

CALAIS CITY COUNCIL
June 8, 2023

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

Present was Mayor Mingo presiding over Councilors Niles, Sherrard, Rogers, Beale, Carr and Macdonald.

Before consideration of the consent agenda, Mayor Mingo asked the council to suspend the rules and add a special event permit request from the Farmer's Market to the consent agenda. Councilor Carr made a motion to do so. Councilor Rogers seconded. All were in favor.

Then on a motion by Councilor Sherrard and a second by Councilor Carr, it was unanimously voted to approve the following consent agenda:

- A. *Previous Minutes*
- B. *Approval of Monthly Departmental Reports*
- C. *Approval of Chase Fund for June \$150*
- D. *Treasurer's Warrants City through June 7, 2023*
\$ 168,782.99
- E. *Treasurer's Warrants School through June 7, 2023*
\$ 648,025.32
- F. *Treasurer's Warrants Water through June 7, 2023*
\$ 15,955.28
- G. *Application for Perpetual Care-Becker Lot*
- H. *Application for Perpetual Care-Robichaud Lot*
- I. *Special Event Permit-Farmer's Market*

Public Hearing

Nex the mayor called for a public hearing regarding the water/sewer project bond ordinance. After there was no comment from the public, a motion was made by Councilor Rogers to approve the ordinance. Councilor Niles seconded. The motion passed with all in favor.

The City Manager then gave his report. He wanted to let the public know that there would be an elementary school crosswalk dedication for Jack Monaghan on Friday 6/9 at 10am. He also wanted to note that there would be a dedication of the

Attendance

Suspend Rules-Add Special
Event Permit

Consent Agenda

Public Hearing-Water/Sewer
Bond Ordinance

City Manager's Report

Community Tennis Courts in memory of David Sivret on Saturday, 6/10 at 6pm. Lastly, he requested that the council suspend the rules to add USDA Grant Request and Public Works Equipment Auction Bids to new business. A motion to do so was made by Councilor Sherrard and seconded by Councilor Macdonald. All were in favor.

Follow Ups:

An update was given on fencing for the new dog park. Insurance liability and coverage for the dog park were also discussed. Lastly an update was given on progress of the new waterfront grass/park area.

Committees:

Economic Development will meet at 5pm on June 29th in the Council Chambers.

The last item of old business was discussion of the giving of land to the local ATV club for the purpose of constructing a clubhouse. The ATV club president was in attendance and discussion was held on possible locations. No motions were made regarding this item.

New Business

Next the council set a date for a public hearing for a new liquor license for the Riverview Restaurant & Lounge. Councilor Sherrard made a motion to schedule a public hearing for June 29th. Councilor Rogers seconded. All were in favor.

The council then set a date for a public hearing for the FY 23/24 General Fund Budget. Councilor Carr made a motion to schedule a public hearing for June 29th. Councilor Macdonald seconded. All were in favor.

The next item to consider was a request from the CDRC to change the name of Triangle Park to Flat Iron Park. Councilor Niles made a motion to do so. Councilor Carr seconded. All were in favor.

Next the council considered a request from City Manager Ellis to designate a week via proclamation as Local Volunteer Week in order to recognize the efforts of several local citizens. Councilor

Committee Updates

Land for ATV Clubhouse

Schedule Public Hearing-
Liquor License

Schedule Public Hearing-FY
23/24 General Fund Budget

Triangle Park Renamed Flat
Iron Park

Proclamation of Local
Volunteer Week

Rogers made a motion to proclaim such week each April. Councilor Macdonald seconded. All were in favor.

The Council then considered a request from Maine DOT for conveyance of portions of Whitlock Lane & Dicenzo Avenue constructed by Maine DOT. Also included was conveyance of Map 024 Block 007 Lot 006. A motion was made by Councilor Sherrard to accept conveyance of these from Maine DOT to the City of Calais. Councilor Carr seconded the motion. All were in favor.

The next agenda item was the proposed parade route for this year's International Festival. A motion was made by Councilor Rogers to approve the proposed route. Councilor Sherrard seconded. All were in favor.

The council was then presented with the bid results for provision of LP Gas to the city. Councilor Sherrard made a motion to accept the bid from V. L Tammara Oil Company. Councilor Carr seconded the motion. All were in favor.

Discussion was then held on the Milltown Park WWII Honor Roll as well as the Red Beach Honor Roll. Council asked for the public's help in locating two missing pieces from the Milltown Park Honor Roll. Ideas were also shared regarding restoration of the Red Beach Honor Roll. No motions were made at this time.

Next City Manager Ellis requested permission from the council to apply for a USDA Grant as part of a training opportunity for the city through GrowSmart Maine. Councilor Sherrard made a motion to approve the request. Councilor Rogers seconded. All were in favor.

The last item of new business was discussion of the auction bid results for several pieces of public works equipment.

The 2001 International 4900 Dump Truck received a bid of \$3350. Councilor Carr made a motion to accept this bid. Councilor Macdonald seconded. All were in favor.

The 2003 International 2574 Dump Truck received a bid of \$1525. Councilor Rogers made a motion to accept this bid. Councilor Sherrard seconded the motion. All were in favor.

Conveyance to the City of Whitlock Lane, Dicenzo Ave and Map 024 Block 007 Lot 006

International Festival Parade Route

LP Gas Bids

Milltown Park Honor Roll and Red Beach Honor Roll

USDA Grant Application

Public Works Auction Bids

Sale of 2001 International Dump Truck

Sale of 2003 International Dump Truck

Lastly the dock flotation units received a bid of \$330. Councilor Sherrard made a motion to accept this bid. Councilor Rogers seconded the motion. All were in favor.

Sale of Dock Units

Other Items Discussed

Other topics discussed with no action taken included:

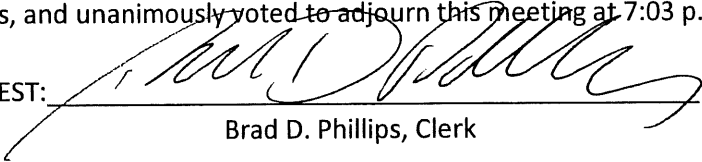
Roundtable

- Suggestion to add plaques and historic pictures at Flat Iron Park
- Many lawns in town are overgrown.
- Thank you to the City Manager and Department Heads for their work during the budget process this year.
- Suggestion to make a walk-through of buildings owned by the city a yearly occurrence
- Thank you to the Mayor and City Manager for their presence/speaking at the Memorial Day ceremony
- Concern over the final product of paving on Hinkley Hill after water/sewer project

There being no further business to come before the City Council at this time, it was moved by Councilor Carr, seconded by Councilor Niles, and unanimously voted to adjourn this meeting at 7:03 p.m.

Adjournment

ATTEST:



Brad D. Phillips, Clerk

**CITY OF CALAIS, MAINE – ORDINANCE
AUTHORIZATION OF A MAIN STREET WATER SYSTEM IMPROVEMENT
PROJECT AND THE ISSUANCE OF A GENERAL OBLIGATION BOND
OF THE CITY (\$413,700)**

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 \$413,700 (Four Hundred Thirteen Thousand Seven Hundred Dollars), 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 the completion of the replacement of water mains on Main Street in conjunction with sewer and storm drainage improvements already underway, (the “Project”), and the obligations of the City with respect to such borrowing will be evidenced by the amendment of the General Obligation Bond Anticipation Note of the City, currently outstanding in a maximum principal amount of \$1,742,300 (the “Note”), to reflect an increased maximum principal amount of \$2,156,000, such amendment to be executed and delivered on behalf of the City by the City Finance Director and the City Manager, with the Seal of the City Affixed by the Clerk, the proceeds of which shall be refinanced, upon completion of the Project, by the issuance of a General Obligation Bond of the City in the maximum principal amount of \$2,156,000, to be executed by the City Finance Director and countersigned by a majority at least of the City Council (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 \$550,200 (such amount consisting \$458,500 of forgiveness relating to the current outstanding Note, and the remaining \$91,700 in forgiveness relating to the additional debt authorized hereby), such that after issuance of the Bond, the total principal amount required to be repaid by the City over the term of the Bond will be not more than \$2,156,000.

Section 2. That the proceeds of the Note and the Bond will be used to supplement funds already received from the Bank for this Project, as well as other funding sources, with a total Project cost estimated at \$3,230,500, and that the City Finance Director, the City Manager, the City Clerk and the Mayor, and each of them individually, are authorized to take such actions and sign such documents, certificates, loan agreements, amendments to loan agreements, amendments to Loan and other documents, and to do all things necessary or convenient to amend the Note and issue the Bond and to consolidate them with other, previously authorized and currently outstanding debt of the City relating to other components of Project funding from the same lending sources.

Section 3. 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 4. 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 5. 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 June 8, 2023, for the purpose of taking testimony and comments from the public with respect to the proposed issuance of the Note and 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 June 1, 2023, 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 June 8, 2023, immediately following the public hearing.

Section 6. That all actions taken to date by the municipal officers of the City related to the sale of the Bond and the Note hereby are ratified, approved and confirmed.

Section 7. 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 Note and Bond, and to prepare documents and render opinions as may be necessary or convenient for that purpose.

Section 8. 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 Note, the Bond or any certificate delivered in connection therewith shall cease to be such officer or official before the Note or Bond has been authenticated or delivered by the City, such Note or 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 Note or Bond had not ceased to be such officer or official; and any such Note or Bond may be signed and sealed on behalf of the City by those persons who, at the actual date of the execution of such Note or Bond shall be the proper officers and officials of the City, although at the nominal date of such Note or Bond such person or persons shall not be such officer or official.

Section 9. 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 May 11, 2023, and was adopted by the City Councilors of the City of Calais at the meeting of the City Council on June 8, 2023, 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: 

Brad D. Phillips
City Clerk

(SEAL)

Dated at Calais, Maine
June 8, 2023

Fiscal Years 2024-2026 LP Gas Bid

Bids Opened by Crystal Gallina, Finance Director, Thursday, June 8, 2023 @ 3:00 p.m.

Witnessed by Brad Phillips

DEAD RIVER – DECLINED TO BID

	<u>7/1/2023 - 6/30/2024</u>	<u>7/1/2024 – 6/30/2025</u>	<u>7/1/2025 – 6/30/2026</u>
Cost Plus FOB			
Differential/Markup			
Fixed Price Option			
% of Increase Yrs 2 & 3 if applicable			

VL TAMMARO

	<u>7/1/2023 - 6/30/2024</u>	<u>7/1/2024 – 6/30/2025</u>	<u>7/1/2025 – 6/30/2026</u>
Cost Plus FOB (Bangor, ME)	\$ 0.8485		
Differential/Markup	\$.20		
Fixed Price Option	\$ 1.39	\$ 1.39	\$ 1.39
% of Increase Yrs 2 & 3 if applicable		0	0

RECOMMENDATION

Recommend accepting the LP heating fuel bid from VL Tammaro at the fixed cost option of \$1.39 for three years.