

October 10, 2017

17-25

Council Agenda Item #1: Roll Call

Because of a power outage, the regular meeting of the Caribou City Council was held 6:00 p.m. on Tuesday, October 10, 2017 in the City Clerk's Office with following members present: Mayor Gary Aiken, Deputy Mayor David Martin, Philip McDonough II, Joan L. Theriault, Jody L. Smith, Timothy C. Guerrette, and Nicole L. Cote.

Dennis L. Marker, City Manager.

Department Manager: Gary Marquis, Supt of Parks & Recreations; Penny Thompson, Tax Assessor; and Scott Susi, Fire Chief.

Chris Bouchard of the Aroostook Republican and Spectrum covered the meeting.

Council Agenda Item #2: Pledge of Allegiance

Mayor Aiken led the Pledge of Allegiance.

Council Agenda Item #3: Public Input

- John Barretto – 15 Prospect Street – Stated that he has a condemned sticker on his house from the City. Mr. Barretto stated that he is being harassed by the City and the Police Department. He is concerned that he will be removed from his house.
Because of nonpayment, water and electricity have been terminated for 15 Prospect Street which places him in violation of the Property Maintenance Code. Mr. Barretto stated that he has opened up the old well so he currently has water and that on Wednesday Emera will be restoring electricity to 15 Prospect Street.
The City Manager stated that staff will review 15 Prospect Street to determine if the property maintenance code violations have been resolved.
The Mayor offered that the City could review the current Property Maintenance Code to see if there are items that could be removed or changed.

Council Agenda Item #4: Declaration of Potential Conflicts of Interest

There weren't any conflict of interest to declare.

Council Agenda Item #5: Consent Agenda

- a. Minutes for September 11, 2017 Meeting
- b. Approval of Beano or Games of Chance Licenses for Multiple Years.
 - I. American Legion Post #15 license to run Games of Chance (2018-2020)
 - II. Lister-Knowlton VFW Auxiliary license to run Games of Chance (2018-2020)
 - III. Knights of Columbus license to run Games of Chance (2018-2020)
 - IV. Lister-Knowlton VFW Post 9389 to run Games of Chance (2018-2020)
- c. Approval of 2017 Notice of Municipal Election
- d. Approval of 8 a.m. opening time for November 7, 2017 Election

Motion made by P. McDonough, seconded by J. Smith, to approve the Consent Agenda A-D as presented. (6 yes) So voted.

Council Agenda Item #6: Bid Openings, Awards and Appointments

- a. Appointment of November 2017 Election Warden – Jayne R. Farrin

Motion made by P. McDonough, seconded by T. Guerrette, to appoint Jayne R. Farrin as Warden for the November 2017 Election. (6 yes) So voted.

- b. Appointment of November 2017 Deputy Election Warden – Kalen Hill

Motion made by P. McDonough, seconded by T. Guerrette, to appoint Kalen Hill as Deputy Warden for the November 2017 Election. (6 yes) So voted.

- c. Appointment of Nylander Museum Board Member – Kathryn Rebecca Easter

Motion made by P. McDonough, seconded by T. Guerrette, to appoint Kathryn Rebecca Easter to the Nylander Museum Board. (6 yes) So voted.

- d. Appointment of Planning Board Member – Thomas Ayer

Motion made by P. McDonough, seconded by T. Guerrette, to appoint Thomas Ayer to the Planning Board with a term ending December 31, 2019. (6 yes) So voted.

- e. Recognition of Denise Lausier, MMA Supreme Award for Municipal Annual Report

The Mayor noted that at the recent Maine Municipal Association's Annual Convention, the City of Caribou's Annual Report earned the Supreme Award for the population category of 5000 and over. Denise Lausier was recognized and thanked for all the hard work she put into the annual report and received a round of applause.

- f. Recognition of Chief Scott Susi, Maine Fire Chief of the Year

The Mayor stated that at the recent Maine Municipal Association's Annual Convention, Fire Chief Scott Susi was recognized by his peers and awarded Maine Fire Chief of the Year. Both the City and the Chief received plaques. The Mayor thanked him for his service and the Chief received a round of applause.

Council Agenda Item #7: Formal Public Hearings

- a. Discontinuance of Park Street between Glenn Street and Bennett Drive

6:20 p.m. Public Hearing opened.

No public input.

6:21 p.m. Public Hearing closed.

The formal vote on the discontinuance of Park Street between Glenn Street and Bennett Drive will be added to the November 13th Council agenda.

Council Agenda Item #8: New Business & Adoption of Ordinances and Resolutions

- a. Introduction of Ordinance No. 7, 2017 Series, Amending General Assistance guidelines

Councilor McDonough introduced Ordinance No. 7, 2017 Series, an Ordinance amending Chapter 17 General Assistance, Short Title: An Ordinance Amending General Assistance Guidelines.

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- b. Introduction of Ordinance No. 8, 2017 Series, Regarding Rezoning of 0.3 acres from Industrial 2 to Residential 1 at 47 York Street

Councilor McDonough introduced Ordinance No. 8, 2017 Series, an Ordinance amending Chapter 13 Zoning Section 13-202 Official Zoning Map, Short Title: An Ordinance amending the Caribou Zoning Map.

- c. Introduction of Ordinance No. 9, 2017 Series, Regarding Rezoning of 18 acres from Residential 1 to Residential 3 at approximately 30 Lee Street

Councilor McDonough introduced Ordinance No. 9, 2017 Series, an Ordinance amending Chapter 13 Zoning Section 13-202 Official Zoning Map, Short Title: An Ordinance amending the Caribou Zoning Map.

- d. Introduction of Ordinance No. 10, 2017 Series, Releasing Interest in Properties to be Conveyed to RSU #39 for the New Elementary School in Accordance with Previously Approved Purchase Agreements.

Councilor McDonough introduced Ordinance No. 10, 2017 Series, an Ordinance authorizing the Release of a Real Property Interest between the City of Caribou and RSU #39, Short Title: An Ordinance Authorizing Release of Property Interest Pertaining to New School.

Public Hearings for Ordinances 7, 8, 9, & 10 were scheduled for the November 13, 2017 City Council Meeting.

- e. Discussion and Possible Action Regarding Abatement of Property Taxes for Property Located at 318 Grimes Mill Road

Jamie and Jessica Bell's house at 318 Grimes Mill Road burned on May 11, 2016. The Bells are requesting an abatement of the property taxes for the number of days in 2016 that they didn't have their house. Per Mr. Bell's calculations that would be \$1,863.33.

The City Manager outlined Title 36 §841, which is the state statute that covers the instances where abatements are allowed.

Councilor McDonough recommended that a legal opinion from MMA be obtained.

Motion made by J. Smith, seconded by D. Martin, to abate Jamie and Jessica Bell's 2016 property taxes by \$1,863.33.

Discussion.

When asked, Chief Susi stated that there are about 25 house fires each year with about five of them being a total loss.

Councilor Martin would want to abate taxes when there has been a "total loss" for the owner.

After discussion, the motion made by J. Smith, seconded by D. Martin, to abate Jamie and Jessica Bell's 2016 property taxes by \$1,863.33 was withdrawn until the City obtained a legal opinion.

f. Discussion and Possible Action Regarding Abatement of \$677.43 of Uncollectable Personal Property Taxes

Account #	Taxpayer	Year	Amount
566	Dennis White	2012	\$25.09
		2013	\$24.60
554	Sharlene Harper	2014	\$28.99
501	Clear Wireless LLC	2015	\$3.91
609	Maryline Dewitt	2015	\$89.84
211	Becky Lozoway	2009	\$84.00
		2010	\$84.35
		2011	\$91.35
585	Edward Jones Co. LP	2014	\$245.30

Motion made by P. McDonough, seconded by J. Theriault, to accept the personal property list provided by the tax collector and to abate the taxes as they have been deemed uncollectable. (6 yes) So voted.

g. Discussion and Possible Action Regarding Sale of Approximately 0.13 acres at 89 York Street

Discussion. No action taken.

Council Agenda Item #9: Reports of Officers, Staff, Boards, and Committees

Councilor McDonough suggested that a thank you be sent to Stephen and Tabitha King for their generous donation to the Caribou Public Library.

There were no other questions or comments regarding the Department Reports.

Council Agenda Item #10: Reports and Discussion by Mayor and Council Members

There weren't any reports from the Mayor or Council Members.

William Belanger stated that he would not be able to attend the next Council Meeting and wondered if the Council had any questions regarding the proposed zoning change for his property from Residential 1 to Residential 3. This change would allow the horses that are being pastured there to remain. Because Mr. Belanger is unable to attend the November 13th meeting, it was suggested by the Mayor that he provide his comments in writing to the Council.

Council Agenda Item #11: Executive Session (May be called to discuss matters under Maine Revised Statutes, Title 1, §405.6)

6:55 p.m. Time in. Motion made by D. Martin, seconded by P. McDonough, to move to executive session under MRSA Title 1 §405.6A to discuss a personnel issue. (6 yes) So voted.

No Action taken.

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Council Agenda Item #12: Adjournment

Motion made by P. McDonough, seconded by T. Guerrette, to adjourn the meeting at 8:08 p.m. (6 yes)
So voted.

Jayne R. Farrin, Secretary