

City of Biddeford
City Council
January 16, 2018 6:00 PM Council Chambers

- 1. Roll Call**
- 2. Pledge of Allegiance**
- 3. Adjustment(s) to Agenda**
- 4. Liquor License Consideration**
 - 4.a. Special Request for Alcohol Consumption in Shevenell Park for WinterFest 2018
[1-16-2018 WinterFest-Alcohol Consumption-Shevenell Park.pdf](#)
- 5. Consideration of Minutes:**
 - 5.a. January 2, 2018 Council Meeting Minutes
[1-02-2018 Council Meeting Minutes.docx](#)
- 6. Second Reading:**
 - 6.a. 2018.2) Amendment/Land Development Regulations/Art. V-Establishment of Zones/Density and Setback Requirements in R-2 Zone
[1-02-2018 R2 Density-ORDER.docx](#)
[1-02-2018 R2 Density-MEMO.pdf](#)
 - 6.b. 2018.3) Amendment/Land Development Regulations/Add Water Supply System to Art. II-Definitions; Art. V-Establishment of Zones; and Art. VI-Performance Standards
[1-02-2018 Water Supply System\(Essential Services\)-ORDER.docx](#)
[1-02-2018 Water Supply System\(Essential Services\)-MEMO.pdf](#)
 - 6.c. 2018.4) Amendment/Land Development Regulations/Art. XIII-Amendments, Section 3-Contract and conditional zoning/Delete Contract Zones No. 2, No. 3 and No. 5
[1-02-2018 Delete Contract Zones 2, 3, 5 - ORDER.docx](#)
[1-02-2018 Delete Contract Zones 2,3,5 - MEMO.pdf](#)
 - 6.d. 2018.5) Amendment/Land Development Regulations/Art. V-Establishment of Zones/Correct Residential Cluster Subdivisions as Conditional Uses in B-2 Zone
[1-02-2018 Correct C in B2 Zone - ORDER.docx](#)
[1-02-2018 Correct C in B2 Zone -MEMO.pdf](#)
 - 6.e. 2018.6) Amendment/Ch. 42, Motor Vehicles & Traffic/Sec. 42-59-Snow emergency parking ban/Add Water Street Municipal Parking Lot
[1-02-2018 Snow emergency parking-add Water Street Lot.doc](#)
- 7. Orders of the Day:**
 - 7.a. 2018.10) Approval/Wayfinding Signage at Robert G. Dodge and Alfred Road Business Parks/Bailey Sgns of Westbrook, Maine
[1-16-2018 Wayfinding Signage-Business Parks-ORDER.doc](#)
[1-16-2018 Wayfinding Signage-Business Parks-MEMO.docx](#)
[1-16-2018 Wayfinding Signage-Business Parks-MAP.pdf](#)
 - 7.b. 2018.11) Adoption/Moratorium Ordinance on Retail Marijuana Stores, Facilities and Social Clubs
[1-16-2018 Retail Marijuana Moratorium.doc](#)
 - 7.c. 2018.12) Authorization/Amendment to Lincoln Mill Joint Development Agreement

- [1-16-2018 Amended JDA-Lincoln Mill Development-ORDER.doc](#)
[1-16-2018 JDA Lincoln Mill-1st Amendment.doc](#)
- 7.d. 2018.13) Approval of 2018/2019 City Council Goals/Workplan
[1-16-2018 Adoption of 2018-2019 Workplan-ORDER.doc](#)
[1-16-2018 2018-2019 Goals Workplan-Final Version.docx](#)
- 8. Appointments:**
- 8.a. Rick Laverriere...Airport Commission Chair
[1-16-2018 Appt-Laverriere-Airport Comm Chair.docx](#)
- 8.b. Amy Clearwater...Downtown Development Commission
[1-16-2018 Appt-Clearwater-DDC.docx](#)
[1-16-2018 Appt-Clearwater-Comm Application.pdf](#)
- 8.c. Adam Bellefeuille...Solid Waste Management Commission
[1-16-2018 Appt-Bellefeuille-SWMC.docx](#)
[1-16-2018 Appt-Bellefeuille-Comm Application.pdf](#)
- 8.d. James Emerson...Ad Hoc Community Center Committee
[1-16-2018 Appt-Emerson-Ad Hoc Community Center Comm.docx](#)
- 9. City Manager Report**
- 10. Public Addressing the Council..(5 minute limit per speaker; 30 minute total time limit)**
- 11. Other Business**
- 11.a. For information only: City wins National Night Out Award for Bacon Street Festival and Neighborhood Efforts
[1-16-2018 National Night Out Award-for info only.pdf](#)
- 12. Council President Addressing the Council**
- 13. Mayor Addressing the Council**
- 14. Adjourn**

**WinterFest “Glace et Feu”
(Biddeford’s version of Fire & Ice)
Request to Serve Alcohol in a City Park**

Request from: Heart of Biddeford, on behalf of the WinterFest Committee and Biddeford Education Foundation

Date: Saturday, Feb. 3, 2018

Set up time: 3:30-5 p.m.

Event time: 5-7 p.m.

Break down time: 7-8 p.m.

Proposed Location: Shevenell Park

Purpose: All profits will go the Biddeford Education Foundation

Activities: Under the warmth of patio heaters, guests will enjoy live or recorded music (weather dependent), locally prepared food, socializing, and non-alcoholic beverages as well as locally crafted beer and wine (and cocktails if they are allowed by city statute) over a 2-hour period.

Ticketing: Tickets will be sold in advance online, as well as at the gate. Tickets will be limited to 100 people.

Security: Production Services of Maine will be hired to provide security at both e ends of the park, to check ID’s on all entrants, to oversee TIPS-certified servers, and to act as bouncers and be in contact with Biddeford Police Department as needed.

On-Site Contact: Delilah Poupore, director, Heart of Biddeford. 207-284-8520.
director@heartofbiddeford.org

Barricades: Barricading will occur in same manner as during the River Jam Festival’s Fringe Fest, blocking off both ends of the park. There will only be one entrance, to be located on the Main Street side. Security will ensure no one tries to enter or exit from other end of the park.

Alcohol license: To be obtained from the State by Heart of Biddeford.

Alcohol served by: Participating brewery (Banded Horn) and Uncorked Wine Bar (as well as Round Turn Distilling if cocktails are allowed by City statute). All servers will be TIPS certified.

**COUNCIL MEETING
JANUARY 2, 2018**

Mayor Casavant called the meeting to order at 6:33 p.m.

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

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

Adjustment to the Agenda:

- Add to Ad Hoc Community Center Committee Appointments: Patricia Boston

Game of Chance & Beano/Bingo Applications: **Rochambeau Club**

Motion by Councilor McCurry, seconded by Councilor St. Cyr to recommend issuance of the Game of Chance and Beano/Bingo permits to Rochambeau Club.

Vote: Unanimous.

Game of Chance Application: **Heart of Biddeford (for WinterFest 2018)**

Motion by Councilor Foley, seconded by Councilor McCurry to recommend the issuance of the Game of Chance permit to Heart of Biddeford.

Vote: Unanimous.

Consideration of Minutes: **December 12, 2017**

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

Vote: Unanimous.

Orders of the Day:

2018.1 **IN BOARD OF CITY COUNCIL..JANUARY 2, 2018**

BE IT ORDAINED by the City Council of Biddeford, Maine to amend the Code of Ordinances of the City of Biddeford as follows:

Part III (Land Development Regulations), Article III (Official Zoning Map), is amended to rezone the following parcels from B-2 to R-2:

8 Union Street (Tax Map 34, Lot 135) and 283 Elm Street (Tax Map 34, Lot 136).



Note: Following a duly noticed Public Hearing the Planning Board recommended that this approval be adopted by a 4-0 vote.

Motion by Councilor Belanger, seconded by Councilor Swanton to grant the first reading of the ordinance amendment.

Vote: Unanimous.

Motion by Councilor Belanger, seconded by Councilor Foley to suspend the rules to allow for an immediate second reading and pass the ordinance amendment as an emergency so that it goes into effect immediately in order for the nuns to move there in a timely manner.

Vote: Unanimous.

Motion by Councilor Belanger, seconded by Councilor St. Cyr to grant the second reading of the ordinance amendment.

Vote: Unanimous.

2018.2

IN BOARD OF CITY COUNCIL...JANUARY 2, 2018

BE IT ORDAINED by the City Council of Biddeford, Maine to amend the Code of Ordinances of the City of Biddeford as follows:

Part III (Land Development Regulations), Article V (Establishment of Zones), Table B (Dimensional Requirements):

Zoning District	Minimum Lot Size, Square Feet Per Unit A				Frontage			Minimum Setback, Feet**				Maximum Height	
	Water and Sewer	Water, No Sewer	Sewer, No Water	Neither Water Nor Sewer	Water and Sewer	Water or Sewer	Neither Water Nor Sewer	From Major R.O.W.	From Other R.O.W	Side	Rear	Stories	Feet
R-2, single-family	10,000 4 500	N/A	N/A	N/A	75 45	N/A	N/A	40 25	25 15	10 5	10 5	3	35
R-2,	7,500	N/A	N/A	N/A	100	N/A	N/A	40	25	10	10	3	35
R-2,	5,000	N/A	N/A	N/A	100	N/A	N/A	40	25	10	10	3	35
R-2, all	10,000	N/A	N/A	N/A	100	N/A	N/A	40	25	10	10	3	35

Motion by Councilor Belanger, seconded by Councilor Foley to grant the first reading of the ordinance amendment.
Vote: Unanimous.

2018.3

IN BOARD OF CITY COUNCIL...JANUARY 2, 2018

BE IT ORDAINED by the City Council of Biddeford, Maine to amend the Code of Ordinances of the City of Biddeford as follows:

Part III (Land Development Regulations), Article II (Definitions) as follows:

ESSENTIAL SERVICES - Gas, electrical or communication facilities; steam, fuel, electric power or water transmission or distribution lines, towers and related equipment; telephone cables or lines, poles and related equipment; gas, oil, water, slurry or other similar pipelines; municipal sewage lines, collection or supply systems; and associated storage tanks. Such systems may include towers, poles, wires, mains, drains, pipes, conduits, cables, fire alarms and police call boxes, traffic signals, hydrants and similar accessories;. In a Shoreland Zone Essential Servicesbut shall not include service drops, buildings which are necessary for the furnishing of essential services,telecommunications facilities; or small wind energy systems. Essential services shall be exempt from the dimensional requirements in Article V, Section 6A and Article V, Section 7.

WATER SUPPLY SYSTEM - The system for the collection, treatment, storage, and distribution of potable water from the source of supply to the consumer, including those buildings necessary to support the water supply system.

Part III (Land Development Regulations), Article V (Establishment of Zones), Table A (Table of Land Uses):

	Article VI Section ¹	W-3
Educational, institutional public uses		
Essential Services	27	<u>C</u>

Add “Water Supply System” as a Conditional Use (C) in all zones.

Part III (Land Development Regulations), Article VI (Performance Standards), Section 27 (Essential Services):

Section 27. Essential services and Water Supply Systems.

A. Where feasible, the installation of essential services shall be limited to existing public ways and existing service corridors.

- B.

Essential services shall require a conditional use permit from the Planning Board except that municipal essential services and essential services that are otherwise subject to review under subdivision review, site plan review, or shoreland zoning shall not require a conditional use permit.
- C.

(Reserved)^[9]
- D.

Essential services and water supply systems structures and facilities shall be sited and developed in accordance with the provisions stated in this ordinance.
- E.

All conditional use permit applications for essential services and water supply systems shall include an assessment of potential environmental and health impacts to abutting properties as a result from noise, vibrations, fumes, odor, dust, glare, hours of operation, or other causes as applicable, unless a waiver is requested by the applicant and granted by the Planning Board.

Note: Following a duly noticed Public Hearing the Planning Board recommended that this approval be adopted by a 4-0 vote.

Motion by Councilor McCurry, seconded by Councilor Swanton to grant the first reading of the ordinance amendment.
Vote: Unanimous.

2018.4

IN BOARD OF CITY COUNCIL..JANUARY 2, 2018

BE IT ORDAINED by the City Council of Biddeford, Maine to amend the Code of Ordinances of the City of Biddeford as follows:

Part III (Land Development Regulations), Article XIII (Amendments), Section 3 (Contract and conditional zoning):

~~Contract Zone No. 2: Mike Eon Associates (Map 2, portion of Lot 42). (Not implemented)~~

~~Contract Zone No. 3: High School Associates (Map 34, Lot 228). (Not implemented)~~

~~Contract Zone No. 5: Coastal Savings Bank (Map 27, Lot 95-1). (Not implemented)~~

Note: Following a duly noticed Public Hearing the Planning Board recommended that this approval be adopted by a 4-0 vote.

Motion by Councilor McCurry, seconded by Councilor Belanger to grant the first reading of the ordinance amendment.
Vote: Unanimous.

2018.5

IN BOARD OF CITY COUNCIL..JANUARY 2, 2018

BE IT ORDAINED by the City Council of Biddeford, Maine to amend the Code of Ordinances of the City of Biddeford as follows:

Part III (Land Development Regulations), Article V (Establishment of Zones), Table A (Table of Land Uses):

	Article VI Section ¹	B-2
Residential uses		
Cluster development*	18	€

Note: Following a duly noticed Public Hearing the Planning Board recommended that this approval be adopted by a 4-0 vote.

Motion by Councilor Belanger, seconded by Councilor Ready to grant the first reading of the ordinance amendment.
Vote: Unanimous.

2018.6

IN BOARD OF CITY COUNCIL..JANUARY 2, 2018

BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article III Parking, Stopping and Standing, **Section 42-59 Snow emergency parking ban** be amended by adding the following:

The following provisions shall apply during snow emergencies as declared by the director of public works:

- (1) When the director of public works deems it necessary to allow for the safe and efficient removal of snow and ice from the public ways within the city, the director may declare that a snow emergency exists. The director of public works will announce the snow emergency by notifying the local radio and television media, and request that they make periodic announcements of the parking ban. The director will state in his notice, that during the hours of the emergency, parking of motor vehicles is prohibited on any way or municipal parking lot within the jurisdiction of the city, except that the municipal parking lots at the Community Center (Myrtle Street side only), Foss Street,-Washington Street, Clifford Park, the Gas House and the Water Street parking lot are open for parking during the period of the emergency.
- (2) A vehicle parked in violation of the declared snow emergency shall be towed at the owner’s expense.
- (3) Vehicles parked in the Foss Street and Washington Street, Clifford Park, Community Center, Gas house and Water Street municipal parking lots as authorized by this section must be removed prior to 7:00 a.m. on the day of the end of the snow emergency, and these municipal parking lots may not be used until they have been cleared of snow.

Motion by Councilor McCurry, seconded by Councilor Foley to grant the first reading of the ordinance amendment.
Vote: Unanimous.

2018.7 **IN BOARD OF CITY COUNCIL..JANUARY 2, 2018**
BE IT ORDERED, that the City Council of the City of Biddeford does hereby authorize the expenditure of CDBG funds by the City Manager in the amount not to exceed \$48,000 for the development of design specifications Main Street sidewalk improvements from Adams to Elm Street. The CDBG funds will be used for engineering and design specifications (\$36,000), Surveying (\$6,000), and for Printing, advertising, bidding services, etc. (\$6,000). The Manager is authorized to seek RFQ for such services consistent with CDBG procurement services and reserves the right negotiate the final contract, in the best interests of the City and the CDBG program.

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

2018.8 **IN BOARD OF CITY COUNCIL..JANUARY 2, 2018**
BE IT ORDERED, that the City Council of the City of Biddeford does hereby approve the City Manager to sign a purchase and sale agreement to exchange 57 Pike Street for 49 Center Street, release the current right of way, and reserve approximately seven fee to Dan Adams.

Motion by Councilor Foley, seconded by Councilor Belanger to grant the order.
Vote: Unanimous.

2018.9 **IN BOARD OF CITY COUNCIL..JANUARY 2, 2018**
RESOLUTION AUTHORIZING THE CITY TO JOIN A LAWSUIT
AGAINST OPIATE DRUG COMPANIES

WHEREAS, the City Council of Biddeford, Maine, has learned to its sorrow over the last several years exactly how devastated many of its residents have become because of addictions to painkillers manufactured by drug companies; and

WHEREAS, officers working for the Biddeford Police Department, Fire Department and several other City Departments are required to respond every day to problems that arise because of addiction to painkillers; and

WHEREAS, to treat and abate the opioid epidemic, the City has needed to shift resources that could have otherwise been used for various improvements and the general betterment of the City;

WHEREAS, employees who manage social services work with many people who suffer from drug addiction to painkillers and who struggle to care for themselves; and

WHEREAS, approximately 80 percent of people who use heroin have been prescribed opiates in the past; and

WHEREAS, in 2016, 376 people died in the State of Maine from drug overdoses, and 123 of those deaths were caused by pharmaceutical opioids; and

WHEREAS, the ease with which these drugs have been obtained, as a result of drug companies’ campaign to make them readily prescribed for common aches and pains, has led many people to become addicted; and

WHEREAS, opiate drug companies have enjoyed enormous profits with the sales of opiate drugs, promoting them relentlessly among physicians and paying doctors to promote these drugs at conferences, while failing repeatedly to successfully tailor the drugs to make abuse impossible;

NOW, THEREFORE, BE IT RESOLVED, that the Biddeford City Council and Mayor hereby authorize the City Manager to engage the services of Napoli Shkolnik, PLLC and Trafton, Matzen, Belleau & Frenette, LLP on behalf of the City of Biddeford with respect to prosecution of any legal claims against manufacturers and distributors of opioids arising out of the manufacturers’ and distributors’ fraudulent and negligent marketing and distribution of opioids.

Motion by Councilor Swanton, seconded by Councilor McCurry to grant the Resolution.

Motion by Councilor McCurry, seconded by Councilor Ready to amend the Resolution to specify that any money that is awarded as a result of this lawsuit will be put towards maintaining City services that deal with opiate issues.

Vote: 2/7; Councilors Ready and McCurry in favor.

Councilors Swanton, St. Cyr, Quattrone, Foley, Belanger, Seaver and Lessard opposed.

Motion to amend fails.

Vote on Resolution: 7/2; Councilors Seaver and Ready opposed.

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

Motion carries.

Appointments:

IN BOARD OF CITY COUNCIL...JANUARY 2, 2018

ORDERED, that I, Alan M. Casavant, Mayor of the City of Biddeford, do hereby re-appoint:

**Bob Mills
10 Windsor Lane
Ward 4**

to the *Cable T.V. Committee*, for a term to expire in December 2020.

Motion by Councilor Foley, seconded by Councilor Quattrone to confirm the appointment.

Vote: Unanimous.

IN BOARD OF CITY COUNCIL...JANUARY 2, 2018

ORDERED, that I, Alan M. Casavant, Mayor of the City of Biddeford, do hereby re-appoint:

**Toni Sipka
115 Mile Stretch Road
Ward 1**

to the *Cable T.V. Committee*, for a term to expire in December 2020.

Motion by Councilor McCurry, seconded by Councilor Swanton to confirm the appointment.

Vote: Unanimous.

IN BOARD OF CITY COUNCIL...JANUARY 2, 2018

ORDERED, that I, Alan M. Casavant, Mayor of the City of Biddeford, do hereby re-appoint:

**Julian Schlaver
34 Union Street
Ward 5**

to the *Downtown Development Commission*, for a term to expire in December 2020.

Motion by Councilor Foley, seconded by Councilor McCurry to confirm the appointment.
Vote: Unanimous.

IN BOARD OF CITY COUNCIL...JANUARY 2, 2018

ORDERED, that I, Alan M. Casavant, Mayor of the City of Biddeford, do hereby re-appoint:

**Nathan Bean
39 Union Street
Ward 5**

to the *Policy Committee*, for a term to expire in December 2019.

Motion by Councilor Ready, seconded by Councilor Foley to confirm the appointment.
Vote: Unanimous.

IN BOARD OF CITY COUNCIL...JANUARY 2, 2018

ORDERED, that I, Alan M. Casavant, Mayor of the City of Biddeford, do hereby appoint:

**Alan Dutremble
Joseph McKenney
Dominic Deschambault
Victoria Foley
Patricia Boston**

to the *Ad Hoc Community Center Committee*.

Motion by Councilor Swanton, seconded by Councilor McCurry to confirm the appointment.
Vote: Unanimous.

City Manager Report:

City Manager, James Bennett made a couple of comments:

- 1) He thanked those City Employees who worked over the Christmas and New Year’s holiday weekends; especially the efforts during the snowstorm on Christmas Day.
- 2) He informed the Council that City Staff will begin working on the FY19 Budget starting tomorrow.

Public Addressing the Council...(5 minute limit per speaker; 30 minute total time limit):
There were no public comments.

Other Business:

Councilor Lessard: asked that, in light of the predicted blizzard conditions for this coming Thursday, if the Council Workshop scheduled for that night might be rescheduled.

Councilor Lessard would like to see the City take a more proactive approach to dealing with the opiate issue in our community by putting policy into place sooner rather than later.

Councilor Lessard also thanked City Staff who worked the extra hours during the snowstorm on Christmas Day.

Councilor Quattrone: thanked the volunteers who maintained the Christmas lights in the downtown over the past couple months. He truly appreciates all the time and effort that went into keeping the lights lit during the holiday season.

Councilor Swanton: reminded folks that the Planning Board is meeting tomorrow night, January 3rd and will be discussing a new General Development Shoreland Zone for the University of New England along the Saco River which would provide for a 75’ structure setback and alternate Land Uses than are currently available in the Limited Residential Shoreland Zone.

Councilor McCurry asked if this is an item that will eventually be brought to the City Council for consideration, and the answer is yes.

Councilor Foley: in addition to echoing the City Manager’s thanks to City Staff who worked during the holiday weekends, she also especially thanked the Public Works crews for keeping the streets clear so that folks could travel on Christmas Day; as well as for extending the time out for the parking ban.

Councilor Foley reminded folks that WinterFest is coming up next month during the first weekend in February.

Council President Addressing the Council: Councilor McCurry thanked Public Works Director, Guy Casavant for all his dedicated years of service to the City and wished him the best in his retirement.

Councilor McCurry wished everyone a Happy New Year and he looks forward to working towards accomplishing a lot in 2018.

Mayor Addressing the Council: Mayor Casavant noted that a definitive call will be made about this Thursday’s Workshop after weather conditions have been reviewed tomorrow.

Mayor Casavant thanked Councilor Quattrone for recognizing the volunteers who kept the downtown Christmas lights lit during the holiday season; and he extended his own thanks.

Mayor Casavant reiterated Councilor Foley’s reminder that WinterFest is coming fast and he hopes that folks are planning to attend.

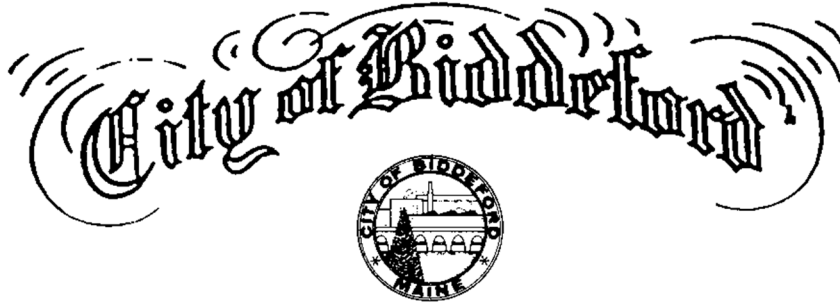
Lastly, Mayor Casavant noted the historical memory that Guy Casavant takes with him as he retires from his position with the City; and that the City is fortunate enough to have many other City Staff with some of that same historical memory.

Executive Session: 1 MRSA 405(6)(E)...Consultation with City Solicitor
Motion by Councilor McCurry, seconded by Councilor Foley to move into Executive Session.
Vote: Unanimous. Time: 7:07 p.m.

Motion by Councilor Ready, seconded by Councilor Quattrone to move out of Executive Session.
Vote: Unanimous. Time: 7:50 p.m.

Motion by Councilor Ready, seconded by Councilor Quattrone to adjourn.
Vote: Unanimous. Time: 7:50 p.m.

Attest by: _____
Carmen J. Morris, City Clerk



2018.2

IN BOARD OF CITY COUNCIL...JANUARY 2, 2018

BE IT ORDAINED by the City Council of Biddeford, Maine to amend the Code of Ordinances of the City of Biddeford as follows:

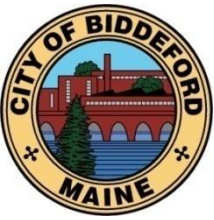
Part III (Land Development Regulations), Article V (Establishment of Zones), Table B (Dimensional Requirements):

Zoning District	Minimum Lot Size, Square Feet Per Unit A				Frontage			Minimum Setback, Feet**				Maximum Heights+	
	Water and Sewer	Water, No Sewer	Sewer, No Water	Neither Water Nor Sewer	Water and Sewer	Water or Sewer	Neither Water Nor Sewer	From Major R.O.W.	From Other R.O.W	Side	Rear	Stories	Feet
R-2, single family	10,000 4,500	N/A	N/A	N/A	75 45	N/A	N/A	40 25	25 15	10 5	10 5	3	35
R-2, duplex	7,500	N/A	N/A	N/A	100	N/A	N/A	40	25	10	10	3	35
R-2, multifamily	5,000	N/A	N/A	N/A	100	N/A	N/A	40	25	10	10	3	35
R-2, all other	10,000	N/A	N/A	N/A	100	N/A	N/A	40	25	10	10	3	35

January 2, 2018

Motion by Councilor Belanger, seconded by Councilor Foley to grant the first reading of the ordinance amendment.

Vote: Unanimous.



CITY OF BIDDEFORD

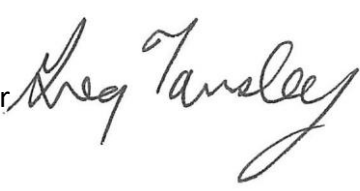
PLANNING DEPARTMENT

Greg D. Tansley, AICP
205 Main Street
PO Box 586
Biddeford, ME 04005
(207) 284-9115

Greg.Tansley@biddefordmaine.org

MEMORANDUM

To: Mayor Casavant
Council President McCurry & Members of City Council
J. Bennett, City Manager

From: Greg Tansley, AICP, City Planner 

Date: December 14, 2017

Re: Proposed Amendments related to reducing density and setback requirements in the R-2 Zone

On November 9, 2017 the City Council requested that the Planning Board hold a Public Hearing and make a recommendation back to the City Council about the proposed amendment to reduce the lot size and setback requirements in the R-2 Zone. The only concern raised by one Board Member (Mr. Fleurent) was related to the side setbacks being only 5' which I believe was the reason for his dissenting vote.

However, 5' setbacks ensures 10' separation of buildings which seems reasonable in a built-up urban area such as the R-2. Further, if a lot were 45' x 100' (4,500 SF) a 5' setback provides for a 35' building window. If the side setbacks were increased to 10', however, the building window becomes only 25' which is not much to work with on a narrow lot (i.e., creates an unreasonable building window).

The Planning Board held the Public Hearing on December 6, 2017 and by a vote of 3-1 recommended the Ordinance Amendments to pass at the City Council.

Please let me know if you have any questions about this item before the January 2, 2018 City Council meeting.

Cc: File



2018.3 **IN BOARD OF CITY COUNCIL..JANUARY 2, 2018**
BE IT ORDAINED by the City Council of Biddeford, Maine to amend the Code of Ordinances of the City of Biddeford as follows:

Part III (Land Development Regulations), Article II (Definitions) as follows:

ESSENTIAL SERVICES - Gas, electrical or communication facilities; steam, fuel, electric power or water transmission or distribution lines, towers and related equipment; telephone cables or lines, poles and related equipment; gas, oil, water, slurry or other similar pipelines; municipal sewage lines, collection or supply systems; and associated storage tanks. Such systems may include towers, poles, wires, mains, drains, pipes, conduits, cables, fire alarms and police call boxes, traffic signals, hydrants and similar accessories. In a Shoreland Zone Essential Services but shall not include service drops, buildings which are necessary for the furnishing of essential services, telecommunications facilities; or small wind energy systems. Essential services shall be exempt from the dimensional requirements in Article V, Section 6A and Article V, Section 7.

WATER SUPPLY SYSTEM - The system for the collection, treatment, storage, and distribution of potable water from the source of supply to the consumer, including those buildings necessary to support the water supply system.

Part III (Land Development Regulations), Article V (Establishment of Zones), Table A (Table of Land Uses):

	Article VI Section¹	W-3
Educational, institutional public uses		
Essential Services	27	<u>C</u>

Add "Water Supply System" as a Conditional Use (C) in all zones.

**Part III (Land Development Regulations), Article VI (Performance Standards),
Section 27 (Essential Services):**

Section 27. Essential services and Water Supply Systems. [Ord. No. 2008.79, 10-21-2008]

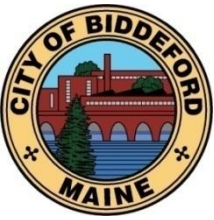
- A. Where feasible, the installation of essential services shall be limited to existing public ways and existing service corridors.
- B. ~~Essential services shall require a conditional use permit from the Planning Board except that municipal essential services and essential services that are otherwise subject to review under subdivision review, site plan review, or shoreland zoning shall not require a conditional use permit.~~
- C. (Reserved)^[9]
- D. Essential services and water supply systems structures and facilities shall be sited and developed in accordance with the provisions stated in this ordinance.
- E. All conditional use permit applications for essential services and water supply systems shall include an assessment of potential environmental and health impacts to abutting properties as a result from noise, vibrations, fumes, odor, dust, glare, hours of operation, or other causes as applicable, unless a waiver is requested by the applicant and granted by the Planning Board.

Note: Following a duly noticed Public Hearing the Planning Board recommended that this approval be adopted by a 4-0 vote.

January 2, 2018

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

Vote: Unanimous.



CITY OF BIDDEFORD

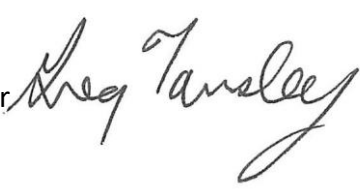
PLANNING DEPARTMENT

Greg D. Tansley, AICP
205 Main Street
PO Box 586
Biddeford, ME 04005
(207) 284-9115

Greg.Tansley@biddefordmaine.org

MEMORANDUM

To: Mayor Casavant
Council President McCurry & Members of City Council
J. Bennett, City Manager

From: Greg Tansley, AICP, City Planner 

Date: December 14, 2017

Re: Proposed Amendments related to Water Supply Systems and Essential Services

This Ordinance Amendment came about following discussion with *Maine Water Company* regarding its plans to construct a new Water Treatment Facility off South Street in Biddeford. Based on a review of the definition of "Essential Services", a Water Treatment Facility does not fall under that definition. We cannot amend the definition since doing so would not be consistent with the definition permitted by the State in Shoreland Zoning.

As such, Staff recommend adding a new definition for "Water Supply System" and allowing it as a Conditional Use (C) in all zones subject to the Performance Standards currently in existence for Essential Services. We also recommend amending the Ordinance to correct and error related to allowing Essential Services as a Conditional Use in the W-3 Zone which appears to have been an omission.

The Planning Board held the Public Hearing on December 6, 2017 and unanimously recommended the Ordinance Amendments to pass at the City Council.

Please let me know if you have any questions about this item before the January 2, 2018 City Council meeting.

Cc: File



2018.4

IN BOARD OF CITY COUNCIL..JANUARY 2, 2018

BE IT ORDAINED by the City Council of Biddeford, Maine to amend the Code of Ordinances of the City of Biddeford as follows:

Part III (Land Development Regulations), Article XIII (Amendments), Section 3 (Contract and conditional zoning):

~~Contract Zone No. 2: Mike Eon Associates (Map 2, portion of Lot 42). (Not implemented)~~

~~Contract Zone No. 3: High School Associates (Map 34, Lot 228). (Not implemented)~~

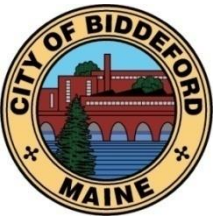
~~Contract Zone No. 5: Coastal Savings Bank (Map 27, Lot 95-1). (Not implemented)~~

Note: Following a duly noticed Public Hearing the Planning Board recommended that this approval be adopted by a 4-0 vote.

January 2, 2018

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

Vote: Unanimous.



CITY OF BIDDEFORD

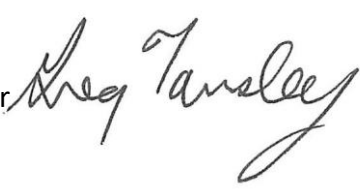
PLANNING DEPARTMENT

Greg D. Tansley, AICP
205 Main Street
PO Box 586
Biddeford, ME 04005
(207) 284-9115

Greg.Tansley@biddefordmaine.org

MEMORANDUM

To: Mayor Casavant
Council President McCurry & Members of City Council
J. Bennett, City Manager

From: Greg Tansley, AICP, City Planner 

Date: December 14, 2017

Re: Proposed Amendment to Delete Contract Zones 2, 3, and 5

Contract Zones 2, 3, and 5 were never implemented. This amendment simply cleans up the Ordinance to reflect that. The parcels on which contract Zones 3 (J Richard Martin Community Center) and 5 (McArthur Home for the Aged at 350 Elm Street) have since been put to other uses. Contract Zone 2 was put forward by Mike Eon Associates but never carried through with. Mike Eon spoke at the Public Hearing and has no issues with deleting its reference from the Ordinance.

The Planning Board held the Public Hearing on December 6, 2017 and unanimously recommended the Ordinance Amendments to pass at the City Council.

Please let me know if you have any questions about this item before the January 2, 2018 City Council meeting.

Cc: File



2018.5

IN BOARD OF CITY COUNCIL..JANUARY 2, 2018

BE IT ORDAINED by the City Council of Biddeford, Maine to amend the Code of Ordinances of the City of Biddeford as follows:

Part III (Land Development Regulations), Article V (Establishment of Zones), Table A (Table of Land Uses):

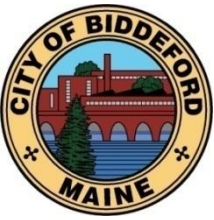
	Article VI Section ¹	B-2
Residential uses		
Cluster development*	18	€

Note: Following a duly noticed Public Hearing the Planning Board recommended that this approval be adopted by a 4-0 vote.

January 2, 2018

Motion by Councilor Belanger, seconded by Councilor Ready to grant the first reading of the ordinance amendment.

Vote: Unanimous.



CITY OF BIDDEFORD

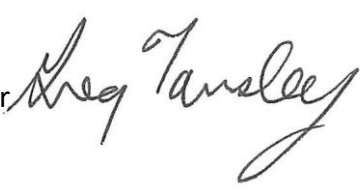
PLANNING DEPARTMENT

Greg D. Tansley, AICP
205 Main Street
PO Box 586
Biddeford, ME 04005
(207) 284-9115

Greg.Tansley@biddefordmaine.org

MEMORANDUM

To: Mayor Casavant
Council President McCurry & Members of City Council
J. Bennett, City Manager

From: Greg Tansley, AICP, City Planner 

Date: December 14, 2017

Re: Proposed Amendment to Correct Residential Cluster Subdivisions as Conditional Uses in the B2 Zone

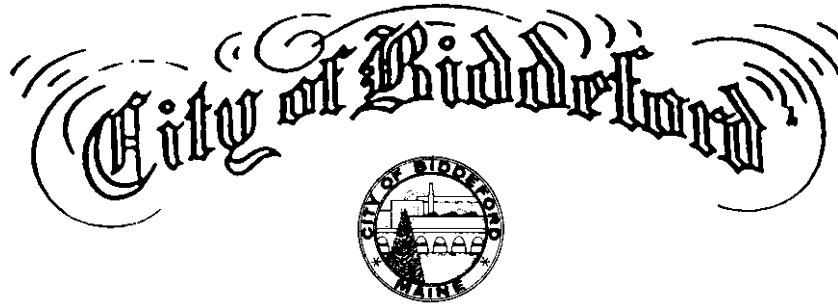
The proposed change corrects an apparent error in the Table of Land Uses that came about from a Zoning Amendment in 2000 related to the Rural-Farm Zone. This was an apparent error since by definition residential uses are not permitted in the B-2 Zones:

Land Development Regulations, Article V, Section 2: "B-2: These are highway-oriented commercial areas. Residential development is prohibited from this zone."

The Planning Board held the Public Hearing on December 6, 2017 and unanimously recommended the Ordinance Amendments to pass at the City Council.

Please let me know if you have any questions about this item before the January 2, 2018 City Council meeting.

Cc: File



2018.6 IN BOARD OF CITY COUNCIL...JANUARY 2, 2018

BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article III Parking, Stopping and Standing, **Section 42-59 Snow emergency parking ban** be amended by adding the following:

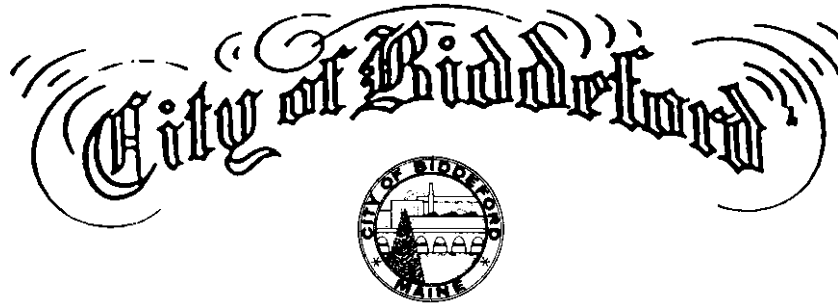
The following provisions shall apply during snow emergencies as declared by the director of public works:

- (1) When the director of public works deems it necessary to allow for the safe and efficient removal of snow and ice from the public ways within the city, the director may declare that a snow emergency exists. The director of public works will announce the snow emergency by notifying the local radio and television media, and request that they make periodic announcements of the parking ban. The director will state in his notice, that during the hours of the emergency, parking of motor vehicles is prohibited on any way or municipal parking lot within the jurisdiction of the city, except that the municipal parking lots at the Community Center (Myrtle Street side only), Foss Street, Washington Street, Clifford Park, the Gas House and the Water Street parking lot are open for parking during the period of the emergency.
- (2) A vehicle parked in violation of the declared snow emergency shall be towed at the owner's expense.
- (3) Vehicles parked in the Foss Street and Washington Street, Clifford Park, Community Center, Gas house and Water Street municipal parking lots as authorized by this section must be removed prior to 7:00 a.m. on the day of the end of the snow emergency, and these municipal parking lots may not be used until they have been cleared of snow.

January 2, 2018

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

Vote: Unanimous.



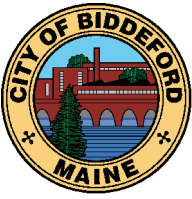
2018.10

IN BOARD OF CITY COUNCIL...JANUARY 16, 2018

BE IT ORDERED, that the City Council of the City of Biddeford does hereby approve the award of a contract for wayfinding signage for the Robert G. Dodge and Alfred Road Business Parks to Bailey Signs of Westbrook, Maine in an amount not to exceed **\$39,925.00**, with funds coming out of the *Industrial Park Fund*.

NOTE: This item was reviewed and recommended by the Economic Improvement Commission.

City of Biddeford, Maine



MEMORANDUM

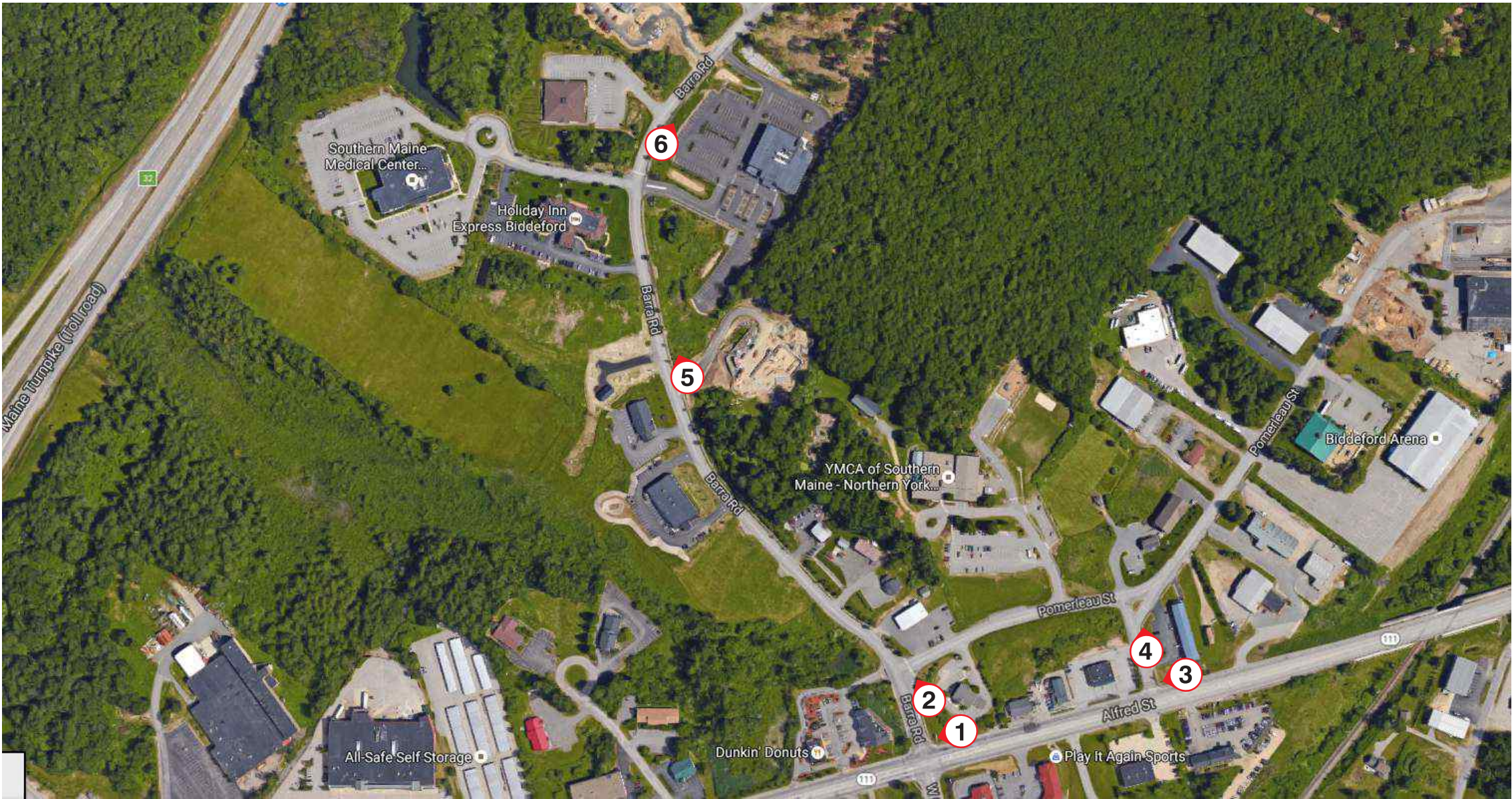
TO:	Honorable Mayor Casavant Honorable City Council James A. Bennett, City Manager
FROM:	Brad Favreau, Economic Development Coordinator
DATE:	January 10, 2018
RE:	Wayfinding Signage for Robert G. Dodge and Alfred Road Business Parks

Last year the Economic Improvement Commission (EIC) hired Dietz Associates of Kennebunk to recommend a wayfinding plan for the Robert G. Dodge Business Park and the Alfred Road Business Park. This report was funded by Southern Maine Health Care, as they had found that their patients often had some difficulty locating the proper building for medical appointments. The Alfred Road Business Park was included in the plan because of its proximity to Robert G. Dodge Business Park, and because the YMCA of Southern Maine, a sought-after destination along Route 111 is accessible from the entrances to both parks, and yet itself somewhat difficult to locate.

The plan consists of the upgrading of the existing monument sign at the entrance to the Robert G. Dodge Business Park plus five all-new signs to ease wayfinding of the businesses and organizations along Barra Road, Pomerleau Street and Arena Drive. The existing sign at the entrance to Alfred Road Business Park is in poor condition and badly in need of replacement.

The EIC reviewed bids that were submitted in response to the RFB posted in December 2017, and has recommended that the contract for this project be awarded to Bailey Signs of Westbrook, Maine. Bailey has fabricated and installed signs for state, regional, and national businesses, and as the lowest bidder, will provide excellent value to our modernization efforts. The bid submitted by Bailey totals **\$39,925.00**. Currently, **the balance of the Industrial Park Fund account is \$291,178.00**.

A pictorial summary of the project is attached here.



SIGN LOCATION PLAN
SCALE: 1"=300'±

ROBERT G.

DODGE

BARRA ROAD

BUSINESS PARK

Holiday Inn
Express

Southern Maine
Health Care
MaineHealth

SMHC PHYSICIANS

BOLDUC EYE CARE

SAM L. COHEN CENTER

COMMUNITY DENTAL

SEACOAST MEDICAL CARE

DERMATOLOGY ASSOCIATES

YMCA OF SOUTHERN MAINE

MAINE BEHAVIORAL HEALTHCARE

YORK COUNTY DIALYSIS

MARTIN'S POINT HEALTHCARE

↑ ROBERT G. DODGE BUSINESS PARK

→ ALFRED ROAD BUSINESS PARK

↑ BARRA RD.

↑ HEALTHCARE DR.

↑ SPRINGBROOK DR.

→ POMERLEAU ST.

→ YMCA OF SO. MAINE

ARENA DRIVE

ALFRED ROAD

BUSINESS PARK

YMCA OF SO. MAINE / BIDDEFORD ICE ARENA →

POMERLEAU STREET

ALFRED ROAD

→ BUSINESS PARK

← ROBERT G. DODGE BUSINESS PARK

← BARRA RD.

← YMCA OF SO. MAINE

→ BIDDEFORD ICE ARENA

↑ 7 POMERLEAU ST.

→ 6, 8-26 POMERLEAU ST.

BARRA ROAD

DODGE

BUSINESS PARK

↑ 37-61 BARRA RD.

↙ HEALTHCARE DR.

↑ SPRINGBROOK DR.

↑ EASTERN TRAIL

BARRA ROAD

DODGE

BUSINESS PARK

← SPRINGBROOK DR.

← EASTERN TRAIL

1

2

3

4

5

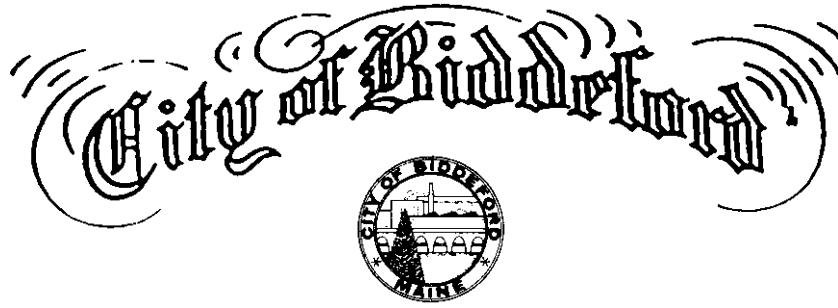
6

PRESENTATION

ROBERT G. DODGE
BUSINESS PARK
3657.1

LOCATION:	BARRA RD.
	BIDDEFORD, ME
DRAWING NO.:	7 OF 7
DRAWN BY:	DS REP: MM
DATE:	12.12.2017
QUOTE:	NONE
GEN REF.:	
PAGE 7 Revised 1/9/18 Bailey Sign Incorporated	

24



2018.11

IN BOARD OF CITY COUNCIL..JANUARY 16, 2018

**MORATORIUM ORDINANCE ON RETAIL MARIJUANA STORES,
FACILITIES, AND SOCIAL CLUBS**

BE IT ORDAINED, that the City of Biddeford, Maine hereby adopts the following Moratorium Ordinance on retail marijuana stores, facilities, and social clubs:

WHEREAS, a ballot initiative to legalize, regulate and tax marijuana for non-medicinal purposes known as the “Marijuana Legalization Act,” proposed to be codified in the Maine Revised Statutes in Title 7, Chapter 417, was approved by referendum vote at a State-wide referendum election on November 8, 2016 (the “proposed Act”); and

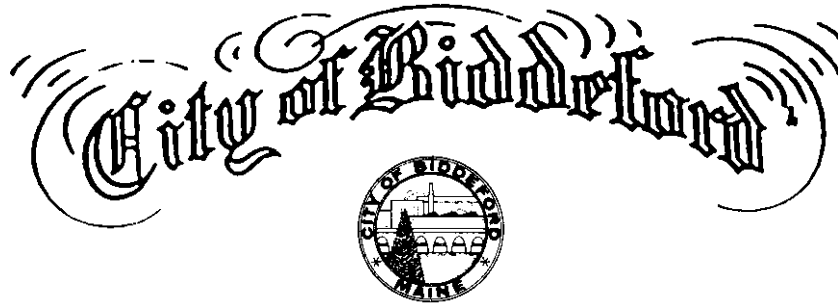
WHEREAS, the proposed Act authorizes municipalities to regulate the number of retail marijuana stores and the location and operation of retail marijuana social clubs and retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities, as those terms are defined in the proposed Act, as well as providing the option to prohibit the operation of retail marijuana social clubs and retail marijuana establishments, including stores, cultivation facilities, manufacturing facilities and testing facilities, within their jurisdiction; and

WHEREAS, the proposed Act will not limit the privileges or rights afforded by the Maine Medical Use of Marijuana Act (22 M.R.S.A. §§ 2421 – 2430-B) to qualifying patients, primary caregivers, or registered dispensaries, including cultivation facilities associated with any of those classifications; and

WHEREAS, the Maine House and Senate currently is debating a legislative rewrite of the proposed Act and has implemented a State-wide moratorium postponing commercial licensing, cultivation and sales of marijuana until February 2018; and

WHEREAS, the City’s current Code of Ordinances does not include any regulations related to retail marijuana establishments or retail marijuana social clubs under the proposed Act; and

WHEREAS, the unregulated location and operation of retail marijuana establishments and retail marijuana social clubs within the City of Biddeford raises legitimate and substantial questions about the impact of such establishments and social clubs on the City, including questions about the compatibility of retail marijuana



establishments and social clubs with existing uses and development in residential, commercial and industrial zoning districts; the potential adverse health and safety effects of retail marijuana establishments and social clubs on the community if not properly regulated; the possibility of illicit sale and use of marijuana and marijuana products to minors and misuse of marijuana and marijuana products by those who would abuse the uses authorized under the new law; potential criminal activity associated with the cultivation, manufacturing, sale and use of marijuana and marijuana products for non-medicinal purposes and the potential increased burden on the City's Police Department and Fire Rescue Department; and the adequacy of the City's streets and infrastructure to accommodate the additional traffic and/or population that may result from the presence of retail marijuana establishments or social clubs; and

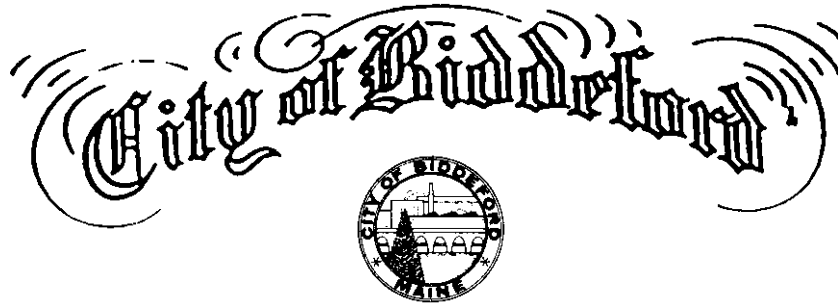
WHEREAS, the possible effect of the location and operation of retail marijuana establishments and/or retail marijuana social clubs within the City has potentially serious implications for the health, safety and welfare of the City and its residents; and

WHEREAS, the City needs time to review the final Marijuana Legalization Act which is implemented by the Maine legislature and to review its own Code of Ordinances to determine the implications of future proposed retail marijuana establishments and/or social clubs to develop reasonable ordinances governing the location and operations of such establishments and social clubs to address the concerns cited above; and

WHEREAS, the City's current ordinances are insufficient to prevent serious public harm that could be caused by the unregulated development of retail marijuana establishments and social clubs and other uses authorized by the proposed Act and any legislative rewrite of the Act, thereby necessitating a moratorium; and

WHEREAS, the City Council, the Administration and the Planning Board, with the professional advice and assistance of the Police Department, shall study the City's current Code of Ordinances to determine the land use and other regulatory implications of retail marijuana establishments and social clubs and consider what locations, if any, and conditions of approval, if any, might be appropriate for such uses; and

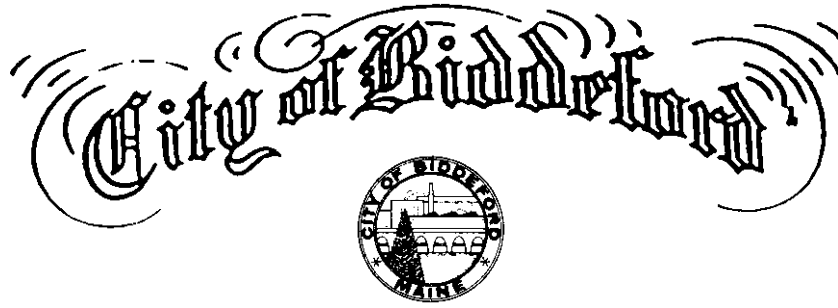
WHEREAS, a moratorium is necessary to prevent an overburdening of public facilities that is reasonably foreseeable as the result of retail marijuana establishments and social clubs and other uses authorized by the proposed Act and any legislative rewrite of the Marijuana Legalization Act, being located in the City; and



WHEREAS, it is anticipated that such a study, review, and development of recommended ordinance changes will take at least one hundred and eighty (180) days from the date the City enacts this Moratorium Ordinance on Retail Marijuana Establishments and Retail Marijuana Social Clubs;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Biddeford, that the following Moratorium Ordinance on Retail Marijuana Establishments and Retail Marijuana Social Clubs be, and hereby is, enacted, and, in furtherance thereof, the City Council does hereby declare a moratorium on the location, operation or licensing of any retail marijuana social clubs and any retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities, within the City. This Moratorium Ordinance shall take effect, once enacted by the City Council, in accordance with the provisions of the City Charter and Code of Ordinances (the “implementation date”). The moratorium shall remain in effect for one hundred and eighty (180) days from the date of the implementation of this Ordinance, unless extended, repealed, or modified by the City Council, for the express purpose of drafting an amendment or amendments to the City’s current Code of Ordinances to protect the public from health and safety risks including, but not limited to, compatibility of retail marijuana establishments and social clubs with existing and permitted uses in residential, commercial and industrial zoning districts; the correlation of retail marijuana establishments and social clubs with medical marijuana cultivation facilities and dispensaries, all as defined in the proposed Act as may be amended, the potential adverse health and safety effects of retail marijuana establishments and social clubs on the community if not properly regulated; the possibility of illicit sale and use of marijuana and marijuana products to minors and misuse of marijuana and marijuana products by those who would abuse the uses authorized under the new law; criminal activity associated with the cultivation, manufacturing, sale and use of marijuana and marijuana products for non-medicinal purposes and the potential increased burden on the public safety agencies serving the City in responding to the same; and the adequacy of the City’s infrastructure to accommodate the additional traffic and/or population that may result from the presence of retail marijuana establishments or social clubs in the City.

BE IT FURTHER ORDAINED, that this Ordinance shall apply to retail marijuana social clubs and retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities, as those terms currently are defined in the proposed Act, at 7 M.R.S. §§ 2442 (36), (38), (39), (40) (41), as may be amended by the



Maine legislature, that may be proposed to be located within the City on or after the implementation date of this Ordinance; and

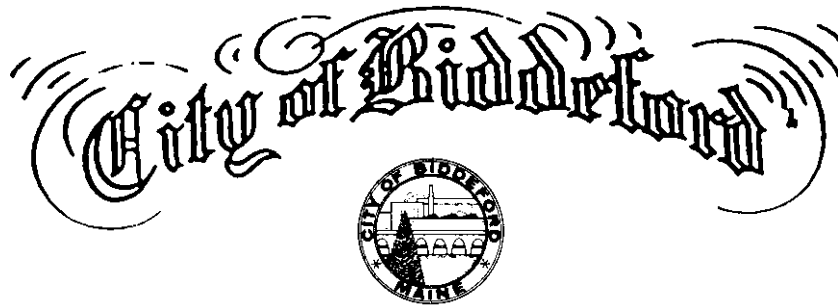
BE IT FURTHER ORDAINED, that notwithstanding the provisions of 1 M.R.S. § 302 or any other law to the contrary, this Ordinance, when enacted, shall govern any proposed retail marijuana establishments or social clubs for which an application for a building permit, Certificate of Occupancy, site plan or any other required approval has not been submitted to and granted final approval by the Code Enforcement Officer, Planning Board or other City official or board prior to the implementation date of this Ordinance; and

BE IT FURTHER ORDAINED, that no person or organization shall develop or operate a retail marijuana establishment or social club within the City on or after the implementation date of this Ordinance without complying with whatever ordinance amendment or amendments the City Council may enact as a result of this Moratorium Ordinance; and

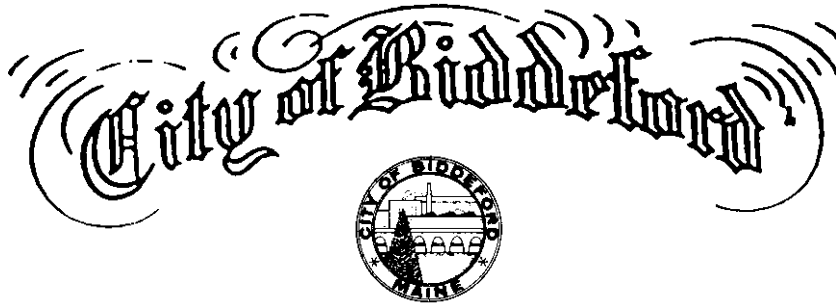
BE IT FURTHER ORDAINED, that during the time this Moratorium Ordinance is in effect, no officer, official, employee, office, administrative board or agency of the City shall accept, process, approve, deny, or in any other way act upon any application for a license, building permit or any other type of land use approval or permit and/or any other permits or licenses related to a retail marijuana establishment or retail marijuana social club; and

BE IT FURTHER ORDAINED, that those provisions of the City's current Code of Ordinances that are inconsistent or conflicting with the provisions of this Ordinance, are hereby repealed to the extent that they are applicable for the duration of the moratorium hereby ordained, and as it may be extended as permitted by law, but not otherwise; and

BE IT FURTHER ORDAINED, that if retail marijuana establishments or retail marijuana social clubs are established in violation of this Ordinance, each day of any continuing violation shall constitute a separate violation of this Ordinance, and the City shall be entitled to all rights available to it in law and equity, including, but not limited to, fines and penalties, injunctive relief, and its reasonable attorney's fees and costs in prosecuting any such violations; and



BE IT FURTHER ORDAINED, that should any section or provision of this Ordinance be declared by any court of competent jurisdiction to be invalid, such a declaration shall not invalidate any other section or provision.



2018.12

IN BOARD OF CITY COUNCIL...JANUARY 16, 2018

BE IT ORDERED, that the City Council of the City of Biddeford does hereby authorize the City Manager to sign and execute an amended Joint Development Agreement for the Lincoln Mill development.

JOINT DEVELOPMENT AGREEMENT

This Joint Development Agreement (“Agreement” or “JDA”), dated September ____, 2017 is executed by **LHL HOLDINGS, LLC (“LHL”)** (or its assigns, as the case may be) and **CITY OF BIDDEFORD, MAINE (“City”)**. LHL and the City are referred to individually as a “Party” and collectively as the “Parties.”

RECITALS

WHEREAS, the City has clearly established by policy, through such documents as the comprehensive plan, the downtown master plan and others, that redevelopment of the Lincoln Mill is a high priority for redevelopment;

WHEREAS, the downtown is made up of multiple private property owners that individually cannot alter the underlying market conditions that contribute to the economic disinvestment in the area;

WHEREAS, LHL seeks to become a major anchor in the downtown with hotel, hotel amenities and market rate residential development on the Lincoln Mill site (“Project”);

WHEREAS, LHL is a company that believes in finding new solutions to problems;

WHEREAS, all major mill redevelopment in the downtowns of Saco and BIDDEFORD have required various forms of public economic support; and

WHEREAS, it is in the interest of all BIDDEFORD citizens that the City work cooperatively towards preservation of the mills and to solving the challenges of that effort.

NOW, THEREFORE, in consideration of the promises and mutual agreements contained herein and other consideration, the receipt and sufficiency of which is hereby acknowledged, and intending to be legally bound hereby, the Parties agree as follows:

ARTICLE I

[Reserved]

ARTICLE II

COMMITMENTS

1. LHL Commitments:

- a) LHL will commit to redevelop the former Lincoln Mill site into a boutique hotel with amenities and market rate rental apartments. The Project will include at least ninety (90) high-end market rate apartments, a boutique hotel with commensurate amenities, and commercial space designed for restaurant and bar, fitness center, rooftop pool, office use, and other commercial uses.

- b) LHL will invest tens of millions of dollars into the Project; currently estimated to exceed Forty Million Dollars (\$40,000,000.00) in order to complete the Project as approved.
- c) LHL will apply for any/all approvals (permit) modifications issued by the City by November 15, 2017, including seeking Planning Board modifications in October 2017.
- d) LHL will proceed with the Project in earnest no later than December 31, 2017 as demonstrated by acquiring all of the necessary building permits for the Project.
- e) Within thirty (30) days of the approval of this Agreement, LHL will have started in earnest on the Project. Compliance with this section shall be demonstrated by the physical presence of workers on the site in such a way that the average person would conclude the same.
- f) LHL will formalize the involvement of Chinburg Builders, Inc (or a subsidiary) as part of the development team.
- g) LHL shall make available to the City Attorney for review a letter or opinion of reasonableness when received as part of LHL's historic tax credit investment.

2. City Commitments:

- a) City will make the following public improvements in the area (subject to the expected funding):
 - i. Repair the retaining wall along Lincoln St.
 - ii. Make (or have made) road improvements on Main St.
 - iii. Make road improvements on Lincoln St.
 - iv. Make modifications at the Lincoln, Adam and Main St. intersection
 - v. Rebuild the sidewalks on Lincoln St
- b) The City will amend the ground lease agreement dated June 12, 2015 by modifying the dates in order to accommodate the new construction schedule. The significant business terms in the agreement will not change unless both Parties agree.
- c) City will actively work with LHL, and assist it as needed, during the permit modification and construction period.

- d) City will provide a Credit Enhancement to LHL in the amount of seven hundred fifty thousand (\$750,000.00). The amount will be paid in five (5) annual increments of one hundred fifty thousand (\$150,000.00) beginning during the City's first fiscal year following the substantial completion of the Project. The City shall make the annual incremental payments to LHL within 30 days following each tax payment date or the date payment is actually received by the City from LHL, whichever is later.

ARTICLE III LIMIT OF LIABILITY

Notwithstanding any other provision of this Agreement, in no event shall the Parties or any of their Affiliates, by reason of any of their respective acts or omissions relating to the development, negotiation, design, financing, ownership, construction, operation or maintenance of the Project, or relation to any of their obligations under this Agreement, be liable whether in contract, tort, misrepresentation, warranty, negligence, strict liability, or otherwise for any special, indirect, or consequential damages arising out of or in connection with this Agreement, or the performance, non-performance or breach thereof.

ARTICLE IV INDEMNIFICATION

Each Party shall indemnify, defend, and hold harmless the other Party and its agents, servants, officers, directors, employees and Affiliates from and against any loss, cost, liability, claim, damage, expense (including, without limitation, all out-of-pocket expenses, reasonable attorneys' and paralegal fees, disbursements and costs), penalty or fine incurred in connection with any claim or cause of action arising from or in connection with any claim or cause of action arising from or in connection with the Project or this Agreement to the extent caused by the negligence, misrepresentation, fraud, fault or misconduct of the indemnifying Party or any of its Affiliates.

ARTICLE V MISCELLANEOUS

1. Representations and Warranties:

Each Party represents and warrants to the other that:

- a) it is duly qualified to do business and is in good standing in the State of Maine;
- b) it has full power and authority to execute, deliver and perform its obligations under this JDA;
- c) the execution, delivery and performance of this JDA has been duly and validly authorized by all necessary action by such Party; and

- d) the execution and delivery of this Agreement by such Party and the performance of the terms, covenants and conditions contained herein will not violate the articles of incorporation or by-laws of such Party, or any order of a court or arbitrator, and will not conflict with and will not constitute a material breach of, or default under, the provisions of any material contract by which either Party is bound.

2. Right to Require Performance:

The failure of either Party at any time to require performance by the other Party of any provisions hereof shall in no way affect the right of such Party thereafter to enforce same. Nor shall waiver by either Party of any breach of any provisions hereof be taken or held to be a waiver of any succeeding breach of such provisions or as a waiver of any provision itself.

3. Governing Law:

This Agreement is and shall constitute a contract under and is to be construed in accordance with the laws of the State of Maine. Any dispute resulting in legal action and not resolved by arbitration, mediation, or such other method as may be mutually agreed to by the Parties shall be adjudicated within the jurisdiction of the State of Maine.

4. Relationship of Parties:

- a) This Agreement is not intended to supersede the authority granted by law to any regulatory board or agency of the City. Therefore, nothing in this Agreement shall be construed or implied to require the City's Planning, Zoning or other regulatory boards or agencies (however designated) to approve the plans for any aspect of the Project or other action required under this Agreement.
- b) The Parties acknowledge that the obligations set further herein may be further described in other agreements and or deeds as agreed to by the Parties. The City and LHL agree to cooperate in good faith with regard to each and every aspect required for the completion of all construction and operations contemplated by this Agreement. The Parties recognize, however, that the land use regulatory agencies of the City must perform their responsibilities in accordance with the law governing that performance and consequently are not obligated in any way by this Agreement as per section 4(a). The City and LHL further agree to negotiate in good faith and to enter such other and further agreements as may be necessary to implement any aspect of design, engineering, construction or facility operation contemplated under this Agreement.

- c) This JDA shall not be interpreted or construed to independently create an association, joint venture, or partnership between the Parties or to impose any partnership obligation or liability upon either Party. Neither Party shall have any right, power or authority to enter into any agreement or undertaking for, or act on behalf of, or to act as or be an agent or representative of, or to otherwise bind, the other Party.

5. Material Breach by LHL:

- a. If LHL causes a material breach of the terms or conditions of the JDA, and any agreements, arrangements or other legal instruments that are entered into as a direct result of this JDA, and fails to cure such breach within the cure period set forth below, then any credit enhancement payment shall be delayed until such time as the breach is corrected. If the breach lasts longer than one (1) year, LHL shall no longer be entitled to any credit enhancement payment(s) that is otherwise duly authorized by this Agreement.
- b. The City shall provide notice to LHL of a material breach in writing, identifying the nature of the alleged breach and requested remedy. A material breach shall be cured if remedied within thirty (30) days of receipt of the notice, or such other time as mutually agreed.

6. Material Breach by City:

- a. LHL shall provide notice to the City of a material breach in writing, identifying the nature of the alleged breach and requested remedy. A material breach shall be cured if remedied within thirty (30) days of receipt of the notice, or such other time as mutually agreed.
- b. If a material breach is not cured as set forth above, LHL may bring an action, in law or in equity, to enforce this Agreement or for damages, or both.

7. Integration:

This Agreement, along with any exhibits, appendices, addenda, schedules, and amendments hereto, encompasses the entire agreement of the parties, and supersedes all previous understandings and agreements between the Parties, whether oral or written. The Parties hereby acknowledge and represent, by affixing their hands and seals hereto, that the Parties have not relied on any representation, assertion, guarantee, warranty, collateral contract or other assurance, except those set out in this Agreement, made by or on behalf of any

other Party or any other person or entity whatsoever, prior to the execution of this Agreement. The Parties hereby waive all rights and remedies, at law or in equity, arising or which may arise as the result of a Party's reliance on such representation, assertion, guarantee, warranty, collateral contract or other assurance, provided that nothing herein contained shall be construed as a restriction or limitation of the Party's right to remedies associated with the gross negligence, willful misconduct or fraud of any person or party taking place prior to, or contemporaneously with, the execution of this Agreement.

8. No Oral Modifications:

This Agreement may not be changed or terminated orally. This Agreement and all the covenants, terms and provisions contained herein shall be binding upon and inure to the benefit of the Parties hereto and their respective successors and assigns. Except for an affiliated single purpose entity organized by LHL to construct and operate the Project, neither this Agreement nor any of the rights, interests or obligations under this Agreement may be assigned or delegated by any Party, without the prior written consent of the other Party. This Agreement is not intended to confer any rights or benefits to any entity other than to the City and to LHL, its affiliate entity organized to construct and operate the Project, and its affiliates.

9. Mutual Cooperation and Further Agreements

The Parties acknowledge that the obligations set further herein may be further described in other agreements as agreed to by the Parties. The City and LHL agree to cooperate in good faith with regard to each and every aspect required for the completion of all construction and operations contemplated by this Agreement. The Parties recognize, however, that the land use regulatory agencies of the City must perform their responsibilities in accordance with the law governing that performance and consequently are not obligated in any way by this Agreement. The City and LHL further agree to negotiate in good faith and to enter such other and further agreements as may be necessary to implement any aspect of design, engineering, construction or facility operation contemplated under this Agreement.

10. Notice:

All notices required to be given to CITY or LHL under this Agreement shall be in writing and deemed given upon the earlier of actual receipt by personal delivery or two (2) days after being mailed by U.S. Express, registered or certified mail, return receipt requested, or a reputable overnight courier as follows:

City	City of Biddeford
	c/o James A. Bennett, (or the then current) City Manager

P.O. Box 566
205 Main Street
Biddeford, Maine 04005,

With a copy to City Attorney as designated in writing by the City

LHL LHL Holdings, LLC
2 Livewell Drive, Suite 201
Kennebunk, ME 04043

With a copy to LHL's attorney as designated in writing by LHL

11. Term:

- a) Time is of the essence and a material provision of this Agreement.
- b) The initial term of this JDA shall commence on the date of execution hereof and shall extend through the July 1, 2025.
- c) The Parties agree to the following deadlines as critical performance compliance measures for the Project:
 - i. LHL agrees to commence work on the Project no later than December 31, 2017.
 - ii. LHL agrees to accomplish its design, engineering and construction obligations (substantial completion) under this agreement no later than December 31, 2019; provided, however, time for the performance thereof shall be extended by a period equal to any delay caused by or resulting from act of God, war, civil commotion, fire or other casualty, shortages of energy, labor, materials or equipment, government regulations, or other causes beyond LHL's reasonable control, whether such time be designated by a fixed date, a fixed time or a "reasonable time".
 - iii. City agrees that it shall receive City Council approval of the credit enhancement no later than December 31, 2017.

12. Severability

Any provision or part of the JDA held to be void or unenforceable under any law or regulation shall be deemed stricken, and all remaining provisions shall continue to be valid and binding upon the parties, who agree that the JDA shall be reformed to replace such stricken provisions or part thereof with a valid and

enforceable provision that comes as close as possible to expressing the intention of the stricken provisions.

13. Survival:

All express representations, warranties, indemnifications or limitations of liability made in or given in this JDA shall survive the expiration or the termination of this JDA for any reason.

14. Mediation/Arbitration

The Parties hereto agree that prior to filing litigation they will consider alternative dispute resolution techniques such as mediation and arbitration to resolve all claims, counterclaims, disputes and other matters in question between the Parties arising out of this JDA.

In witness whereof, the Parties hereto have set their hands and seals as of the day, month and year first above written.

LHL Holdings, LLC

Witness

By: _____

Name:

Title

City of Biddeford

Witness

By: _____

Name:

Title:

FIRST AMENDMENT

Whereas, Historical Tax Credits (HTC) are an important part of the overall financing of the project; and

Whereas, the initial tax reform act passed in United State House of Representatives included the full repeal of the HTC; and

Whereas, it was not until the final tax reform was approved and signed into law on December 22, 2017 that certainty around HTC was obtained; and

Whereas, during the debate on the tax reform act, the project could not proceed with financing, and

Whereas, the approximately ninety (90) day also negatively impacted the marketability of the appraisal on the property which will require a new appraisal being obtain; and

Whereas, the final bill allows the project to proceed using HTC;

Whereas, the parties recognize the significant impact that the federal tax reform bill had on the project.

Now therefore, the parties enter into this first amendment to the Joint Development Agreement (JDA) signed by the parties on September 21, 2017 with the following changes:

Section 1.d shall be amended to change the date from December 31, 2017 to May 29, 2018 (acquiring all necessary building permits);

Section 11.c.ii shall be amended from December 31, 2019 to June 30, 2020.

Add a new section 5.c as follows:

- i. If any necessary building permits are not obtained by August 29, 2018 then LHL will donate five thousand dollars (\$5,000.00) to the City for use in the downtown area.
- ii. If any necessary building permits are not obtained by November 29, 2018 then LHL will donate an additional ten thousand dollars (\$10,000.00) to the City for use in the downtown area.
- iii. If any necessary building permits are not obtained by February 28, 2019 then LHL will donate an additional fifteen thousand dollars (\$15,000.00) to the City for use in the downtown area.
- iv. Said payments must be paid in full to the City prior to the issuances of any Certificates of Occupancy for any part of the project.

In all other respects, the JDA is ratified and confirmed, except as amended herein. In witness whereof, the Parties hereto have set their hands and seals as of the January ____, 2018.

LHL Holdings, LLC

Witness

By: _____
Name:
Title

City of Biddeford

Witness

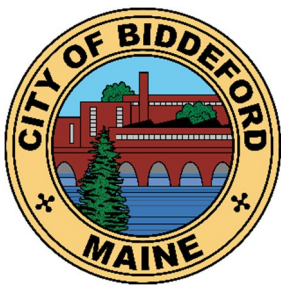
By: _____
Name:
Title:

CONFIDENTIAL & DRAFT ONLY: not considered a formal offer by the City

City of Biddeford, Maine 2018-2019 Goals



Adopted by City Council on xxx



INTRODUCTION

The City of Biddeford has conducted an annual goal setting process with the City Council for the past two years. Following the workshop, the Council has formally adopted a work plan during one of their regular Council meetings. The work plan has contained specific actions/goals with targeted completion dates.

Goal setting in municipalities is often limited. Historically, when communities do embark on a formal process, the goals are almost always very limited in number and scope. The adopted goals are reasonably obtainable.

Biddeford's approach has been quite the opposite. A review of the adopted goals for the past two years shows an appetite to achieve more than other communities would. The goals are both bold and many. The thought process is that the City will achieve more by taking this route than the other. There is no expectation that the goals will be completed in their entirety. In fact, completing 85% of the goals would be an amazing achievement, especially if the higher priority items have the greatest success. The results for the past two years have supported the approach. Much has been accomplished.

While the results have been impressive, in the spirit of continuous improvement, the goal setting process was critically reviewed this past year. From the review, changes were made to seek even greater results.

Those changes are briefly described below:

1. The goals were classified in two main categories and then further broken down into four primary categories for each. Taken together, it establishes the eight major areas for the 2018-2019 goals. These are described below:
 - a. Internally controlled goals are those where city government has significant influence on the outcome: these are represented by the blue squares in the graphic representation of the goals. City government can achieve these goals by simply making the decision(s) to proceed. In other words, outside influences have little to no impact on the outcome of the goals.
 - i. City services: items in this category are the day to day services that the City provides to the citizens and visitors in the community;
 - ii. Staffing: items in this category involve employment issues within City government
 - iii. Financial: items in this category involve the financial health of the City and the impact those decisions have on the taxpayers
 - iv. Community Connections: items in this category include how citizens communicate with the City as well as how they relate to their community.
 - b. Externally influenced goals are those where the City has a role but cannot with certainty control the outcome: these goals are represented by the yellow ovals. Goals

that fall under this category have external forces that will have a significant impact on the degree of success that the City has in achieving the results.

- i. Changing Demographics: items in this category capture the changing faces of the community.
 - ii. Downtown: this category includes changes that are desired in the downtown and strategies to achieve those changes
 - iii. General Economic Development: this category outlines desired outcomes for economic development in areas outside of the downtown
 - iv. Sense of Belonging: this category captures desired outcomes for establishing meaningful connections with residents of the community.
2. The timeframes for the goals are established in quarters instead of specific months.
3. The goals are not assigned to a specific person or department. Instead, they are assigned generally to city staff as a whole.

The goals remain aggressive. Staff will work with the elected officials to achieve as many as possible in the coming year. As in previous years, progress will be reported out in a dashboard format that will be available on the City's web site.

For more information, please feel free to contact Mayor Casavant, any member of the City Council or the City Manager Bennett.

Staffing

The City is fortunate to have many long term employees that have been committed to delivering quality services for the Citizens of Biddeford. Working within an organization that has been geared towards finding solutions for residents, departments easily cooperate to achieve specific tasks. To achieve innovation in local government, decision-makers, from the elected officials to the employees need to think systematically instead of departmentally. In a rapidly changing world, status quo behavior (normal within governmental entities that are criticism adverse) will guarantee less productivity and greater costs in the future.

To achieve a more innovative team, the City will need to take deliberative actions, especially taking advantage of the expected turn over in staffing at all levels. At the end of 2017, 25.99% of all employees are 55 or older. Recruiting and hiring qualified personnel will become increasingly important given the expected turnover in an employment market facing shortages. Direct investment in employees at all levels will be necessary.

To achieve an organization that is more innovative, is more productive, promotes continuous learning and is results oriented while protecting democratic processes, the City's priorities will include:

2018-1 *Right Sizing Revisited:* the staffing levels in the City have been going in one direction (reductions) while at the same time the City is growing and providing an increase in services. In 2011, the City had 240 FTE; currently we have 224 authorized positions. There are some operations/functions that have legitimate needs for additional assistance. At the same time, there may be some services (both internal and external) that are being provided that might need to be adjusted to accommodate other priorities. High; 1st quarter

2018-2 *Succession planning:* the City is expecting (or has recently seen) a significant turn over in many of the management and mid-management level positions. Development of a formal process to identify and train qualified internal replacements (both short and long term) is needed. *Medium; 3rd quarter

- a. *Identify possible replacements for all key positions* High, 1st quarter
- b. *Identify training requirements for possible replacements* Medium, 2nd quarter

2018-3 *Development & Training:* an inventory of succession, development and training needs will be created and used as the basis for creating a system wide training budget. This will be a multi-year approach. *High; 3rd quarter

- a. *Identify mandatory training requirements and costs:* Medium, 1st
- b. *Identify skills and goals desired in the organization:* High, 2nd quarter
- c. *Develop leadership training within the organization:* High, 2nd quarter
- d. *Identify sources/costs to meet training needs:* High, 2nd quarter

2018-4 *Achieving Greater Diversity:* a more diverse workforce brings diverse perspectives and contributes to more innovation opportunities. To achieve greater diversity in the workplace, the City needs to not only critically examine barriers and inherit biases that exist within the organization but it also must work with existing employees to understand the benefits of diversity: Medium; 4th quarter

- a. *Analyze EE reporting to determine shortfalls by department:* Low, 1st quarter

- b. *Develop annual report on employee diversity: Medium, 3rd quarter*
 - c. *Develop annual report on board and committee diversity for appointing authority review: Low, 3rd quarter*
- 2018-5 *Labor relations:* with all labor contracts expiring on June 30, 2018, the City will prepare to enter into the processes to achieve several goals, including: High, 1st quarter
- a. *Aligning compensation with the stated compensation goals of the City*
 - b. *Treating employees with respect and dignity in the process*
 - c. *Listening to non-monetary workplace concerns of the employees to achieve workplace of choice preference for those seeking employment*
 - d. *Understanding the changing municipal job environment*

Financial

Financial stability is critical to Biddeford taxpayers. Stability is viewed both from the perspective of the financial condition of the City and from the amount of the check paid to the City by each taxpayer. The first view is often considered a long term perspective. The second view can become very short term.

For the past two years, the Council has established a goal of providing tax rate stability as one of its highest priorities. While the tax rate has gone up slightly the last two years, the vast majority of residential tax bills have gone down because of the increase in the homestead exemption (which also reduced the total value of taxable property in the community causing part of the increase in the tax rate).

To achieve short term tax rate stability, many communities will sacrifice the long term financial condition of the City; choosing to underfund things like capital investment. This was not the case in Biddeford. The Council not only significantly increased the annual spending for capital items; 604% in two years (\$200,416 in FY16 vs. \$1,210,747 in FY18), but it also reversed the trend of drawing down fund balance to keep the tax rate lower. In 2010, the unassigned municipal fund balance was \$4,711,260. By 2015, it was reduced to \$1,723,143. The last two years, we have increased it to \$2,310,409 and \$2,983,230 respectively.

To continue to improve the financial stability of the City of Biddeford, it will:

- 2018-6 *Revise Current Fund Balance Policy:* the existing fund balance policy is inconsistent with current rating agency recommendations. Adopting reasonable multiyear targets to come into compliance with the new policy will be part of the adoption process. *High, 1st quarter
- 2018-7 *Establish a Formal Policy to Continue the Stable Tax Rate Objectives:* Adopt a policy that formalizes the goal of providing a stable tax rate from one year to the next as has been achieved the last couple of years. *High, 1st quarter
- 2018-8 *Set Target Date to Secure Bond Upgrade:* The City's bond rating is strong. On May 16, 2017, Moody's gave the City of Biddeford a rating of Aa3 with a negative outlook. Standard and Poor's gave the City of Biddeford a rating of Aa- with a stable outlook. After a better understanding of the factors that contribute to the bond ratings, the City will adopt a rating target and create a plan to achieve the target bond rating upgrade. *High, 2nd quarter
 - a. *WWTP Fund and General Fund Payables/Receivables:* The City's financials have both payables and receivables to and from each fund. These funds appear to be the primary concern influencing Moody's negative outlook. Taking action to address Moody's concern will be a significant step in removing the negative outlook and making progress on the goal of achieving bond rating upgrade. Medium, 1st quarter
 - b. *Multiyear forecast of financial impact on tax rate of airport:* *Low, 2nd quarter-2019
- 2018-9 *Long-Term Planning for Tax Incremental Funds (TIFs):* There are several different TIF accounts that are separate stand-alone accounts. Most are credit enhancements (direct payments back to the developers). There is one large TIF account that is used for downtown improvements and other economic development activities. Prior to two years ago, the fund was

managed independent of the budget and with limited Council expenditure oversight except as required by the purchasing policy. Today, the entire account activity is included as part of the annual budget process. The next step is to include a multi-year review and projections of the fund on an annual basis. High, 2nd quarter

2018-10 *Improve the purchasing process:* The City's purchasing process is essentially the same as it was when the City operated under a strong Mayor form of government. Lacking administrative oversight, City Councils often created purchasing policies designed to hold the elected Mayors accountable; processes that today are overly administratively burdensome compared to other forms of local government where the Council does have administrative oversight. Medium, 3rd quarter

2018-11 *Long term planning for capital assets (buildings, infrastructure):* With the reintroduction of a formal Capital Improvement Planning (CIP) process two years ago, the City is better positioned to understand the long term costs associated with maintaining over \$200 million in capital assets (including schools). The next step is to creating a more "near term" process to focus on and achieve needed building repairs. *Low, 4th quarter

a. *Repair City Hall Tower:* Medium, 2nd quarter

b. *Improve review of non-building assets:* *Low, 1st quarter-2019

City Services

The core of any municipal government is the services that it provides for the benefit of the community. Pressures to solve problems that voters have often increases services. The current trend is for federal and state governments to cease services and/or funding for services citizens see at the local level. The defunded services and/or costs are now putting pressure on local communities to replace the financial burden. At the same time, for a variety of reasons, including overall state policy, property taxes (the only major revenue source of Maine communities) are becoming a greater burden for individual citizens.

The annual budget process is the ultimate policy expression of the City Council. It determines the funding for specific city departments and operations. It determines service levels, albeit sometimes less explicitly than transparent government advocates would suggest.

The following activities will occur in evaluating the various levels of city services:

- 2018-12 *Determination of services for downtown:* In the FY18 budget, the City established a 'pilot' program to fund additional and/or expanded services in the downtown. These services (beautification, promotions, events and cleaning) are not traditional services paid for by general taxation. Other communities create special districts to allow those that benefit from the services to contribute to the costs. There seems to be wide acceptance that the program (notwithstanding the funding) was well received. However, there has been no strong support from the downtown to embrace paying for the services by creating a special district. High, 1st quarter
- 2018-13 *Opium Program:* The City, jointly with the City of Saco, received a grant in 2017 to provide a dedicated employee to assist victims and their families impacted by the Opium crises. The program is run out of the Police Departments and primarily managed by BPD. The funding for the grant runs out in June 2018. The state has indicated that there is no funding for continuation of the program. The City will have to decide if it wants to continue the program and if so, how to fund it. *High, 1st quarter
- 2018-14 *Community Center:* The failure of the heating system this year has triggered a larger discussion of what to do with this 130 year old building (main building was built in 1888 and the addition was built in 1927). The former school was a convenient and inexpensive way to provide recreation services. Facing upwards of \$500,000 in needed investment for a complete heating system in a building that will require significant additional investment, a committee is being formed to examine the choices. High, 3rd quarter
- 2018-15 *CALEA (The Commission on Accreditation for Law Enforcement Agencies):* Obtaining and maintaining CALEA accreditation is a tremendous honor. Normally it takes at least three years to obtain the initial approval. With just two years into the process, the department is on track to receive their approval the first half of 2018. *Medium, 2nd quarter
- 2018-16 *Relocating departments within City Hall:* to correspond with the reorganization in the spring of 2016, the offices will be relocated to reduce the amount of space used by the City to free up prime rental space on Main Street. *Medium, 1st quarter

- 2018-17 *Conversion of street lights to LED:* Wrapping up the project that started in the previous year, the City will evaluate the complete replacement of the street lights with LED technology in order to reduce cost and save energy. *Low, 4th quarter
- 2018-18 *Complete Comprehensive Plan:* As required by state law, the rewrite of the comprehensive plan will be completed and submitted to the Council for consideration. *Low, 1st quarter
- 2018-19 *Evaluation of fire/ems services:* the calls for services, primarily driven by emergency medical services (EMS), have increased 57.7% in 12 years (3,278 calls for service in 2017 vs. 2,078 calls for service in 2005). Staffing has remained the same. The impact of the increase volumes has not been fully discussed by the Council. *Medium, 2nd quarter
- a. *Review of response times:* High, 1st quarter
 - b. *EMS training and leadership:* Low, 3rd quarter
- 2018-20 *Threat analysis and preparation:* It is unfortunate but the reality is that the City is not immune from various forms of violence and potential terrorist activities. The City is not as prepared as it should be for a number of reasons, including financial challenges. After completing a self-analysis of the likely exposures, staff will present the estimated financial obligations needed to eliminate or reduce these exposures. Low, 4th quarter
- 2018-21 *High profile criminal enforcement:* The interagency, interdepartmental task force created in 2016 called 'Operation Safe Streets' has been successful in not only impacting crime within the community but also sending a message that this activity is unwelcomed. The City will continue the approach, along with reporting on the outcomes. *Medium, 3rd quarter
- 2018-22 *Winter operations and parking:* Parking in an urban core is difficult for any community, especially during winter operations. Snow removal, parking bans and providing alternative parking can be a daily discussion in the community. With the growing shortage of parking (because of successful redevelopment) and the changing nature of the downtown, long standing practices need to be reviewed and evaluated. Until there is a significant increase in parking inventory, any action is likely to be temporary in nature. *Medium, 3rd quarter
- 2018-23 *Consolidate Harbor Master Operations:* The Harbor Masters' responsibilities in Biddeford and Saco are shared between two part-time employees. The joint Biddeford-Saco Committee has recommended combining operations and sharing resources. *High, 2nd quarter

Community Connection

Local government's ability to effectively communicate with its citizens and those that are interested in the activities of local government are more difficult today than any time in recent history. With so many communication platforms available, especially social media, the challenge to effectively use all of the available resources is daunting. Citizens pick their favorite among multiple choices and ignore others. Often the preferences are elastic; today's preference is replaced seemingly overnight with another emerging alternative.

The challenges facing local governments are far more complex than ever before. Issues that were typically resolved in our federal and state branches of government have become victims of political breakdown at those levels. Driven by frustration and concern about the lack of action, citizens have turned to their local leaders. Often these issues are unresolvable at the local level. Financial support from both the state and federal government continues to decline.

Deliberative communication is critical to connecting with citizens. The ever-changing social media landscape and personal preferences creates voids. The voids are almost immediately filled by new platforms and technology. Within the community, citizens also come and go for various reasons. This is having a noticeable effect on Biddeford's demographics. The values, motives, and purpose of citizens and businesses change over time and may be quite different two years from now than they are today. To maintain and improve community connections in this changing social climate, the City will:

- 2018-24 *Evaluate social media opportunities and develop new strategy:* The City does not have a social media strategy. In fact, its social media presence is limited to a few Facebook accounts and Twitter. High, 2nd quarter
- 2018-25 *Communication strategy:* At the core of any private sector marketing strategy is communicating with their customers about the value of the product to the user. Local governments face the same challenge; connecting with constituents so that they may see the value of what the government is doing and why. With the dramatic changes occurring within the community, effective communication has an even higher value and potential return. High, 3rd quarter
- 2018-26 *Strategic Plan:* Initiated in 2016, the Strategic Plan Committee's work on the plan stalled about six months ago. Completion of the plan is still a high priority to effectively communicate the priorities (and rationale for those priorities) of the City, to form strategies to achieve the priorities, and to recommended time frames to achieve the priorities. *High, 4th quarter
- a. *Complete the draft Strategic Plan.* High, 2nd quarter
 - b. *Complete outreach.* High, 3rd quarter
 - c. *Submit plan to City Council.* High, 4th quarter
- 2018-27 *Improve relationship with UNE:* A new President took office at UNE in September. With the recent change in leadership, there may be a change to the institution's priorities. Unbound by past perceptions of the community, a new opportunity exists. *High, 2nd quarter
- 2018-28 *Evaluate the success of 'Biddeford Beat':* The weekly electronic newsletter began in 2016 as a vehicle to provide timely and factual information. Developing content and publishing is labor intensive. The work of producing the 'Beat' was added to the already growing workload of the

administration. A complete review is appropriate to determine if it meets expected goals; and if not, how it should be adjusted or is there another more effective way to achieve the goals. Low, 4th quarter

2018-29 *Strengthen the relationship with Southern Maine Health Care (SMHC):* SMHC remains a major employer and institution in the City and continues to grow. The City does not currently have a formal relationship with SMHC, except for the departments that interact due to routine business activity. Medium, 1st quarter 2019

Changing Demographics

The face of our community is changing; and rapidly. According to the 2014 census update, one out of every five residents has moved in the previous year. Biddeford is younger than its neighboring communities; our median age is 35.4 compared to 42.7 for the greater Portland area and 43.5 for the entire state. It has been argued that we are the fastest growing community in Maine for the under 35 age bracket. At a time when communities are seeking deliberate ways to encourage younger people to stay in their communities, Biddeford is seeing the trend occurring without deliberate government action.

There is a 'buzz' in the area, as people from outside the community see downtown improvements creating an enhanced quality of living. The attractiveness of the community is driven in part by its ideal geographic location between Portsmouth and Portland. Recent large scale conversion of mill space created affordable residential space attracting new tenants from outside of the community. The City's downtown investment combined with private sector investment has created positive energy dubbed the 'Biddosance'. Communities strive to obtain the positive growth Biddeford is experiencing but growth does come with some other impacts. Diversity in the community is also accelerating; in four years the student ESL population within the school system has doubled (199 compared to 94). That trend is expected to continue.

For the first time in 2017, city staff began to see a shortage in affordable housing preventing residents who desire to live in the community from finding affordable housing. Rents have also been climbing creating economic challenges for existing residents. While there is no formal documentation to support the belief, there are indications that homelessness within Biddeford is increasing. We are also hearing that demand at all the three private food pantries has increased.

To meet the opportunities and challenges of the changing demographics of the City, it will:

- 2018-30 *Examine the homelessness issue in order to better understand the changes:* The City participates in a national survey of homelessness in January. The goal to determine if the formal survey is capturing all that are homeless, especially the teens at risk in the community: Low, 4th quarter
- 2018-31 *ESL (English as second language) growing population:* The City, primarily through the school department, is actively addressing the students' needs. The City will continue to monitor ESL population changes and make adjustments to service levels to accommodate the needs. Low, 3rd quarter
- 2018-32 *Culture awareness:* Understanding that different cultures view similar events in much different ways is critical. Through this knowledge, misunderstandings are minimized and the benefits of a diverse population can be realized. The City will monitor the changing face of the community and report on recommendations around the City's ability to foster better community cultural awareness. Low, 4th quarter
- 2018-33 *Under 35 age population growth:* The City will seek to understand the reasons for the increase in the younger population and how to best incorporate demographic changes and potential impacts into the development of the community. Medium, 2nd quarter

- 2018-34 *Continue to support Senior Citizens:* The City has a long history of supporting seniors within the community. To continue this support, it will:
- a. *Continue with the aging in place initiative:* Medium, 2nd quarter
 - b. *Continue to invest in the 50+ Club via the recreation department:* High, 2nd quarter
 - c. *Evaluate opportunities for life long seniors to continue to live in the community:* Low, 4th quarter
- 2018-35 *Review the challenges facing today's teens and determine if current services meet those challenges:* The challenges facing all citizens are greater today than in the past. The challenges are even more difficult for today's teenagers. Biddeford, much like most communities, continues to provide successful programs based on past design principles. An internal review of the specific programs that are offered to teens will be conducted to determine the effectiveness of reaching and assisting today's teens: Low, 1st quarter 2019

Downtown

Like many urban/service centers, economic development efforts have been and continue to be focused on the downtown. Past efforts, especially the bold decision to buy and tear down the former trash to energy plant in the downtown is paying significant dividends. Commercial properties are being redeveloped. Residential units are being developed. The latest large scale residential conversions in the downtown are being completely sold/rented out prior to opening. Every commercial property sold privately in the downtown is selling at a price significantly higher than the City's assessed value. These sales translate into a greater percentage of the property tax burden being paid for by the commercial properties in the downtown in comparison to single family homes.

There is a 'buzz' in the area, as people from outside the community have determined that the improvements in the downtown are creating a desirable location to live. The attractiveness of the community is driven in part by the ideal location of the community - nearly equally located between Portsmouth and Portland. Recent large scale conversions of mill space into residential housing have primarily attracted tenants from outside of the community.

Parking remains the greatest challenge to further redevelopment in the downtown area. At the height of the mills as a source of employment, a great percentage of the employees walked to work. While the trend is moving slowly in the opposite direction, it is rare that employees arrive to work in anything but a privately owned automobile. The private sector is very aware of the plans that the City has to construct a parking structure.

Exposing the falls and vistas that exist along the Saco River has been an important aspect of the 'buzz' that is being felt in the development sector. The views, hidden for generations by the then-operating mill complexes, are unmatched in their beauty and wonder. The continuation of the RiverWalk, including integration with other planned downtown improvements, is an important step that the private sector anxiously awaits.

To continue the momentum and positive transition in the downtown, the City will:

- 2018-36 *Construct a parking structure:* The construction of a parking structure that is intended to service expected downtown business growth, improve the marketability of the city owned property at 3 Lincoln Street, and provide access to the RiverWalk system is critical to the next big steps for the downtown. To achieve construction without any general fund and/or property taxes being used to pay for the parking structure, a parking program must be implemented prior to the project receiving final authorization to construct. *Critical, 4th quarter
- Select location:* Critical, 1st quarter
 - Determine design features of structure:* Critical, 1st quarter
 - Implement a comprehensive parking program to generate user revenue in order to guarantee residents don't pay for the parking structure:* Critical, 2nd quarter
 - Award contract to construct:* Critical, 3rd quarter
- 2018-37 *Integrate 3 Lincoln St master planning with other plans to redevelop site:* The City has one opportunity to correctly complete the redevelopment of 3 Lincoln St. To achieve successful

redevelopment, the City needs to integrate a solution for parking, provide access to the RiverWalk through pedestrian connections, formulate improvements to traffic flow that encourage pedestrian activities, and define a phased approach to achieve completion of the other City improvements in the downtown. To achieve the eventual redevelopment of the site, the City will:

*Critical, 1st quarter 2019

- a. *Authorize the construction of the parking structure:* Critical, 3rd quarter
- b. *Determine the final plans for the next phase of the Riverwalk (from Rt 1 to Laconia Plaza) and pedestrian connections (to include funding, phasing and schedule) and authorize the first section(s) to be constructed:* Critical, 4th quarter
- c. *Determine the project schedule for other important improvements planned in the downtown:* High, 3rd quarter
- d. *Critically review traffic impacts on the pedestrian vision for downtown and develop a master plan to make changes:* High, 4th quarter

2018-38 *Riverwalk and pedestrian connections:* The City will cause the design of the next critical park of the RiverWalk (from Laconia Plaza to Route 1) along with the pedestrian connections necessary to connect the facility to downtown and community. To achieve this, the City will: Critical, 4th quarter

- a. *Determine the design elements:* High, 1st quarter
- b. *Secure the necessary legal authority (easements and/or ownership) of the land:* Critical, 2nd quarter
- c. *Determine funding requirements, sources of funding and proper phasing:* Critical, 3rd quarter
- d. *Authorize bidding for the next phase to be constructed:* Critical, 3rd quarter

2018-39 *Encourage private sector redevelopment of all Main St properties and those along critical corridors:* The City will examine the reasons that some properties are being redeveloped while others remain unchanged. There is clear evidence that the City's façade grants have been successful and popular. Additional government design and performance standards have had some limited success. The City will present the results of the analysis and provide a plan to act as a catalyst to encourage more private sector investment and at a faster pace. High, 2nd quarter

2018-40 *Identify critical gateways and develop a gateway plan to improve them:* As identified in the Downtown Task Force's report, gateways are an important component of achieving the desired results of the Task Force's recommendations. High, 3rd quarter

2018-41 *Implement Downtown Task Force Recommendations:* The Task Force's recommendations were widely accepted and well done. A critical review of the recommendations is needed followed by creation of an implementation strategy. High, 4th quarter

2018-42 *Critical review of the services provided by Heart of Biddeford (HOB) and determine if changes are needed to improve them:* HOB provides some services that are normally provided in other communities by the formal government. It is widely accepted that HOB is the most effective way to deliver those services. However, a review has not been done to confirm that belief. Medium, 4th quarter

2018-43 *Continue to be involved with MDOT to redesign the Main, Water and Hill intersection:* *High, 3rd quarter

- 2018-44 *Continue to monitor MDOT plans for South and Elm St:* This intersection is on MDOT's long-term planning horizon for redesign. Continue to advocate and monitor MDOT plans.
*Medium. 2nd quarter 2019
- 2018-45 *Creative economy strategy:* Continue to evaluate the potential role of the creative economy strategy to assist with the redevelopment of the downtown. Low, 3rd quarter

General Economic Development

Economic development as a general goal seeks to improve the financial condition of the municipality while improving the social well-being of the community members. Good economic development primarily focuses on diversifying the tax base of the community to decrease the tax burden on the residential properties. It also includes being a partner with existing and future businesses to assist in retaining quality jobs and attracting new ones.

While there is an intense focus on the downtown for all of the obvious reasons, there remains a strong commitment to balance the interests of our non-residential tax base. To assist in this process, the City will:

Continue to review the advantages of a new turnpike exit between exists 32 and 36: Studies have indicated that a significant reduction (upwards of 20%) of the traffic going through the downtown of Biddeford (and Saco) is simply traveling through town to get to the respective turnpike exits. There is strong belief that a new turnpike exit would be beneficial for the community (as well as Saco). More in depth understanding of all the impacts is needed in order to guide the policy of the City as well as it lobbying efforts. *High, 4th quarter

2018-46 *Analyze the current zoning on Route 1 from five points to Arundel town line:* The selection of the former Pate property to be the new courthouse for York County is and will create further economic development activity in the corridor. Exploring the impact of current zoning and suggesting changes to take advantage of the new activity will be required. Medium, 3rd quarter

2018-47 *Maintain the current industrial parks:* The parks are essentially full. There is some aging in the parks; including some of the buildings. Generally considered a cash producer for the general fund budgets, there is a need for some industrial park capital investment to keep them from becoming less attractive. Staff will determine the capital needs and formulate a plan to make the investments. Low, 1st quarter 2019

2018-48 *Attract more job training for private sector employers:* The availability of qualified employees remains a high concern and priority for all employers. Communities (regions) that have an available labor force or easy access to job training resources will be more successful than those that don't. Staff will determine the needs and formulate possible solutions. Low, 4th quarter

2018-49 *Complete street approach to design requirements:* A complete street approach implies that redesign of roadways includes all forms of transportation, especially given the expected changes in the use of personal autos. PACTS has recently changed their funding formulas to place more emphasis on complete street designs. Hence, the ability to secure additional federal and state funding may necessitate such an approach. Staff will determine the impact of such change and evaluate the options in connection with the change. Medium, 3rd quarter

2018-50 *Evaluate traffic patterns:* Traditional traffic counts are readily available. However, most transportation planning for the community has been based on the old views of the community and thoughts regarding the "purpose" of traffic management. Using new expectations, it is appropriate to revisit the plans to understand if they contribute, distract or have no impacts on the goals. Medium, 2nd quarter

2018-51 *Waste water treatment plant (WWTP) capacity study:* The last capacity analysis was based on the original plant design and community characteristics. A fresh review should be performed that addresses the new reality and current activities in the community. Low, 1st quarter 2019

Sense of
Belonging:
Loving Biddeford

When you love something, you take pride in it. You invest in it. You protect it. You believe in it. You treat it better than other things. The basic premise is that residents are either in love with their community or they are not.

A person's home town is something that they are generally proud of. Whether it is their real home town or the one they have decided to adopt, they have a special bond with it. Longtime residents are proud of their community. We also have new residents that are discovering Biddeford and its charm for the first time.

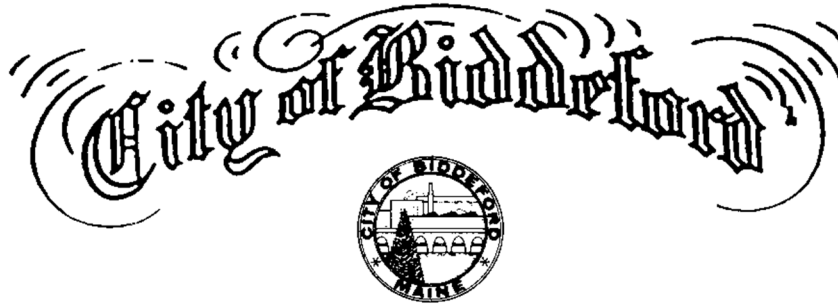
The actions of city governments either contribute to that source of pride or can become examples of embarrassment. The City will take definitive actions to encourage citizen pride and reinforce their strong positive relationship with Biddeford by:

2018-52 *Find ways to bring the government to the Citizens:* Meaningful connections between local government and citizens is seldom achievable via the old systems i.e. public hearings. Finding ways to bring local government in a less formal more conversational way to the citizens could greatly improve connections. Staff will identify for consideration different ways that government can connect with citizens. High, 2nd quarter

2018-53 *Community celebrations are important:* Celebrating is one of the ways that people feel great about the event(s) that they are a part of and themselves. Assisting the community and/or neighborhoods in holding regular celebrations is part of the bigger goal of creating a love relationship with our citizens and them with us. Staff will evaluate the current celebrations, offer suggestions for enhancement and propose other opportunities. Low, 3rd quarter

2018-54 *Formalize a process to include youth in local government:* Many communities have created a formal system that encourages students to actively participate in the process of governing. Staff will explore those opportunities and evaluate the potential for use in Biddeford. Low, 4th quarter

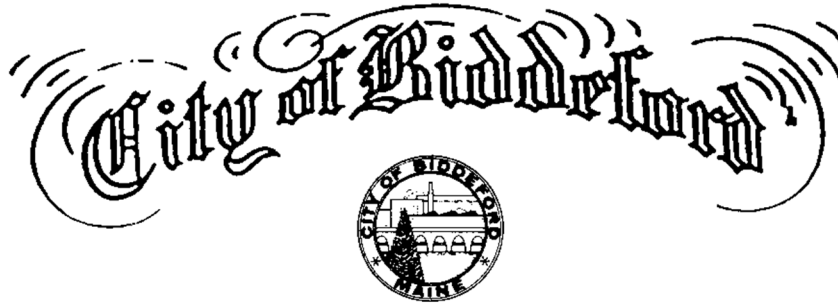
2018-55 *Encourage more neighborhoods to adopt the neighborhood planning process:* Efforts to assist the Bacon St area Have been successful in a large part because of the neighborhood association and planning process. Using and improving that process for other neighborhoods will be explored. *Low, 4th quarter



IN BOARD OF CITY COUNCIL...JANUARY 16, 2018
ORDERED, that I, Alan M. Casavant, Mayor of the City of Biddeford, do hereby
re-appoint:

Rick Laverriere
371 South Street
Ward 6

as CHAIR of the *Airport Commission* for 2018.



IN BOARD OF CITY COUNCIL...JANUARY 16, 2018
ORDERED, that I, Alan M. Casavant, Mayor of the City of Biddeford, do hereby
appoint:

Amy Clearwater
136 Alfred Street
Ward 5

to the *Downtown Development Commission*, for a term to expire in December 2020.

CITY OF BIDDEFORD

Application for City Committees, Commissions and Boards

Date: _____

Name: _____

Street Address: _____

Mailing Address:
(if different) _____

Phone Number(s): _____

Email Address: _____

Which City Committee, Board or Commission do you request to be appointed to:

- | | |
|---|---|
| _____ • Airport Commission | _____ • Harbor Commission |
| _____ • Biddeford Fire Advisory Committee | _____ • Historic Preservation Commission |
| _____ • Biddeford Housing Authority | _____ • Planning Board |
| _____ • Biddeford Police Advisory Committee | _____ • Policy Committee |
| _____ • Board of Assessment Review | _____ • Project Canopy Committee |
| _____ • Cable T.V. Committee | _____ • Recreation Commission |
| _____ • Capital Projects Committee | _____ • Shellfish Conservation Committee |
| _____ • Conservation Commission | _____ • Solid Waste Management Commission |
| _____ • Downtown Development Commission | _____ • Wastewater Management Commission |
| _____ • Economic Improvement Commission | _____ • Zoning Board of Appeals |

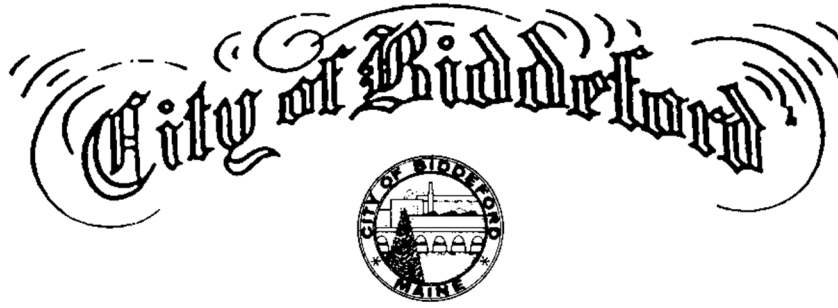
CITY OF BIDDEFORD
Committee Application

Please list any prior experience serving on any Public Boards, Commissions or Committees (and approximate dates)

Please list any other experience that may be pertinent to the Board or Committee in which you are requesting to serve on.

Please provide a brief statement describing your interest in serving the City of Biddeford.

Attach any additional information to this application and return it to the City Clerk's Office.



IN BOARD OF CITY COUNCIL...JANUARY 16, 2018
ORDERED, that I, Alan M. Casavant, Mayor of the City of Biddeford, do hereby
re-appoint:

Adam Bellefeuille
111 Pool Street
Ward 2

to the *Solid Waste Management Commission*, for a term to expire in December 2020.

CITY OF BIDDEFORD

Application for City & School Committees, Commissions and Boards

Date: _____

Name: _____

Street Address: _____

Mailing Address:
(if different) _____

Phone Number(s): _____

Email Address: _____

Please indicate whether you would like your contact information posted on the City's website:

☐ YES

☐ NO

Which City Committee, Board or Commission do you request to be appointed to:

- _____ • Ad Hoc Comprehensive Plan Comm.
- _____ • Biddeford Housing Authority
- _____ • Board of Assessment Review
- _____ • Cable T. V. Committee
- _____ • Capital Projects/Operations Committee
- _____ • Coastal Area Commission
- _____ • Conservation Commission
- _____ • Downtown Development Commission
- _____ • Economic Improvement Committee
- _____ • Environmental Board
- _____ • Fire Commission
- _____ • General Assistance Board of Review
- _____ •
- _____ •

- _____ • Harbor Commission
- _____ • Historical Preservation Commission
- _____ • Planning Board
- _____ • Police Commission
- _____ • Policy Committee
- _____ • Project Canopy
- _____ • Recreation Commission
- _____ • Saco River Corridor Commission
- _____ • Shellfish Conservation Committee
- _____ • Solid Waste Management Commission
- _____ • Wastewater Management Commission
- _____ • Zoning Board of Appeals
- _____ • Other _____
- _____ •

CITY OF BIDDEFORD
Committee Application

Please list any prior experience serving on any Public Boards, Commissions or Committees (and approximate dates)

Please list any other experience that may be pertinent to the Board or Committee in which you are requesting to serve on.

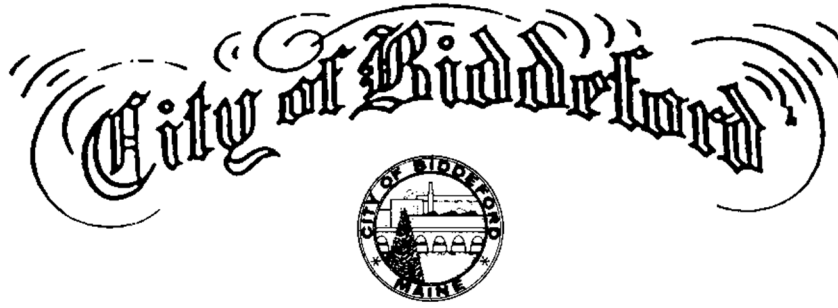
Please provide a brief statement describing your interest in serving the City of Biddeford.

ENVIRONMENTAL BOARD only:

This board will consist of seven voting members: one shall represent business, one shall represent the engineering profession, one shall represent the environmental community and one shall be a member (through education or by employment) of the legal profession.

List Professional Qualifications: _____

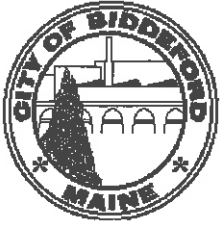
Attach any additional information to this application and return it to the City Clerk's Office.



IN BOARD OF CITY COUNCIL...JANUARY 16, 2018
ORDERED, that I, Alan M. Casavant, Mayor of the City of Biddeford, do hereby
appoint:

James Emerson

to the *Ad Hoc Community Center Committee*.



CITY OF BIDDEFORD, MAINE
COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT

205 Main St.
P.O. Box 586
Biddeford, Maine 04005

TO: James Bennett, City Manager
Mayor Alan Casavant
City Councilors

FROM: Linda Waters, Community Development Coordinator

DATE: January 9th, 2018

**SUBJECT: CITY WINS NATIONAL NIGHT OUT AWARD FOR BACON STREET
FESTIVAL AND NEIGHBORHOOD EFFORTS**

The City of Biddeford has been awarded one of 181 awards amongst 16,377 communities, U.S. territories and military bases nationwide, for the 10th Annual Bacon Street Festival and neighborhood revitalization efforts. The awards are given annually by The National Association of Town Watch based on evaluation of a required report and selection criteria.

The National Association of Town Watch (NATW) is a non-profit organization dedicated to the development and promotion of organized, law enforcement-affiliated crime and drug prevention programs working in conjunction with citizens and nonprofits to "take back neighborhoods". Members include: Neighborhood, Crime, Community, Town and Block Watch Groups; law enforcement agencies; state and regional crime prevention associations; and a variety of businesses, civic groups and concerned individuals working to make their communities safer places in which to live and work.

Since 1981, NATW's network of information, assistance and affiliation has been serving hundreds of member groups from throughout North America. As a national group member of the Crime Prevention Coalition, NATW supports the "McGruff—Take a Bite Out of Crime" campaign. NATW's center of information, programs and technical assistance works with law enforcement and civilian leaders to keep volunteers interested, involved and motivated.

NATW's annual "National Night Out" (NNO) program which is held on the first Tuesday each August, has been extraordinarily successful in promoting involvement in crime and drug prevention activities, strengthening police-community relations, and encouraging neighborhood camaraderie as part of the fight for safer streets. Since 1984, "National Night Out—America's Night Out Against Crime" has grown to involve over 34 million people from more than 10,000 communities.

Over the last 10 years the City, various nonprofits, property owners, the City's Police, Code, Public Works, Fire and Recreation Departments, Biddeford Housing Authority, and interested citizens have been working to revitalize the Bacon Street Neighborhood. The efforts began with a park constructed by Project Canopy and followed by cleanups, barbeques, neighborhood meetings and the installation of

another green space, flower boxes, a playground and community garden. Crime and vandalism have been significantly reduced.

In 2008, the neighborhood decided to hold a festival to showcase its efforts and that it is a good neighborhood. Interested participants acting as a committee heard about National Night Out and decided to participate through the festival. The all volunteer festival completely held for approximately \$50 became the First Annual Bacon Street Festival. Approximately 300 plus people attended and could not believe the changes the neighborhood had made. It was decided to hold a Second Annual Bacon Street Festival the following year and approximately 600 plus people attended. The event is free and games, snacks, pony rides, music, food and prizes are given out to the children. A report has been sent annually to the National Association of Town Watch including the efforts made in the neighborhood throughout the year. The festival has grown every year.

“It was a real surprise when the letter came in again saying that the City had won an award for everyone’s efforts”, said Linda Waters, Community Development Coordinator. “We competed against communities up to a population of 50,000”. “We are the only Maine community awarded. We are very honored and encouraged”. The City is also listed as an award recipient on the NATW website and in their newsletter. The City has won a total of eight awards.

The neighborhood will begin planning for the 11th Annual Bacon Street Festival in January. “We work hard to make every donation and penny stretch to make the festival a fun family event and show what neighbors can do when they take a stand against negative activities”, says Waters. Other revitalization efforts have also taken place this past year including the rehabilitation of the former Rectory building at 73 Bacon Street. The first floor is occupied by the Alternative Pathways Center and the Community Bicycle Center, and the second and third floors will consist of three housing units. The neighborhood also is beginning to plan for its future through the Bacon Street Neighborhood Planning Committee that will be holding some public meetings in the spring.

For more information on the festival, revitalization efforts or how you can improve your neighborhood please call Linda Waters at 284-9105 or email at lwaters@biddefordmaine.org.



Ottawa County Sheriff's Deputy at Holland (MI) NNO pie-eating contest.

National Night Out 2017: Neighbors and Police Party for Safety

Another Great Year for NNO!

Citizens, law enforcement agencies, community groups, businesses, youth organizations and local, state and federal officials from 16,377 communities from all 50 states, U.S. territories and military

potlucks, ice cream socials, neighborhood visits by local police, flashlight walks, safety fairs, poster contests, festivals and other unique events and activities.

Officer Zach Ractliffe, Falls City (NE) Police Department said, "There is no way to effectively articulate how important National Night Out is to our community but we know it has already become a valuable piece of our community policing effort and we will continue to strive to make it better."

Bartlett (IL) Police Chief Patrick Ullrich said, "Bartlett Police Department recognizes the valued importance of National Night Out in making the Village of Bartlett one of the safest places in the country. I truly hope you enjoy reviewing our NNO report as much as the Bartlett community enjoyed this year's National Night Out celebration."

This is the nineteenth year that Jacksonville (NC) has participated in National Night Out. "For law enforcement to be effective, it must have the support of the people it serves," said Police Chief Mike Yaniero, Director of Public Safety for the City of Jacksonville. "National Night Out cements the importance of the partnership that is key to successful policing. This is a night to celebrate that."

"National Night Out provides our community with a chance to meet and know the officers who serve them," stated Staci Leyble, the coordinator of Jacksonville's NNO. "We appreciate the generosity of our community and the NNO sponsors."

Sheriff Richard Wiles, El Paso County (TX) Sheriff's Office, said "National

(continued on page 2)



Suffolk (VA) Police Chief Thomas Bennett kicks off this year's National Night Out.

bases worldwide joined forces to celebrate the 34th Annual National Night Out (NNO) – a community crime and safety event sponsored by the National Association of Town Watch in partnership with Dietz & Watson, ADT, Ring, Associa and King's Hawaiian.

Nationally, 38.6 million people participated in NNO 2017.

"It's a party with an important purpose," said Matt Peskin, National Project Coordinator. "On NNO, neighbors and local law enforcement meet, great, eat and solidify their partnerships."

He added, "We can say enough about our sponsorship team who helped to bring this important campaign to America."

Throughout the nation, along with the traditional 'lights on' and front porch vigils, there were tens of thousands of block parties, cookouts, parades,

★ WHAT'S INSIDE ★

- 1 **NNO 2017: The Tradition Continues!**
- 3 **Award Winners**
Roundup of 2017 Winners
- 5 **Photos from Across the USA**
- 11 **Dog Walker Watch**

NewSpirit

NATW is a nonprofit membership organization dedicated to the development and promotion of organized community crime prevention activities and to the groups and the individuals participating in local crime watch efforts.

NewSpirit is published as the official newsletter of the National Association of Town Watch. Contact us at P. O. Box 303, Wynnewood, PA 19096. Phone: (610) 649-7055. Fax: (610) 649-5456, www.natw.org. Email: info@natw.org.



Columbus (OH) Police made friends with all ages during National Night Out 2017.

NewSpirit

Opinions expressed in **NewSpirit** are those of the authors and contributors and do not necessarily express or reflect official NATW views or policy. Products of service information are not purported to imply NATW endorsement.

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Submissions: NATW encourages readers to submit news items and will consider all articles, photographs and manuscripts. Material may be edited at the Association's discretion.



Texas NNO Statewide Kickoff at the Tarrant County Courthouse steps in Fort Worth.

(continued from page 1)

Night Out is a yearly event that is part of our community policing model. It brings citizens and law enforcement together so that we can build trust and relationships that help us keep our community safe." The various activities, information, presentations and demonstrations offered during NNO help show how well we can all work together for a safer community.

Chief Kent Williams, Bartlett (IL) Police Department, said "National Night Out always serve as a blueprint to help us build positive police-community relationships with Bartlett residents, businesses and civic groups." Programs such as National Night Out also play a vital role in making the Village of Bartlett one of the safest in the country.

"National Night Out shows the community what we have to offer as a police department," said Margate (FL) Officer Amalin Hernandez. "It's about bringing neighborhoods together with the men and women who protect them – especially when the sides don't normally interact unless there is a crisis."

Crime Prevention Officer Myron Travis of the Mukilteo Police Department said, "Each year, the community becomes more educated and more committed to resisting criminal activity and they learn how to resist becoming a victim of crime themselves." He added, "Through education and interaction, it is clear that National Night Out has become the symbol of police-community partnerships. It keeps our residents alert and re-energizes them to being dedicated to doing their part to help keep the City of Mukilteo a fun and safe place to live and work."

Commander Kimberly Covelli, Lincolnshire (IL) Police Department offered the following: "Martin Luther King, Jr. once said, 'Men often hate each other because they fear each other; they fear each other because they don't know each other because they cannot communicate; they cannot communicate because they are separated.'" She noted, "As law enforcement officers, we not only need to bridge the separation between the police and the community, but we also need to foster programs to allow this gap to be closed. National Night Out is one essential building block – as it is an agent of change to create, foster and re-establish connections between members of the community and law enforcement."

Chief John Nowacki of the Rolling Meadows (IL) Police Department said, "I have participated in National Night Out for many years with a former agency. I am continually impressed with the evolution of NNO that I have witnessed throughout the years. Each event gets bigger every year. The opportunities to interact with your respective community are powerful – and it is all due to this national program, so I personally thank you!"

AWARD WINNERS

MINNEAPOLIS was selected as the top-ranked Category 1 area and received the National Night Out 2017 Cup. **Arlington, TX**, was second, **Los Angeles County** was third and **San Antonio** was fourth.

The Woodlands, TX won the Cup in Category 2. **Maple Grove, MN**, won in 3 and **Sanford, NC**, captured Category 4. **St. Francis, WI**, took Category 5 and **Moscow Borough, PA**, finished first in Category 6.

TEXAS was awarded the "National Night Out 2017 State Cup."

The complete list of NNO 2017 Award Winners begins on Page 3 of this issue and is also posted on our website at natw.org.

* * *

The "35th Annual National Night Out" will culminate on August 7, 2018. (The Texas/October date will be October 2nd.)

All 2017 registered coordinators will receive the official NNO 2018 registration information via USPS in mid-February. Website registration (preferred) for NNO 2018 is scheduled to open on February 1st.

NNO coordinators are encouraged to please invite cities and towns that were not involved in 2017 to contact NATW now or visit the website. Anyone with questions can email them to info@natw.org or call us at 1-800-648-3688.

16,377
COMMUNITIES
FOR
NNO 2017!!!



NATIONAL NIGHT OUT 2017



Award Winners

Category 1

300,000+ Population

1. Minneapolis, MN
2. Arlington, TX
3. Los Angeles County, CA
4. San Antonio, TX
5. Chesterfield County, VA
6. Columbus, OH
7. Collin County, TX
8. Morris County, NJ
9. Stockton, CA
10. Louisville, KY
11. El Paso County, TX
12. Placer County, CA

Category 2

100,000 - 300,000 Population

1. The Woodlands Township, TX
2. Orlando, FL
3. St. Paul, MN
4. Rochester, MN
5. Modesto, CA
6. Ontario, CA
7. Topeka, KS
8. Kent, WA
9. West Valley City, UT
10. Orange, CA
11. Longview, TX
12. Hanover County, VA
13. Greensboro, NC
14. Richardson, TX
15. Stafford County, VA
16. Plano, TX
17. Charles County, MD
18. Chula Vista, CA
19. Waco, TX
20. McKinney, TX
21. El Paso County, CO
22. Mobile, AL
23. Spotsylvania County, VA

Category 3

50,000 - 100,000 Population

1. Maple Grove, MN
2. Suffolk, VA
3. Brooklyn Park, MN
4. Hattiesburg, MS
5. Carson City, NV
6. Margate, FL
7. Arlington Heights, IL
8. Gloucester Township, NJ
9. Jacksonville, NC
10. Goldsboro / Wayne County, NC
11. Pflugerville, TX
12. Portsmouth, VA

13. Meriden, CT
14. Delray Beach, FL
15. Madera, CA
16. Bowie, MD
17. Tustin, CA
18. Turlock, CA
19. Commerce City, CO
20. Cedar Park, TX
21. Tinley Park, IL
22. Chino Hills, CA
23. Bryan, TX
24. Harrisonburg Area, VA
25. Hamden, CT
26. Orland Park, IL
27. Palm Beach Gardens, FL
28. Hammond, IN
29. St. Mary's County, MD

Category 4

15,000 - 50,000 Population

1. Sanford, NC
2. Bartlett, IL
3. New Brighton, MN
4. Miami Township, OH
5. South Brunswick, NJ
6. Coppell, TX
7. South Elgin, IL
8. Urbandale, IA
9. Lexington, NC
10. Walla Walla, WA
11. Carteret, NJ
12. Egg Harbor Township, NJ
13. Munster, IN
14. Auburn Hills, MI
15. Rolling Meadows, IL
16. Columbus, MS
17. Holland, MI
18. San Gabriel, CA
19. Dolton, IL
20. Oakdale, CA
21. Hutto, TX
22. Leander, TX
23. San Fernando, CA
24. Schenectady, NY
25. Muskegon, MI
26. Canon City, CO
27. Grayson County, VA
28. Fremont County, CO
29. Midlothian, TX
30. Syracuse, UT
31. Cedar Hill, TX
32. Mountlake Terrace, WA
33. Mukilteo, WA
34. Wylie, TX
35. Spring Township, PA
36. Hamilton Township, NJ
37. The Colony, TX
38. Lexington, SC
39. Happy Valley, OR
40. Muskogee, OK
41. Temple Terrace, FL

42. Olney, MD
43. Taylor, TX
44. Murphy, TX
45. Mundelein, IL
46. Suisun City, CA
47. Alsip, IL
48. Biddeford, ME

Category 5

5,000 - 15,000 Population

1. Saint Francis, WI
2. Fircrest, WA
3. Siler City, NC
4. Placerville, CA
5. Butler, NJ
6. Fife, WA
7. Galax, VA
8. Lumberton Township, NJ
9. Chino Valley, AZ
10. Pine Hill, NJ
11. Live Oak, TX
12. Arkansas City, KS
13. La Grange Park, IL
14. Farmville, VA
15. Lincolnshire, IL
16. New Carrollton, MD
17. Hewitt, TX
18. Jacksonville, TX
19. Cain Township, PA
20. Oak Brook, IL
21. Smithfield, VA
22. Lilburn, GA
23. Dublin-Laurens County, GA
24. District Heights, MD
25. Boerne, TX
26. Signal Hill, CA
27. Braidwood, IL
28. Frederick, CO
29. Conover, NC
30. Warrenville, IL
31. Douglas, GA

Category 6

(less than 5,000)

1. Moscow Borough, PA
2. Dutton, AL
3. Alhambra Valley, CA
4. Ada, MN
5. La Vernia, TX
6. Castle Hills, TX
7. Crewe, VA
8. Falls City, NE
9. Brielle, NJ



★ NATIONAL NIGHT OUT 2017 Award Winners ★

Category 7 (Military)

(alphabetical by state)

ARMY

Schofield Barracks Honolulu, HI

Fort Campbell, KY

U.S. Army Garrison West Point, NY

Fort Hood, TX

AIR FORCE

Barksdale AFB, LA

MARINES

Marine Corps Base Hawaii

University of Texas at San Antonio
San Antonio, TX

Category 12 (Rookie of the Year)

(alphabetical by state)

Piedmont, CA

My Community's Keeper
San Jose, CA

Fort Morgan, CO

Village of Jefferson Residents Association
Barnhart, MO

Hernando, MS

Asherton Grove Condo Association
Westerville, OH

Rusk, TX

Vistas of Carmona Hills
San Antonio, TX

Category 8 (Electric Utilities)

Consumers Energy
Grand Rapids, MI

Category 9 (State)

First Place: TEXAS

Category 10 (Neighborhood/Community)

(alphabetical by state)

Island Palm Communities

Schofield Barracks, HI

Mid-County Community
Silver Spring, MD

Earl Road Community
Durham, NC

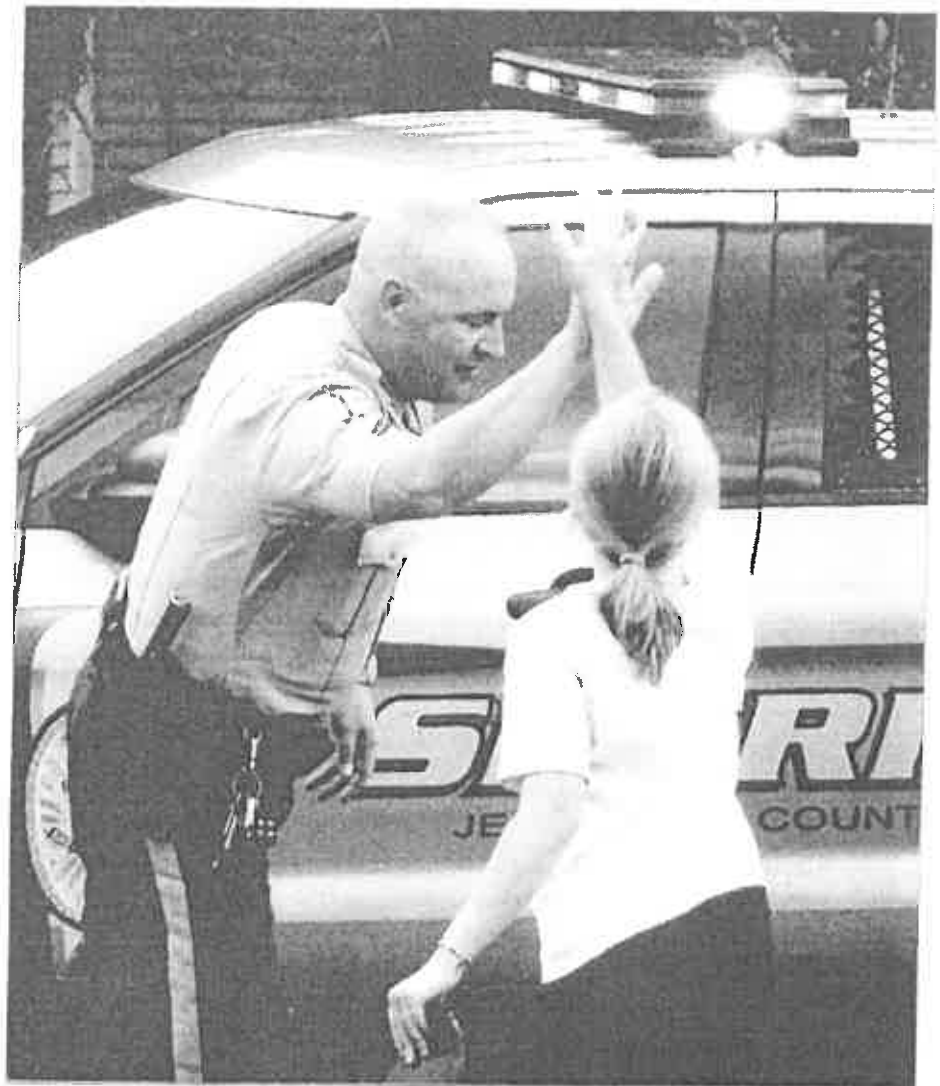
University Estates Community
Durham, NC

Fort Drum Mountain Community Homes
Fort Drum, NY

Near Northwest Management District
Houston, TX

Fort Hood Family Housing
Fort Hood, TX

NNO Obici
Suffolk, VA



High-fives around at the Jefferson County (MO) Sheriff's Department NNO 17.

Category 11 (Colleges / Universities)

(alphabetical by state)

Benedictine University, Lisle, IL

Texas A&M University
College Station, TX

University of Texas at Arlington
Arlington, TX

University of Texas at Dallas
Richardson, TX



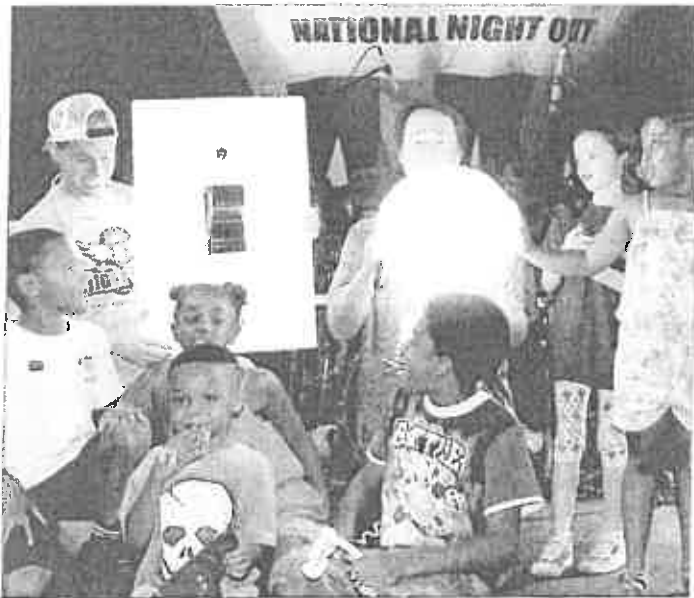
NATIONAL NIGHT OUT 2017



Dallas Mayor Mike Rawlings enjoys a Dietz & Watson hot dog at National Night Out at Kiest Park.



Fort Drum (NY) showing Minion love on NNO.



Closing ceremony including NNO Creator Matt Peskin at National Night Out event in Wynnewood (PA).



A beautiful setting for National Night Out in South Elgin (IL).



Everyone awaits the raffle winners at the University of Texas at Arlington NNO.



Children in Siler City (NC) getting cooled down during NNO 2017.



Lower Merion Township (PA) Police Department joined forces with the community for NNO 2017.



An evening of meeting and greeting at the National Night Out event in Charles County (MD).



Huge NNO crowd this year in Urbandale (IA).



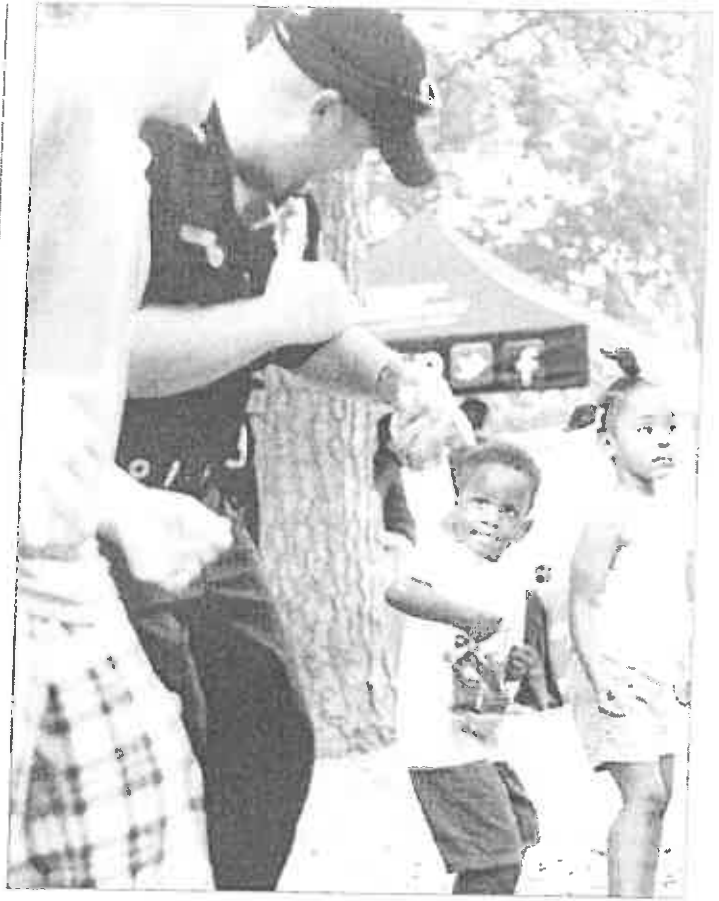
Orange Police Sgt. McMullin introduces Katie Wayland, Miss City of Orange during National Night Out.



Dallas (TX) officers put on a show during NNO 2017.



National Night Out '17 was celebrated at the U.S. Embassy in Ghana.



Oh, yeah. This guy has got the look during NNO in Crewe (VA).



Another great National Night Out event in Carson City (NV).



The youngsters and the officers strengthened their bonds during NNO in Suffolk (VA).



Nat the Knight is front and center with the Junior Military Group at National Night Out '17 in Suffolk (VA).



Deputy Bindley helps a youngster through the obstacle course at NNO in Carson City (NV).



Canon City (CO) Police Chief Harvey and a CCPD volunteer enjoy their new ride.



NATW's Dog Walker Watch was a part of many NNO celebrations including this one in Bartlett (IL).



Chula Vista (CA) Mayor Mary Casillas Salas and Police Chief Roxana Kennedy kickoff NNO 2017.



An extraordinary evening for NNO once again in Bartlett (IL).



It was all about the children at the Charles County (MD) National Night Out event.



The spirit is always overwhelming during National Night Out in Ontario (CA).



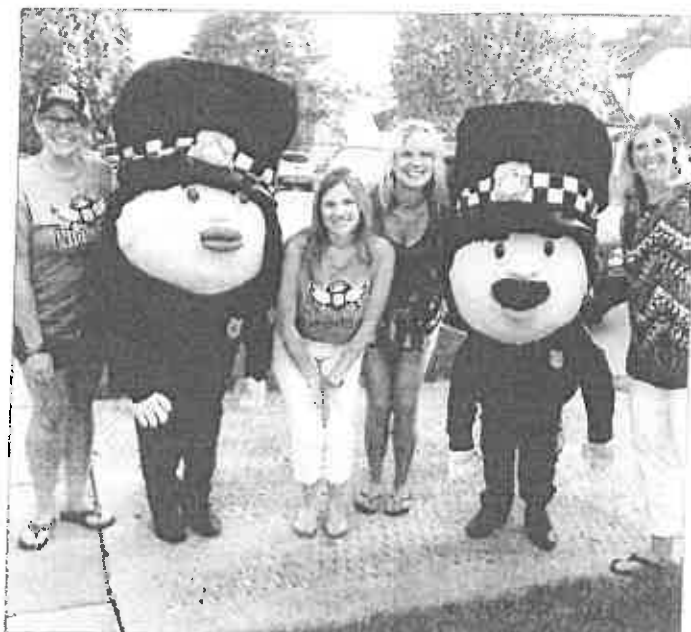
7-Eleven supported National Night Out in several states this year. This is a store in Portsmouth (VA).



Ruth "Momma" Dietz and Steve Riley at the Dietz & Watson tent at NNO in Montgomery County (PA).



The Phillie Phanatic takes center stage at the NNO '17 event in the Wynnewood, PA Shopping Center.



Fun on the streets of South Elgin (IL) during National Night Out 2017.



Chief Joe Williams gets dunked at National Night Out in Rusk (TX).



Notice the intensity during this challenging game in Siler City (NC).



Happiness all around during NNO 2017 in Fircrest (WA).



Child car seat safety was featured at NNO in Fife (WA).



Chief Carroll and his Command Staff working the NNO food line in Modesto (CA).



Officer Charlie Farrell loads up his cycle for National Night Out in Lower Merion Township (PA).



This classic was on display at the Pine Hill (NJ) National Night Out event this year.



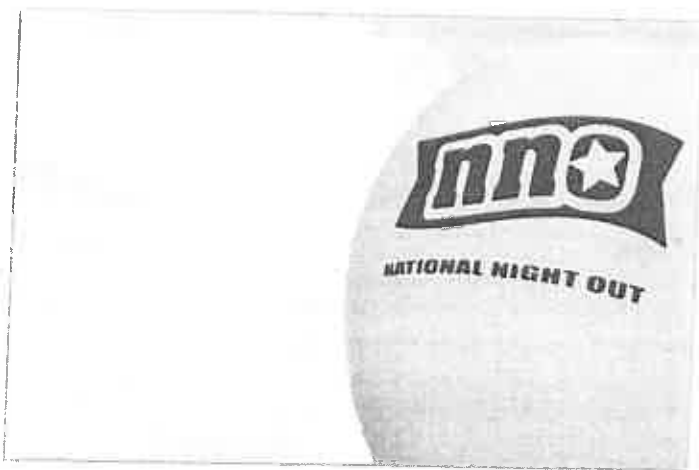
Orlando Chief John Mina meets with residents during NNO 2017.



Plenty of giveaways on Vance Street this year in Sanford (NC).



A huge turnout again this year for NNO in Urbandale (IA).



What a great Night Out! See you next year for the 35th Annual National Night Out.



Houston Police Chief Art Acevedo addresses the media during NNO 2017.



Dog Walker Watch (DWW), a crime awareness program created by the National Association of Town Watch (NATW) last year, is growing rapidly across the country. There are over 75 million dog walkers throughout the USA. DWW training classes, conducted by local law enforcement, teach citizens how to become more effective observers and reporters of suspicious activity.

If your community has not registered yet, please visit natw.org/dog. Ideally, you want your local police or sheriff's department to register as they will be doing the training. A training CD is available for local law enforcement agencies.

NON-PROFIT
ORGANIZATION
U.S. POSTAGE
PAID
UPPER DARBY, PA
PERMIT NO. 682

Linda Waters
City of Biddeford
265 Main St
Biddeford, ME 04005-2457



Jacksonville (NC) chased crime out of town during National Night Out.