

**COUNCIL MEETING
JULY 18, 2017**

Council President John McCurry, Jr. called the meeting to order at 6:00 p.m.
{Mayor Casavant was not present due to a previously-made engagement}

Roll Call: Michael Swanton, John McCurry, Jr., Stephen St. Cyr, Robert Quattrone, Jr,
Victoria Foley, Norman Belanger, Michael Ready, Marc Lessard

Laura Seaver was excused.

The Council, and all who were present recited the Pledge of Allegiance.

There were no adjustments to the agenda.

Appointment of Council President Pro Tempore:

Motion by Councilor Ready to appoint Councilor Swanton as Council President Pro Tempore,
seconded by Councilor Lessard.

Vote: Unanimous.

Public Hearing: Flourish-Arts As Sacred Healing – liquor license

The Chair opened the Public Hearing at 6:03 p.m.

There were no public comments.

The Public Hearing was closed at 6:04 p.m.

Liquor License: Flourish-Arts As Sacred Healing

Motion by Councilor Ready, seconded by Councilor Lessard to recommend issuance of a liquor
license to Flourish-Arts As Sacred Healing.

Vote: Unanimous.

Consideration of Minutes: **July 11, 2017**

Motion by Councilor Ready, seconded by Councilor Lessard to accept the minutes as printed.

Vote: Unanimous.

Second Reading:

{For a copy of the ordinance amendment and first reading, see the council meeting minutes of
July 11, 2017}

2017.73) Amendment/Ch. 58, Solid Waste/Sec. 58-62-Use of transfer station

Motion by Councilor Ready, seconded by Councilor Lessard to grant the second reading of the
ordinance amendment.

Vote: Unanimous.

Orders of the Day:

2017.78

IN BOARD OF CITY COUNCIL.....JULY 18, 2017

BE IT ORDERED, that the City Manager be authorized to purchase two (2) 2018 Ford Explorer utility
police cars as per bid of July 7,2017 (the “Equipment”) from Arundel Ford (the “Vendor”) and may pay
the Vendor an amount not to exceed \$59,260.00 (before discounts valued at \$9,000.00) for the Equipment
as follows:

1. The City of Biddeford expects to incur debt to reimburse expenditures to pay the cost of the
Equipment;
2. The City of Biddeford reasonably expects that the maximum principal amount of the debt, including
for reimbursement purposes, is \$59,260.00;
3. The City Manager, on behalf of the City of Biddeford, is authorized to enter into a lease purchase,
loan or other financing agreement for the Equipment provided that (a) the principal amount of such
agreement will not exceed \$59,260.00, (b) the term of such agreement will not exceed one hundred
and twenty (120) months and (c) any obligation of the City of Biddeford to make lease or loan
payments pursuant to such agreement is subject to annual appropriation by the City Council of the
City of Biddeford;

4. The City Manager is authorized to advance money from the General Fund of the City for payment of the costs of the Equipment; and
5. The City Manager, on behalf of the City of Biddeford, is authorized to negotiate, enter into, execute, deliver and cause to be performed, and to approve, any and all agreements, instruments, certificates and other documents, and to grant security interests in the Equipment, upon such terms, conditions, limitations and undertakings, which the City Manager determines are necessary and proper for the acquisition and financing of the Equipment, provided that any lease purchase, loan or other financing agreement will be countersigned by both the Mayor and the Treasurer of the City of Biddeford. Without limiting the foregoing, the City Manager, on behalf of the City of Biddeford, in connection with the acquisition of the Equipment, is authorized to sell, transfer, trade in or otherwise dispose of any equipment, which the City Manager determines is no longer useful to the City of Biddeford.

NOTE: The Finance Committee will review this item on July 18, 2017 and vote to recommend it to the City Council for approval. The purchase of this item is included in the FY18 CIP budget

Motion by Councilor Ready, seconded by Councilor Lessard to grant the order.
Vote: Unanimous.

2017.79

IN BOARD OF CITY COUNCIL.....JULY 18, 2017

BE IT ORDERED, that the City Manager be authorized to purchase one (1) 2018 Chevrolet Tahoe 4X4 as per bid of July 7, 2017 (the "Equipment") from Quirk Auto Group (the "Vendor") and may pay the Vendor an amount not to exceed \$34,900.00 (before discounts valued at \$1,500.00) for the Equipment as follows:

1. The City of Biddeford expects to incur debt to reimburse expenditures to pay the cost of the Equipment;
2. The City of Biddeford reasonably expects that the maximum principal amount of the debt, including for reimbursement purposes, is \$34,900.00;
3. The City Manager, on behalf of the City of Biddeford, is authorized to enter into a lease purchase, loan or other financing agreement for the Equipment provided that (a) the principal amount of such agreement will not exceed \$34,900.00, (b) the term of such agreement will not exceed one hundred and twenty (120) months and (c) any obligation of the City of Biddeford to make lease or loan payments pursuant to such agreement is subject to annual appropriation by the City Council of the City of Biddeford;
4. The City Manager is authorized to advance money from the General Fund of the City for payment of the costs of the Equipment; and
5. The City Manager, on behalf of the City of Biddeford, is authorized to negotiate, enter into, execute, deliver and cause to be performed, and to approve, any and all agreements, instruments, certificates and other documents, and to grant security interests in the Equipment, upon such terms, conditions, limitations and undertakings, which the City Manager determines are necessary and proper for the acquisition and financing of the Equipment, provided that any lease purchase, loan or other financing agreement will be countersigned by both the Mayor and the Treasurer of the City of Biddeford. Without limiting the foregoing, the City Manager, on behalf of the City of Biddeford, in connection with the acquisition of the Equipment, is authorized to sell, transfer, trade in or otherwise dispose of any equipment, which the City Manager determines is no longer useful to the City of Biddeford.

NOTE: The Finance Committee will review this item on July 18, 2017 and vote to recommend it to the City Council for approval. The lease-purchase of this item is included in the FY18 CIP budget, with a down payment of \$5000.00

Motion by Councilor Ready, seconded by Councilor Lessard to grant the order.
Vote: 4/4; Councilors Lessard, Quattrone, Swanton and McCurry opposed.
Councilors St. Cyr, Foley, Belanger and Ready in favor.
Motion fails in the case of a tie due to the fact that there is an even number of Councilors present and voting.

2017.80

IN BOARD OF CITY COUNCIL....JULY 18, 2017

BE IT ORDERED, that the Finance Director is authorized to create dedicated reserve accounts under the listed fund balance accounts, and transfer remaining balances identified from the FY 2017 Budget to said dedicated accounts as herein named in amounts not to exceed those stated, as of June 30, 2017 deducting any encumbrances:

10013-30101, General Fund Assigned Fund Balance

<u>FY17 Account #</u>	<u>Description</u>	<u>Amount</u>
21128-60859	Downtown Development Commission	\$ 4,103.50
21128-60862	Historical Preservation Commission	\$ 621.00
21128-60866	Project Canopy	\$ 1,731.00
21164-60502	Solid Waste Commission	\$ 2,780.00
21162-60462	Road Painting (Centerline Striping/Markings)	\$ 61,843.88
21166-60310	Service Contract (Flags for Veteran's Graves)	\$ 4,000.00
21167-60306	Professional Consulting (MS4 Program Report)	\$ 3,734.62
21204-60603	Vehicle Purchase Capital (Patch Truck)	\$ 9,500.00
21204-60604	Road Const./Imp. (Hills Beach Road Project)	\$100,000.00
21204-60970	Thatcher Brook Watershed (Implementation Plan)	\$ 50,000.00
21204-60971	RiverWalk Phase 4 (RiverWalk and Downtown)	\$ 96,835.00
21202-60603	50 Plus Club Bus	\$ 30,000.00
21202-60977	St. Louis Field Backstop Netting	\$ 75,000.00
	Total	\$440,149.00

12163-30101, Airport Assigned Fund Balance

<u>FY17 Account #</u>	<u>Description</u>	<u>AMOUNT</u>
31132-60601	Airport Cold Storage Hangar Repair	\$ 30,275.23
31132-60600	Land Purchase/Improve Cap	\$125,000.00
	Total	\$155,275.23

16013-30101, Wastewater Assigned Fund Balance

<u>FY17 Account #</u>	<u>Description</u>	<u>AMOUNT</u>
35102-60501	Op Supplies/Equip (CSO Flow Monitors-Horrigans)s	\$ 53,800.00
35102-60602	Equip. Purchase Cap (Influent Screens)	\$ 54,224.20
35102-60605	Sewer Construction/Imp	\$584,290.83
	Main Street Pump Station Upgrade	(\$162,146.86)
	Septage/Vactor Dumping Station	(\$100,000.00)
	Plant Performance Evaluation	(\$23,578.97)
	Fiscal Sustainability Study	(\$50,000.00)
	Climate Adaptation Study	(\$20,000.00)
	Sewer Pipe Lining	(\$150,000.00)
	Sewer System Flow Modeling	(\$78,565.00)
	Total	\$692,315.03

BE IT FURTHER ORDERED, that the City Manager be authorized to expend from the above dedicated reserves for expenses related to on-going project costs as approved in accordance with the Purchasing Code.

Motion by Councilor Ready, seconded by Councilor Lessard to grant the order.
Vote: Unanimous.

2017.81 IN BOARD OF CITY COUNCIL.. JULY 18, 2017

BE IT ORDERED, that the Employment Agreement with City Manager, James Bennett be amended, as attached.

Motion by Councilor Ready, seconded by Councilor Lessard to grant the order.
Vote: Unanimous.

Public Addressing the Council..(3 minute limit per speaker; 30 minute total time limit)
One citizen offered their comments to the Council.

Other Business:

Councilor Lessard: asked if Staff would look into purchasing and installing a 300-person bleacher system with an overhang so that the netting that collects foul balls could be placed more strategically in order to obtain the needed height to prevent foul balls from leaving the St. Louis Field.

Councilor Quattrone: noted that on July 15th, the Biddeford Historical Society held a celebration of the 200th Anniversary of James Munroe coming to Biddeford at the Meeting House Building. Councilor Quattrone thanked Councilor Lessard for his request to explore more options for retaining foul balls within the field at St. Louis Field. Councilor Quattrone also asked for clarification on the crosswalk installation at the Dartmouth Street worksite, as well as on the Main Street in the area of Peoples Choice Bank.

Councilor Lessard: thanked the LaKermesse organization for the great job they did this year.

Mayor Addressing the Council: Councilor McCurry, acting as Chair at this meeting, informed the Council that he attended a meeting last week to discuss the impacts of the State budget on the City's budget. He shared that it looks like the School Department may be receiving additional revenue; which if this is the case, the surplus may be split between the City and School Department, with the City portion going toward tax relief or possibly some other priority as determined by the Council. The School Department has stated that their portion of any surplus will more than likely go towards energy-efficient projects and Special Education funding. The supposed surplus is still very preliminary and more information should be available within the next week.

Motion by Councilor Swanton, seconded by Councilor Lessard to adjourn.

Vote: Unanimous.

Time: 6:21 p.m.

Attest by: _____
Carmen J. Morris, City Clerk