

City of Biddeford, Maine
Policy Committee Meeting
Monday May 22, 2017

Minutes

1. Roll Call – Meeting called to order at 6:35 p.m. by Policy Committee Chair councilor Michael Ready. Other Policy Committee members present were: councilor Laura Seaver and members Nathan Bean and Renee O’Neil. Councilor Norman Belanger was excused.

2. Pledge of Allegiance – The American flag was honored through the Pledge of Allegiance.

3. Adjustments to the Agenda – Councilor READY deleted Agenda Item 5.6 Delivery of unsolicited Items Ordinance from the Agenda, as City Solicitor Keith Jacques could not be in attendance.

4. Acceptance of Minutes: *Motion by SEAVER seconded by BEAN to accept the minutes of the April 24, 2017 meeting as printed. Vote unanimous.*

5.1. Discussion/Review: Ch. 42, Motor Vehicles & Traffic/Sec. 42-90 – No Parking/Add on Dartmouth Street.

The Policy Committee reviewed the Ordinance proposal attached hereto as Item 1

Motion by SEAVER and seconded by BEAN to approve the proposed language as printed, and to forward this Order to the City Council with a recommendation for adoption. Vote unanimous.

5.2. Discussion/Review: Ch. 42, Motor Vehicles & Traffic/Sec. 42-90 – No Parking/Add on Round Hill Street.

The Policy Committee reviewed the Ordinance proposal attached hereto as Item 2

Motion by BEAN and seconded by SEAVER to approve the proposed language as printed, and to forward this Order to the City Council with a recommendation for adoption. Vote unanimous.

5.3. Discussion/Review: Ch. 42, Motor Vehicles & Traffic/Sec. 42-92 – Limited Parking/Add on Yates Street.

The Policy Committee reviewed the Ordinance proposal attached hereto as Item 3

Motion by SEAVER and seconded by BEAN to approve the proposed language as printed, and to forward this Order to the City Council with a recommendation for adoption. Vote unanimous.

5.4. Discussion/Review: Ch. 42, Motor Vehicles & Traffic/Sec. 42-99 – No Through Trucks/Edit Grayson Street.

The Policy Committee reviewed the Ordinance proposal attached hereto as Item 4

Motion by SEAYER and seconded by BEAN to approve the proposed language as printed, and to forward this Order to the City Council with a recommendation for adoption. Vote unanimous.

5.5. Discussion/Review: Ch. 2, Administration/Art. 1, Sec. 2-3 – Code of Ethics.

The Policy Committee reviewed the Ordinance proposal attached hereto as Item 5

Motion by SEAYER and seconded by ONEIL to approve the proposed language as printed, and to forward this Order to the City Council with a recommendation for adoption. Vote: SEAYER, ONEIL and BEAN in favor; READY in opposition. Motion carries.

5.5. Discussion/Review: Ch. 19 – Marijuana Cultivation and Distribution.

Code Enforcement Officer Roby Fecteau and Assistant Fire Chief Paul LaBrecque addressed the Committee in the explanation of the proposed creation of Chapter 19. Central to a lengthy discussion involved the creating and enacting of a licensing and permitting process versus simply enforcing the building codes. There was no vote for other formal taken, and it was agreed that the City Council would be asked to weigh in on the direction that the city should take.

6. Adjourn – *Motion by SEAYER and seconded by BEAN to adjourn at 8:28 p.m. Vote unanimous.*

ITEM #1



BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations, **Section 42-90 No Parking**, is amended by adding or ~~deleting~~ to read as follows:

Dartmouth Street, even-numbered side, from the intersection with Elm Street thence westerly to the intersection with May Street.

ITEM #2



BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations, **Section 42-90 No Parking**, is amended by adding or ~~deleting~~ to read as follows:

Round Hill Street, odd-numbered side, from the intersection with May Street thence northeasterly to the intersection with Dartmouth Street.

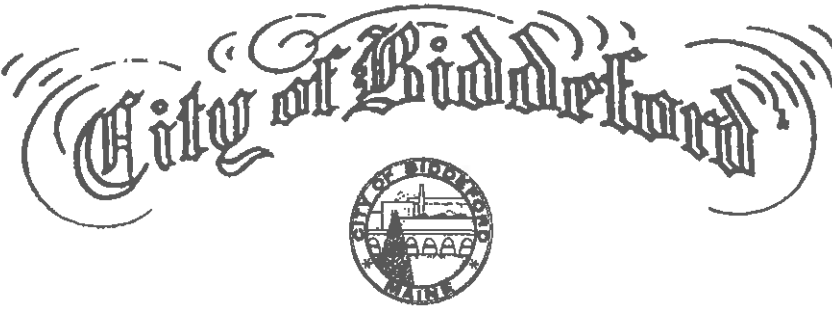
ITEM #3



BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations, **Section 42-92 Limited Parking**, is amended by adding or ~~deleting~~ to read as follows:

Yates Street, odd-numbered side, beginning at a point 552 feet northwest from the intersection with Mile Stretch Road thence northwesterly to CMP utility pole CMP 9 (entrance to Biddeford Pool Yacht Club), three (3) hours between the hours of 8:00 a.m. and 4:00 p.m. from June 15 to Labor Day of each year.

Item #4



BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations, **Section 42-99 No through trucks**, is amended by adding or deleting to read as follows:

Sec. 42-99 **No through trucks.**

(a) One-half-ton and over.

There shall be no through trucks over one and one half (1 ½) ton in size on the following streets:

Diamond Street, no trucks greater than one and one-half ton (gvwr); local deliveries only

Stone Street, no trucks greater than one and one-half ton (gvwr); local deliveries only

Summer Street, signs to be placed at Summer Street and Harrison Street and Summer Street and Birch Street

(b) Five tons and over.

There shall be no through trucks over five tons gross vehicle weight on the following streets:

Edwards Avenue

Graham Street, any part between Crescent Street and Alfred Streets

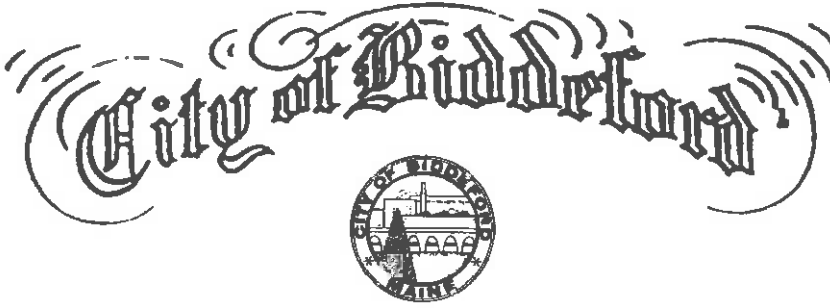
Grayson Street, any part between Elm Street and ~~Mareel Avenue~~ Hill Street

Janelle Street

Maple Avenue, any part

May Street, any part

ITEM #5



2017.56

IN BOARD OF CITY COUNCIL..MAY 16, 2017

BE IT ORDAINED, that the City Council of the City of Biddeford does hereby adopt the following Code of Ethics for all Elected and Appointed City Officials; to be included in the Code of Ordinances, **Chapter 2, Administration, Article I, Sec. 2-3 – CODE OF ETHICS**, as follows:

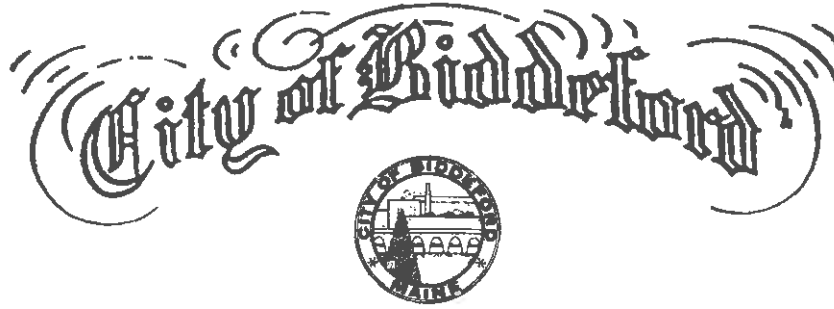
Ch. 2 – Administration, Article I – In General
Sec. 2-3 – Code of Ethics

There shall be a Code of Ethics for all Elected and Appointed Officials in and for the City of Biddeford:

- Officials shall view service to the City as an opportunity to serve the public, state and nation as the best means to promote the City of Biddeford and its citizens. We are working to make Biddeford the best place to live, work and do business.
- No member of the City Council shall be employed by the City of Biddeford or Biddeford School Department as an employee or agent, or hold any office or employment, the compensation of which is payable by the City, during the term for which the Councilor was elected.

~~Officials shall not make disparaging remarks about other City Officials or their opinions.~~

- Officials Members must maintain a courteous tone, especially in reference to any divergence of opinion and shall avoid injecting any personal note into the discussions or debate. Officials Members must never attack or make any allusion to the motives of another Official members.
- Officials shall remember at all times that ~~as an individual~~, they have no legal authority within the City outside the scope of their position, and ~~shall will~~ conduct their relationships with the City of Biddeford staff, the local citizenry, and all media communications in recognition of their authority ~~on the basis of this fact.~~



~~Officials shall recognize that their responsibility is not to operate the City, but to see that the City is well operated.~~

- Officials The members of the Council shall not interfere refrain from interference with the daily administration of City business.

~~Officials shall listen to all citizens but will refer all complaints to the proper authorities and will discuss such complaints only at a regular meeting after failure of an administrative solution.~~

- Officials shall listen to all citizens and shall will refer all complaints or concerns to the proper authorities.

~~Officials shall graciously support a decision once it has been made by a majority of the Council/Committee.~~

- Officials shall not criticize City employees publicly, but shall make such comments to the City Manager for investigation and action, if necessary.
- Officials shall make decisions only after all facts bearing on a question have been presented and discussed.

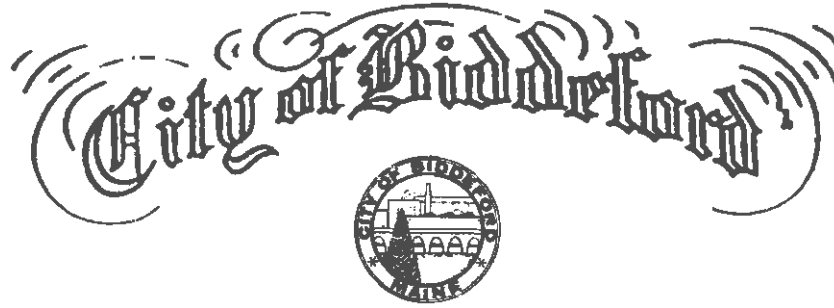
~~Officials shall refuse to make promises as to how they will vote on a matter which should properly come before the Council/Committee as a whole.~~

~~Officials shall not discuss the confidential business of the Council/Committee in their home, on the street or in their workplace; the place for such discussion is at the Council/Committee meetings.~~

- Officials shall not disclose the confidential business of the City Council/Committee to unauthorized persons

1.

~~Officials shall confine their Council/Committee action to policy making, planning or appraisal; leaving the administration of the City to the City Manager.~~



~~Officials shall endeavor at all times to see that the City has adequate financial support within the capabilities of the community and state, in order that every citizen may receive the best possible service.~~

~~Officials shall resist every temptation and outside pressure to use their position as a City Official to benefit themselves or any other individual or agency apart from the total interest of the City.~~

- No Official member shall be permitted to vote on any question in the City Council, nor in committee, whose - when his or her - private right or interests, distinct from public interest, is immediately involved.

~~Officials shall attempt to attend all meetings of the Council/Committee and, if it should become necessary to miss more than three (3) consecutive regular meetings of the Council/Committee or twenty-five percent (25%) of all meetings within any six (6) month period, will meet with the Chair of the Council/Committee and explain the nature of the reason for the absence.~~

- OfficialsEvery member shall take notice of the date and time y-and hour that meetings at which their attendance is expected are scheduled and shall punctually attend all meetings unless for good cause they are unavailable. e-which the Council-stands adjourned and shall give his or her punctual attendance accordingly; and shall attend all special meetings properly called.

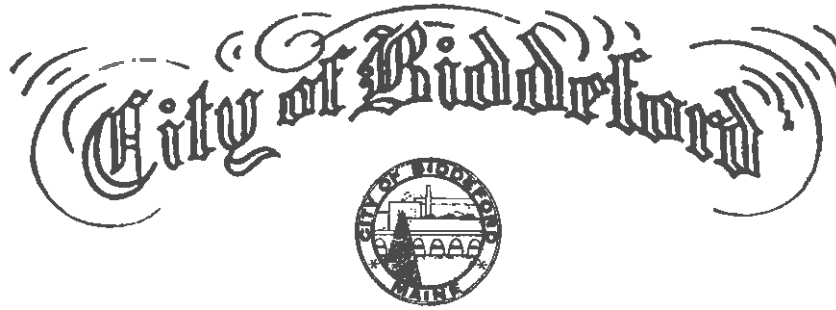
~~Officials shall abstain from individual action on those matters rightfully the authority of the Council/Committee.~~

May 16, 2017

Motion by Councilor McCurry, seconded by Councilor Mills to grant the first reading of the ordinance amendment.

Motion by Councilor McCurry to remove #2, #5 and #14.
Motion was withdrawn.

Motion by Councilor Swanton to table this ordinance amendment.
Motion was withdrawn.



Motion by Councilor Lessard, seconded by Councilor McCurry to table this ordinance and send to the Policy Committee for re-working; and bring back to the City Council at the June 6th 2017 Council Meeting.

Vote: 5/4; Councilors Seaver, Ready, Mills and Swanton opposed.

Councilors McCurry, St. Cyr, Quattrone, Belanger, Ready and Lessard in favor.

Motion to table carries.