hayes
Ken Huhn
Donald Meagher
Reese Perkins, Chair
Josh Saucier, Associate



CITY COUNCIL ACTION

01/08/2024 24-062

Council Meeting Date: 01/08/2024

Item No: 24-062

Responsible Dept: Community & Economic Development

Requested Action: Order

Map/Lot: N/A

Title, Order

Authorizing a Lease Agreement with the Bangor Farmers' Market Association for the Winter Market to be Held at the Upper Abbott Square Parking Lot

Summary

This Order authorizes a lease for space in the Upper Abbott Square Parking Lot with the Bangor Farmers' Market Association for their winter market.

The Bangor Farmers' Market Association has found the outside location beneficial, having started using this space during the beginning of the COVID-19 pandemic. The winter market takes place from 11 AM to 2 PM on the first and third Sundays during the winter months through April.

If there is a snow event anticipated or a winter parking ban during a scheduled market, the Bangor Farmers' Market Association will cancel the event. Public Works will continue to plow and salt the parking area. There will be a \$200 base fee for the use, and the Association will be billed for any extra costs made necessary by their market.

Committee Action

Committee: Business & Economic Development Committee

Meeting Date: 01/03/2024

Action: Recommend for passage

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: Consent



CITY OF BANGOR ORDER

01/08/2024 24-062

Date: 01/08/2024

Item No: 24-062

Assigned to Councilor: Leonard

Authorizing a Lease Agreement with the Bangor Farmers' Market Association for the Winter Market to be Held at the Upper Abbott Square Parking Lot

WHEREAS the City of Bangor is the owner of a parking lot on Harlow Street known as Upper Abbott Square Parking lot; and

WHEREAS, the Bangor Farmers' Market Association had operated a summer market at the Upper Abbott Square parking lot since 2015; and

WHEREAS, the Bangor Farmers' Market Association wishes to continue to hold their winter market outdoors and, because both the members and their patrons are familiar with the location, they've requested use of the Upper Abbott Square parking lot for this purpose;

Be it Ordered by the City Council of the City of Bangor that,

The City Manager is hereby authorized to execute an agreement with the Bangor Farmers' Market Association giving them access to a portion of Upper Abbott Square parking lot for their winter market on the first and third Sundays of each month from December 2023 through April 2024 from 10 AM to 3 PM for an annual rent of \$200 to be paid by February 2, 2024. Said agreement shall be in final form as approved by the City Solicitor's office.



REFERRALS TO
COMMITTEES
& FIRST READING



CITY COUNCIL ACTION

Council Meeting Date: January 8, 2024

Item No: 24-063

Responsible Dept: Legal

Action Requested: Ordinance

Map/Lot: N/A

Title, Ordinance

Amending Chap. 177, Art. II, Retail Marijuana, §177-7, by Adding subsection 177-7(K), To Clarify That Retail Marijuana Establishments May Not Transact Sales of Cannabis at Off-Site Specified Events

Summary

This Ordinance amendment, if passed, would amend Chapter 177, Article II, Retail Marijuana, to clarify that retail marijuana establishments may not transact sales of adult use cannabis or cannabis products at off-site specified events that take place within the City of Bangor.

The State Legislature recently enacted LD 202, "An Act to Clarify the Requirements for Adult Use Cannabis Stores to Transact Sales at Specified Events." This state law does not require municipalities to permit sales of adult use cannabis or cannabis products at off-site specified events, but sets up a procedure for adult use cannabis stores to apply for a permit from the State Department of Administrative and Financial Services, which would be a temporary authorization from the State for a cannabis store to conduct sales of adult use cannabis and cannabis products at specified events. These specified events would typically occur off the premises of an adult use cannabis store, and the requests for State permits may come from adult use cannabis stores located within or outside the City of Bangor.

An applicant for a State permit would need municipal authorization in order to obtain the State permit, and the state law allows municipalities to restrict the sale of adult use cannabis and cannabis products at specified events, including prohibiting such sales. Without municipal approval, an applicant will not be able to obtain a State permit.

As the state law does not allow consumption of cannabis at the specified event, policing to ensure compliance with the state law is anticipated to be an issue organizers of specified events would have to address were such off-site cannabis sales to be permitted at specified events.

This item was reviewed by the Government Operations Committee at its January 3, 2024 meeting, with the Committee recommending the proposed ordinance revision, which clarifies that retail marijuana establishments may not transact sales of adult use cannabis or cannabis products at off-site specified events that occur within the City of Bangor.

Committee Action

Committee: Government Operations

Meeting Date: January 3, 2024

Action: Recommended for passage

For:

Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: First Reading



CITY COUNCIL ORDINANCE

Date: January 8, 2024

Assigned to Councilor: Fish

ORDINANCE, Amending Chap. 177, Art. II, Retail Marijuana, §177-7, by Adding subsection 177-7(K), To Clarify That Retail Marijuana Establishments May Not Transact Sales of Cannabis at Off-Site Specified Events

WHEREAS, the recent passage of the state law known as LD 202 has generated a need for the City to amend its Retail Marijuana ordinance to clarify regarding adult use cannabis establishments transacting sales of adult use cannabis or cannabis products at off-site specified events that occur within the City of Bangor;

WHEREAS, the City Council finds that it is in the best interests of the City to clarify that adult use cannabis stores may not transact sales of cannabis or cannabis products at off-site specified events that occur within the City of Bangor;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BANGOR AS FOLLOWS, THAT

Chapter 177, Article II, Retail Marijuana, of the Code of the City of Bangor is hereby amended as follows:

§ 177-7 Security and oversight requirements.

....

K. A retail marijuana establishment or adult use cannabis store, whether located within or outside the City of Bangor, may not transact sales of adult use cannabis or cannabis products at off-site, specified events that take place within the City of Bangor.

Additions are underlined, deletions ~~struck through~~.



UNFINISHED
BUSINESS



NEW BUSINESS



CITY COUNCIL ACTION

01/08/2024 24-064

Council Meeting Date: 01/08/2024

Item No: 24-064

Responsible Dept: Community & Economic Development

Requested Action: Order

Map/Lot: N/A

Title, Order

Authorizing Contract with PCI Municipal Services, LLC for Parking Management Services for the Downtown Area and the Bangor International Airport

Summary

The City has approximately 3,700 parking spaces between the Downtown area and the Airport consisting of on-street parking, off-street lots, short and long term parking and a shuttle lot.

The Parking Management contract calls for the daily management of these lots, collection of fees, enforcement, maintenance and reporting to both the City and the Airport.

In September of 2023, the City received five (5) responses to an RFP for Parking Management Services. The year one costs ranged from \$562,152 to \$835,368.

After an extensive review, staff recommends contracting with PCI Municipal Services, LLC., the low bidder. PCI also received the best recommendations from current clients when contacted.

The contract will be for five (5) years with five (5) one year extensions.

This item was reviewed by the Finance Committee earlier this evening, and the Committee recommends awarding the contract.

Committee Action

Committee: Finance Committee

Meeting Date: 01/08/2024

Action:

For:

Against:

Staff Comments & Approvals


City Manager


City Solicitor


Finance Director

Introduced for: New Business



CITY OF BANGOR ORDER

01/08/2024 24-064

Date: 01/08/2024

Item No: 24-064

Assigned to Councilor: Tremble

Authorizing Contract with PCI Municipal Services, LLC for Parking Management Services for the Downtown Area and the Bangor International Airport

Be it Ordered by the City Council of the City of Bangor that the Finance Director is authorized to enter into a contract PCI Municipal Services, LLC for Parking Management Services for the Downtown area and the Bangor International Airport.



CITY COUNCIL ACTION

01/08/2024 24-065

Council Meeting Date: 01/08/2024

Item No: 24-065

Responsible Dept: City Manager

Requested Action: Order

Map/Lot: N/A

Title, Order

Authorizing the Allocation of \$250,000 in State and Local Fiscal Recovery Funds to Fund Public Restrooms

Summary

This Order will authorize the allocation of \$250,000 in State and Local Fiscal Recovery Funds (aka ARPA funds) to fund the acquisition, site preparation, installation, operating costs as well as the public art component of up to six public restrooms across the City.

Access to public restrooms around the City has been an ongoing topic. Additionally, the Parks and Recreation Master Plan references an overall need for additional amenities, including public restrooms. Staff has researched alternatives to permanent structures and/or the expanded use of portable units to address the challenges but meet the needs of the public.

Based on recent experience and observations, the proposed approach is to work with a local fabricator to develop a portable model that is steel and mounted to a concrete pad that would be located in close proximity to a sidewalk/street thereby allowing for easier access for service. They are essentially the same concept as a portable unit, but built larger and open at the bottom to allow for easier monitoring, ventilation, and cleaning. The units are not connected to any utilities and are large enough to be ADA accessible.

Proposed locations include Hayford Park, Chapin Park, Coe Park, Fairmount Park, Broadway Park, and Broad Street. The frequency of maintenance would need to be assessed once the units are placed and may vary depending on location and need. Further City staff will work with the Cultural Commission as to the public art opportunities the units will provide to ensure the units are in keeping with the surroundings, have an increased visibility and are aesthetically pleasing.

This allocation is eligible for funding within the government services category.

Committee Action

Committee: Government Operations Committee

Meeting Date: 01/03/2024

Action: Recommend for passage

For: 5

Against: 0

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: New Business



CITY OF BANGOR ORDER

01/08/2024 24-065

Date: 01/08/2024

Item No: 24-065

Assigned to Councilor: Yacoubagha

Authorizing the Allocation of \$250,000 in State and Local Fiscal Recovery Funds to Fund Public Restrooms

WHEREAS, the State and Local Fiscal Recovery Funds Act identifies government services as an eligible expenditure category; and

WHEREAS, access to public restrooms around the City has been an ongoing topic of discussion; and

WHEREAS, our recently completed Parks & Recreation master plan references an overall need for additional amenities, including public restrooms;

Now, Therefore, Be it Ordered by the City Council of the City of Bangor that, \$250,000 in State and Local Fiscal Recovery Funds are allocated for the purpose of acquiring, installing, operating and offering public art opportunities for up to six public restrooms.



CITY COUNCIL ACTION

01/08/2024 24-066

Council Meeting Date: 01/08/2024

Item No: 24-066

Responsible Dept: City Manager

Requested Action: Resolve

Map/Lot: N/A

Title, Resolve

Establishing Housing as the Bangor City Council's Priority for the 2023-2024 Council Year

Summary

During the annual priority setting sessions, the City Council discussed and indicated support for designating housing as the priority for the coming year, as housing impacts every aspect of our community. The City Council Standing Committees will be utilized to advance tasks associated with this overarching priority. Further, the City Council is committed to utilizing unobligated American Rescue Plan Act funding to invest in infrastructure that supports an increase in housing within our community.

Our goal is to increase the opportunities for all residents to have access to quality housing that meets their needs. Housing is a critical component of our community's well-being and economic vitality. By prioritizing housing, we aim to create a more vibrant and inclusive community where everyone can thrive.

Committee Action

Committee: Council Workshop
Action: Recommend for passage

Meeting Date: 12/27/2023
For: Against:

Staff Comments & Approvals

City Manager

City Solicitor

Finance Director

Introduced for: New Business



Date: 01/08/2024

Item No: 24-066

Assigned to Councilor: Schaefer

Establishing Housing as the Bangor City Council's Priority for the 2023-2024 Council Year

Whereas; the City Council has identified housing as its top priority for the 2023-2024 Council Year; and

Whereas; their goal being to increase the opportunities for all residents to have access to quality housing that meets their needs; housing is a critical component of our community's well-being and economic vitality;

Now, Therefore, Be it Resolved by the City Council of the City of Bangor that, the following priority statement will serve as a guiding principle for our work in the coming year.

Housing is a critical component of our community's well-being and economic vitality. By prioritizing housing, we aim to create a more vibrant and inclusive community where everyone can thrive. By prioritizing housing, the Bangor City Council is demonstrating their commitment to:

Economic growth: A strong housing market can support and attract new businesses and residents, which can lead to increased economic activity and job creation.

Improved health outcomes: Safe and affordable housing can improve health outcomes by reducing exposure to environmental hazards and stressors.

Reduced homelessness: Prioritizing housing can help reduce homelessness and provide support to those in need.

Increased social equity: Access to quality housing can promote social equity by reducing disparities in housing quality and affordability.

Improved quality of life: Quality housing can improve the overall quality of life for residents by providing a stable and comfortable living environment.