

CALAIS CITY COUNCIL
JANUARY 14, 2021

The first regular monthly meeting of the Calais City Council was held this date in the Library at Calais High School at 6:00 p.m.

Present was Mayor Howard presiding over Councilors Cody, Sherrard, Rogers, Mingo, Moreside and Councilor Carr by Zoom.

On a motion by Councilor Sherrard and a second by Councilor Cody, it was unanimously voted to approve the following consent agenda as presented:

- A. Previous Minutes
- B. Monthly Departmental Reports
- C. Chase Fund for January - \$200.00
- D. Treasurer's Warrants City through January 13, 2021
\$ 538,449.18
- E. Treasurer's Warrants School through January 13, 2021
\$ 1,475,615.43
- F. Treasurer's Warrant Water through December 31, 2020
\$ 25,086.05
- G. Treasurer's Warrants Water through January 13, 2021
\$ 11,606.84
- H. Perpetual Care Application – Michael Clark
- I. Liquor License Renewal – Calais Motor Inn
- J. Liquor License Renewal – Karen's Diner & Korner Pub

The Mayor then opened a Public Hearing to consider public input on the following proposed \$960,000 CWSRF Sewer Bond Ordinance:

INSERT BOND ORDINANCE

There being no public concern voiced, it was moved by Councilor Moreside, seconded by Councilor Cody, and unanimously voted to adopt this ordinance.

The Mayor then opened a Public Hearing on the following proposed amendment to the Snow Removal Ordinance:

4-744 Snow Removal

No vehicle, boat, camper, or trailer shall be parked at any time on any public street or city owned parking lot to interfere with or hinder the removal of snow from said street or parking lot by

Attendance

Consent Agenda

Sewer Bond Ordinance

Snow Removal Ordinance
Amendment

**CITY OF CALAIS, MAINE – ORDINANCE
AUTHORIZATION OF A MAIN STREET SEWER SYSTEM IMPROVEMENT
PROJECT AND THE ISSUANCE OF A GENERAL OBLIGATION BOND
OF THE CITY (\$960,000)**

The City of Calais (the "City") hereby ordains as follows:

Section 1. That under the constitution and laws of the State of Maine and pursuant to Section 5772 of Title 30-A, M.R.S.A., the Charter of the City and other applicable authority, the City is hereby authorized to borrow from the Maine Municipal Bond Bank (the "Bank") a cumulative principal amount not to exceed Nine Hundred Sixty Thousand Dollars (\$960,000), for a period not to exceed thirty (30) years, at such interest rate or rates and on such further terms and conditions as may be determined by the Bank, with principal and interest to be payable at least annually, the proceeds to be used substantially to finance sewer system improvement projects in the City including but not limited to repairs and upgrades to the sewer system along Main Street (the "Project"), and the obligations of the City with respect to such borrowing will be evidenced by a General Obligation Bond of the City to be executed and delivered on behalf of the City by the City Finance Director and to be countersigned by a majority at least of the City Council in a cumulative principal amount not to exceed \$960,000 (the "Bond"). Notwithstanding anything in this ordinance to the contrary, it is hereby noted that upon issuance of the Bond, the Bank has agreed to forgive a cumulative principal amount of up to \$726,624, such that after issuance of the Bond, the total principal amount required to be repaid by the City over the term of the Bonds will be approximately \$233,376.

Section 3. That the City Finance Director, the City Manager, the City Clerk and the Mayor, and each of them individually, are hereby authorized to execute such certificates, loan agreements and other documents and do all things necessary or convenient to issue the Bond.

Section 4. That the term of the Bond shall not exceed the estimated period of utility of the Project, which is hereby estimated to be not less than 30 years, and further that sufficient taxes shall be levied by the City each year that the Bond is outstanding to pay all principal and interest due and payable in that year pursuant to such Bond as are then outstanding, and that such amount of principal and interest shall be included in the tax levy of the City for each year until the Bond has been paid in full.

Section 5. That the City Clerk shall distribute a copy of this Ordinance to each Council member and to the City Manager, and shall file a reasonable number of copies of this Ordinance at City Hall and such other places as may be directed by the City Manager.

Section 6. That a public hearing shall be held at 6:00 p.m. in the City Council Chambers of the City Building in Calais, Maine on January 14, 2021, for the purpose of taking testimony and comments from the public with respect to the proposed issuance of the Bond, and that notice of the public hearing be given by the City Clerk by publishing a summary of this ordinance in the Calais Advertiser on or about December 21, 2020, together with a notice setting forth the time and place for the public hearing, and for consideration of the proposed ordinance

by the City Council at the meeting to be held on January 10, 2021, immediately following the public hearing. Notwithstanding anything in this Ordinance to the contrary, the hearing and the meeting may be conducted via electronic means if doing so (a) is consistent with the public health measures taken by the City in connection with the COVID-19 pandemic and (b) members of the public are notified of the method of participation and are able to observe and participate in the hearing and meeting remotely.

Section 7. That all actions taken to date by the municipal officers of the City related to the sale of the Bond and of a temporary Bond Anticipation Note in connection therewith hereby are ratified, approved and confirmed.

Section 8. That the law firm of Eaton Peabody is hereby designated as Bond Counsel for the City to advise the City with respect to the issuance and sale of the Bond, and to prepare documents and render opinions as may be necessary or convenient for that purpose.

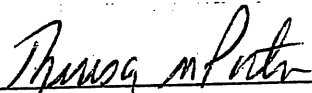
Section 9. That the municipal officers and officials of the City are hereby authorized to execute any and all documents and certificates, and to take all actions, including affixing the seal of the City, as may be necessary or convenient to carry out the intent of this Ordinance, and further that if any member of the City Council or officer of the City who has signed or sealed the Bond or any certificate delivered in connection therewith shall cease to be such officer or official before the Bond has been authenticated or delivered by the City, such Bond nonetheless may be authenticated, issued and delivered with the same force and effect as though the person or persons who signed or sealed such Bond had not ceased to be such officer or official; and any such Bond may be signed and sealed on behalf of the City by those persons who, at the actual date of the execution of such Bond shall be the proper officers and officials of the City, although at the nominal date of such Bond such person or persons shall not be such officer or official.

Section 10. That as soon as practicable after adoption of this ordinance, the City Clerk shall publish a summary of this ordinance in the Calais Advertiser together with a notice of its adoption.

I certify that I am the duly qualified City Clerk of the City of Calais, Maine and that the foregoing ordinance was introduced at the regularly scheduled meeting of the City Council on December 10, 2020, and was adopted by the City Councilors of the City of Calais at the meeting of the City Council on January 14, 2021, duly called and legally held in accordance with the laws of Maine and the City Charter, that the meeting was open to the public and that adequate and proper notice thereof was given in accordance with the laws of Maine and the City Charter, and that such ordinance has been entered into and become a part of the permanent records of the City and remains in full force and effect and has not been rescinded or amended.

CITY OF CALAIS, MAINE

By:


Theresa Porter
City Clerk

(SEAL)

Dated at Calais, Maine
January 14, 2021

the City plowing or loading and hauling. The Chief of Police may cause any vehicle to be removed from the street or parking lot and placed in a suitable parking space off the street or parking lot, at the expense of the owner of such vehicle, and without the City being liable for any damages that may be caused by such removal. For the purpose of facilitating the removal of snow, the Public Works Director or Chief of Police may cause to be placed properly marked signs along any street or parking lot as he shall from time to time deem necessary. It shall be unlawful for the operator of any vehicle to enter upon, stop or park within the spaces indicated by such signs.

Following a brief discussion, it was moved by Councilor Cody, seconded by Councilor Rogers, and unanimously voted to adopt this ordinance amendment.

The City Manager then his report on the following:

- Fire Dept proposed policy for pay per service
- Officer Jeff Bishop resignation from Police Dept
- Newly hired Public Works Employee – Travis Pelletier
- Covid-19 Vaccinations availability
- Need to Schedule the following Committee Meetings

1. Public Works Committee – 01/28/2021 at 5:00 pm
2. Public Safety Committee – 01/28/2021 at 5:30 pm
3. Finance Committee – 02/11/2021 at 5:00 pm

The City Manager then asked the City Council to consider suspending the Council Rules to add Union Negotiations to Executive Session. This was so moved by Councilor Moreside, seconded by Councilor Mingo, and unanimously voted.

On a motion by Councilor Mingo and a second by Councilor Moreside, it was unanimously voted to approve the acceptance of a Cares Act Grant in the amount of \$38,308.46.

The next agenda item was a request to waive interest on Personal Property and Real Estate Taxes for Businesses that have been struggling with Covid-19 restrictions. Following a brief discussion, it was the consensus of the Council that this request be denied.

City Manager Report

Suspend Rules, Add Agenda item

Acceptance of Cares Act Grant

Deny request – Waiver of Interest on Taxes

The next agenda item was the cancellation the payment arrangement contract for the foreclosed property located at 171 South Street. On a motion by Councilor Moreside and a second by Councilor Mingo, it was unanimously voted to cancel this contract due to non-payment and notify the property owner that they have 30 days to remove any personal property from the property.

It was moved by Councilor Cody and seconded by Councilor Rogers to authorize the Water Department expend \$12,570 from the Water Department Fund Balance for the purchase of Hand-Held Water Meter Readers and software from EP Prescott. All in favor.

On a motion by Councilor Mingo and a second by Councilor Cody, it was unanimously voted to authorize the CDRC to hold a "Wicked Winter Fun Day" at the Fountain Park, Memorial Park, and the Milltown Park on January 30th.

It was moved by Councilor Sherrard, seconded by Councilor Rogers, and unanimously voted to grant an abatement of \$124.56 for Sewer Account #3425.

The City Clerk addressed the Council with the issue of only having 3 Voluntary Road Toll applications thus far. She asked that the Council grant her the authority to schedule up to 7 more requests without bringing them to Council. It was moved by Councilor Cody and seconded by Councilor Moreside to grant this request. Voting in favor were Councilors Cody, Rogers, Mingo, Moreside, Carr, and Mayor Howard. Councilor Sherrard was opposed. Motion carried.

Other items addressed with no Council being taken at this time included:

- Status of Opportunity Zone
- Status of Security Camera Installations
- Need for Council to be fiscally responsible this coming budget.
- thanks to Public Works Dept work done on Garfield Street.

On a motion by Councilor Rogers and a second by Councilor Mingo, it was unanimously voted to retire into Executive Session at 6:26 p.m. for the following:

- A. Personnel Issue – Family Medical Leave
- B. Personnel Issue – Police Dept
- C. Legal Update – City Solicitor
- D. Union Negotiations

171 South Street Foreclosure

Hand-Held Meter Readers

CDRC – Wicked Winter Fun Day

Sewer Abatement

Voluntary Road Tolls

Other Items

Executive Session

Due to Technical difficulties, Councilor Carr was not in attendance for the remainder of this meeting.

Open Session resumed at 7:30 p.m.

It was moved by Councilor Cody and seconded by Councilor Moreside to extend employee protections under the FFCRA until January 28, 2021. Voting in favor of this motion were Councilors Cody, Sherrard, Rogers, Mingo, and Moreside. Mayor Howard was opposed. Motion Carried.

There being no further business to come before the City Council at this time, it was moved by Councilor Moreside, seconded by Councilor Mingo, and unanimously voted to adjourn this meeting at 7:31 p.m.

ATTEST: 
Theresa M Porter, City Clerk

Councilor Carr left meeting.

Open Session

Extension of Employee
Protections – FFCRA

Adjourn