



**CITY
COUNCIL
AGENDA**

AMENDED
AGENDA
CITY COUNCIL OF THE CITY OF BATH, MAINE

Regular Meeting

Wednesday, September 4, 2024, 6:00pm

City Council Chambers, Bath City Hall

In-Person: Council Chambers, Bath City Hall, 55 Front Street

Television: BCTV Channel 14

Live Stream: [BCTV 14 \(castus.tv\)](https://www.castus.tv)

ZOOM: <https://us02web.zoom.us/j/87604874516>

Call to Order

Pledge of Allegiance

Roll Call

Presentations

Climate Action Plan Update

Public Comments

Manager's Report

Committee Reports

Public Hearings

Consent Agenda

(Items marked with an asterisk () on the agenda shall be considered routine matters not requiring debate. Any Councilor wishing to have any item marked with an asterisk removed from the Consent Agenda shall have the unlimited right to do so at any time prior to the vote by Council on the Consent Agenda. If such an item is removed from the Consent Agenda, it shall be dealt with in the normal course of the meeting.)*

2024-91) *Minutes of the previous meetings of August 7, 2024, Regular Meeting (Motion to accept as presented)

Unfinished Business

New Business

2024-92) Approving Voting Delegate Credentials for Maine Municipal Association Annual Meeting

2024-93) Council to determine merit to Planning Board regarding amendment to LUC: Article 5, Planning Board; Section 5.10, Conflict of Interest

2024-94) American Legion Parade Discussion

2024-95) Order: Approval of bid proposal for Municipal Tractor/Sidewalk Plow with attachments

2024-96) Order: Approval of bid proposal for Single Axle Dump Truck with Plow

2024-97) Ordinance: Chapter 17, Vehicles and Traffic; Article 6, Stopping, Standing, and Parking; Section 254, Winter Parking Restrictions (first passage)

2024-98) Ordinance: Chapter 17, Vehicles and Traffic; Article 6, Stopping, Standing, and Parking; Section 309, Interfering with Snow Removal (first passage)

2024-99) Appointments and Reappointments:

Amanda Campbell appointment to Assessment Review Board term to expire July 2025

Alex Zipparo appointment to Solid Waste Advisory Committee term to expire July 2025

Nathaniel Dwelley appointment to Zoning Board of Appeals term to expire September 2027

Erica Nealley appointment to Zoning Board of Appeals term to expire September 2027

Erika Lamarre appointment to Zoning Board of Appeals term to expire September 2026

Pam Murray reappointment to Zoning Board of Appeals term to expire September 2027

Herman Nichols reappointment to Bath Customs House term to expire August 2027

Lori Benson reappointment to Winnegance River Herring Commission term to expire December 2026

Robert Meyers reappointment to Assessment Review Board term to expire July 2027

Executive Session

Personnel per 1 MRS §405(6)(A)
Real Estate per 1 MRS §405(6)(C)

Adjournment



CONSENT AGENDA

REGULAR MEETING MINUTES CITY COUNCIL OF THE CITY OF BATH, MAINE

Wednesday, August 7, 2024, 6:00 PM

Councilors Present: Julie Ambrosino, Christopher Marks, Terry Nordmann, Roo Dunn, Jennifer DeChant (remote), Caitlin McCorkle, Miriam Johnson, and Megan Mansfield-Pryor

Councilors Absent: Mary Ellen Bell

City Staff Present: Marc Meyers, City Manager; Darci Wheeler, City Clerk; Lee Leiner, Public Works Director; Lawrence Renaud, Fire Chief; Misty Parker, Economic and Community Director; Michael Bethea, IT; and Pete Compagna, BCTV

Call to Order: 6:01pm

Pledge of Allegiance

Roll Call

Presentations: 6:03pm

Hiring of Joanelle Tran, Firefighter; Bath Fire Department
Proclamation recognizing "Kindness Day", Saturday, August 17, 2024
Presentation by Brenda Cummings, City Assessor; Valuation Update

Public Comments: 6:36pm

David King, 11 Mill Pond Drive regarding July 17th Special Meeting
Harold Eames, 69 Academy Road regarding dangerous elevator shaft at new construction project

Manager's Report: 6:43pm

**Bowery Street Site Visioning Meeting will be held August 19 at
5pm in City Hall Auditorium
Recognition of MMC status for Darci Wheeler, City Clerk**

Committee Reports: 6:45pm

Councilor McCorkle
Appointment Review
Busy with appointments to new committees
Openings in Committees

Councilor Ambrosino
Climate Action

Public Hearings: 6:47pm

2024-80) Ordinance: Crosswalk on Summer Street

No public comment, closed at 6:48pm. Opened public comment for next item at 6:48pm.

2024-85) Ordinance: 80 Congress Ave Bath Housing Project Contract Rezoning

David King, 11 Mill Pond Drive, spoke in favor of the project not the design

Harold Eames, 69 Academy Road, spoke regarding the design of the project (opposed), one-way streets, and parking garages

Deb Keller, 23 Bedford Street, and Executive Director of Bath Housing, spoke in favor of the project

David King, spoke regarding the project not aligning with 2 portions of the Comprehensive Plan

Public comment closed at 6:59pm.

Consent Agenda: 6:59pm

(Items marked with an asterisk () on the agenda shall be considered routine matters not requiring debate. Any Councilor wishing to have any item marked with an asterisk removed from the Consent Agenda shall have the unlimited right to do so at any time prior to the vote by Council on the Consent Agenda. If such an item is removed from the Consent Agenda, it shall be dealt with in the normal course of the meeting.)*

2024-86) Minutes of the previous meetings of July 3, 2024, Regular Meeting, and July 17, 2024, Special Meeting (Motion to accept as presented)

2024-87) *Order: Approving ballot for MMA's Vice President and Executive Committee Members

Motion from Councilor Dunn to accept the consent agenda. Seconded by Councilor Marks. Vice Chair Ambrosino called for a roll call vote. All were in favor of the consent agenda.

YEAS: Councilors Marks, Nordmann, Dunn, DeChant, McCorkle, Johnson, and Mansfield-Pryor

Unfinished Business: 7:00pm

2024-80) Ordinance: Crosswalk on Summer Street (second passage)

Marc Meyers, City Manager, provided background information on the Ordinance responding to questions and comments from Councilors Marks and Dunn.

Motion from Councilor McCorkle to accept as presented. Seconded by Councilor Dunn. Vice Chair Ambrosino called for a roll call vote. The ordinance was approved unanimously.

YEAS: Councilors Mansfield-Pryor, Johnson, McCorkle, DeChant, Dunn, Nordmann, and Marks

2024-85) Ordinance: 80 Congress Ave Bath Housing Project Contract Rezoning (second passage)

Marc Meyers, City Manager, provided background information on the Ordinance responding to final questions and comments from Councilor Dunn.

Motion from Councilor Marks to accept as presented. Seconded by Councilor McCorkle. Vice Chair Ambrosino called for a roll call vote. The ordinance was approved.

YEAS: Councilors Marks, Nordmann, Dunn, McCorkle, Johnson, and Mansfield-Pryor

ABSTAIN: Councilor DeChant

New Business: 7:10pm

2024-88) Order: Approval of construction contract with Crooker Construction, LLC for street paving

Lee Leiner, Public Works Director, provided background on the item and responded to questions and comments from Councilors McCorkle, Dunn, and Ambrosino.

Councilor Mansfield-Pryor made motion to accept as presented with a second made by Councilor Marks. Vice Chair Ambrosino called for a roll call vote. The order passed unanimously.

YEAS: Councilors Mansfield-Pryor, Johnson, McCorkle, DeChant, Dunn, Nordmann, and Marks

2024-89) Order: Approval of mutual aid agreement with Bath Iron Works Corporation for firefighting and emergency response assistance

Marc Meyers, City Manager, provided background information on the Order responding to questions and comments from Councilor Dunn. Lawrence Renaud, Fire Chief provided supporting information responding to questions and comments from Councilor Ambrosino.

Motion from Councilor Dunn to accept as presented. Seconded by Councilor Marks. Vice Chair Ambrosino called for a roll call vote. The order was approved unanimously.

YEAS: Councilors Marks, Nordmann, Dunn, DeChant, McCorkle, Johnson, and Mansfield-Pryor

2024-90) Appointments and Reappointments:

Sandra Wentworth appointment to Bath Housing Authority term to expire February 2028

Larissa Holland appointment to Bicycle, Pedestrian, and Transportation Committee term to expire May 2027

Alexis Mann appointment to Bath Development Corporation term to expire April 2026

Alex Zipparo appointment to Bath Development Corporation term to expire April 2026

Andrew Francis, Non-Profit Business Representative, appointment to Community Development term to expire July 2027

Gretchen Jaegar appointment to Housing Committee term to expire June 2025

Elizabeth (Liz) Burkley appointment to Housing Committee term to expire June 2026

Leiha Lynn appointment to Housing Committee term to expire June 2027

Vice Chair Ambrosino outlined the appointments and accepted a motion from Councilor Johnson to accept as a slate. Seconded by Councilor Mansfield-Pryor. Vice Chair Ambrosino called for a roll call vote. It passed unanimously.

YEAS: Councilors Mansfield-Pryor, Johnson, McCorkle, DeChant, Dunn, Nordmann, and Marks

Councilor Comments: 7:25pm

Councilor Dunn

Conflicts and State Statutes

Voting and Abstaining

Process works and followed

Councilor Mansfield-Pryor

Agreement with Councilor Dunn

Had guidance from City Solicitor Phil Saucier

Adjournment

Meeting adjourned at 7:27pm.

Motioned by Councilor Mansfield-Pryor and seconded by Councilor McCorkle.

YEAS: Councilors Marks, Nordmann, Dunn, DeChant, McCorkle, Johnson, and Mansfield-Pryor.

Attested:

Darci Wheeler, City Clerk

Please note: These minutes are action minutes. The entire meeting can be viewed at www.cityofbath.com



NEW BUSINESS



**MAINE MUNICIPAL
ASSOCIATION SINCE 1936**

60 Community Drive | Augusta, ME 04330-9486
1-800-452-8786 (in state) | (t) 207-623-8428

To: Key Municipal Officials of MMA Membership
From: Catherine Conlow, Executive Director
Date: September 2, 2024
Subject: MMA Annual Business Meeting & Voting Credentials

The Maine Municipal Association's Annual Business Meeting is being held in conjunction with the MMA Annual Convention and will be held on **Wednesday, October 2, 2024, at 1:15 p.m.** The meeting will be in person at the Augusta Civic Center, Augusta, Maine.

Attached please find the proposed agenda and the ***MMA Voting Delegates Credential Form*** on which the municipal officers may designate their municipality's voting representative and alternate. Complete and mail the form to us before October 2nd or bring the completed form to the Annual Meeting. Please note, there are no proposed bylaws amendments for 2024.

This year's Convention promises to be exciting and full of great opportunities for learning and networking. Our theme is Unstoppable: Building Resilience. You can learn more about the program by visiting:

<https://www.memun.org/Training/Conferences-Conventions/Convention/Agenda>

If you have any questions regarding this information, contact me at (207) 623-8428 or by email at cconlow@memun.org.

We look forward to seeing you at the convention and the Annual Meeting!



**Maine Municipal Association
Annual Business Meeting
Wednesday, October 2, 2024
1:15 p.m. – 2:30 p.m.
Augusta Civic Center**

AGENDA

1. **Introductions and Welcoming Remarks** – MMA President Diane Hines, Ludlow Town Manager will welcome members to the business meeting.
2. **Election Results** – Diane Hines will discuss the election results and introduce the new Executive Committee members.
3. **Approval of 2023 MMA Annual Business Meeting Minutes** – Diane Hines
4. **MMA President's Report** – Diane Hines will discuss her term in office and the remainder of the year.
5. **Executive Director's Report** – Catherine Conlow, MMA Executive Director will discuss business taking place throughout the year at MMA.
6. **Other Business** (*comments from the floor*)
7. **Adjournment**

**MAINE MUNICIPAL ASSOCIATION
VOTING DELEGATE CREDENTIALS**

Is hereby designated as the official Voting Delegate and

_____ *(print name)*

as the alternative Voting Delegate for

_____ *(print name)*

_____ *(municipality)*

to the Maine Municipal Association's Annual Business Meeting, which is scheduled to be held, on Wednesday, October 2, 2024, at 1:15 p.m., at the Augusta Civic Center, Augusta, Maine.

The Voting Delegate Credentials may be cast by a majority of the municipal officers, or by a municipal official designated by a majority of the municipal officers of each Municipal member.

Date: _____ Municipality: _____

Signature of a Municipal Official designated by a majority of Municipal Officers:

Name: _____ Position: _____

Or Signature of the Majority of Municipal Officers:

Please return this form no later than Monday, October 1, 2024, or bring it with you to the MMA Annual Business Meeting. If mailing, send to:

**MMA Annual Business Meeting
Maine Municipal Association
60 Community Drive
Augusta, Maine 04330
Email: kmaines@memun.org**



CITY COUNCIL ACTION

Meeting Date

Item No.

Requested Council Meeting Date: September 4, 2024

Responsible Dept: City Clerk

Requested Action: Approval

Title

Council to determine merit to Planning Board regarding amendment to LUC: Article 5, Planning Board; Section 5.10, Conflict of Interest

Summary

On July 31, 2024 a request for an amendment of the text of the Land Use Code was submitted.

Staff Comments

Action: Select

City Manager

Introduced for: Select



CITY OF BATH

Date:

Council to determine merit to Planning Board regarding amendment to LUC: Article 5, Planning Board; Section 5.10, Conflict of Interest

see attached

CITY OF BATH
PLANNING DEPARTMENT
(207) 443-8363

APPLICATION FOR LAND USE CODE AMENDMENT

To: The City Council and the Planning Board of Bath, Maine
Date: July 31, 2024
Name: David A. King Telephone #: 207-442-7971
Email: dking@conleyandwirick.com
Address: 11 Mill Pond Drive, Bath, ME 04530

RECEIVED

JUL 31 2024

CODES & PLANNING
BATH, ME

This is a request for an amendment of the text of the Land Use Code of the City of Bath, Maine.

Please describe in detail the proposed addition or deletion and refer specifically to the relevant code article, section and paragraph.

See attachment: Changes are underlined. Please see check attached for the fee although it is a shame that this is even necessary. I can not envision any circumstances under which it would be okay for a member of the Board of Directors to act on a matter involving the Corporation. Pursuant to 13-B M.R.S.A. a director is charged with discharging their duties "In a manner the director reasonably believes to be in the best interests of the corporation. ". Obviously this presents an unavoidable conflict which can not be resolved by a vote of the board and It would be improper to even ask the Planning Board to approve it.

Signature: _____

Return form to Planning Dept. - City Hall - Bath, Maine

Within 35 days of receipt of a completed application for a Land Use Code text amendment by the Planning Director, the application will be placed on the agenda of a City Council meeting. The City Council will review the request to determine if it has merit and whether it should be referred to the Planning Board. If the City Council determines by vote that the application has merit, it will be referred to the Planning Board for public hearing. Applications referred to the Planning Board by the City Council will be processed substantially according to Items D through F, following. **If the City Council votes that the application lacks merit, it will not be referred to the Planning Board and action on the application will cease.**

SECTION 5.10 CONFLICT OF INTEREST

A member of the Planning Board may not vote or participate in any matter in which he/she has a direct or indirect financial or personal interest. A member who is on the Board of Directors or an officer of any corporation, a member of a Limited Liability Company or partner in a partnership which has an interest in a matter before the Board, whether as an applicant, the owner, buyer, seller or mortgage holder with regard to the property which is the subject of the matter is prohibited from participating in any matter before the Board. Failure to disclose such interest shall result in the immediate removal of such member from the board. Any question of whether any other particular issue involves a conflict of interest sufficient to disqualify a member from voting thereon must be decided by a majority vote of the members, except the member who is being challenged. A member of the Planning Board may not represent any third party in matters coming before the Planning Board.

Note: Proposed changes are underlined.



CITY COUNCIL ACTION

Meeting Date

Item No.

Requested Council Meeting Date: September 4, 2024



Responsible Dept: Public Works

Requested Action: Approval

Title

Municipal Tractor/Sidewalk Plow with Attachments Bid Award

Summary

The Public Works Department has accepted a bid proposal from HP Fairfield from Skowhegan, Maine for a 2024 Trackless MT7 Municipal Tractor/Sidewalk Plow with Attachments. The tractor will replace a 2000 Trackless MT5 and will be used for plowing city sidewalks. The proposal includes the trade-in of the existing tractor. The price of the new tractor is \$238,113.75, and the trade-in value is \$6,000.00, bringing the net purchase price to \$232,113.75.

The City Council approved \$250,000 for the purchase of a new Public Works tractor in the FY2025 budget and will be paid from capital fund account 05-0520-533.

Staff Comments

Staff recommends the council approve this order

Action: Select

City Manager

Introduced for: Select



CITY OF BATH

Date:

Municipal Tractor/Sidewalk Plow with Attachments Bid Award

WHEREAS, the City of Bath Public Works Department intends to purchase a new Municipal Tractor;
and

WHEREAS, the City has gone out to bid for this equipment; and

WHEREAS, the City has received and opened a number of bids relative to the equipment purchase;
and

WHEREAS, the most qualified bid was provided by HP Fairfield from Skowhegan, Maine for a 2024 Trackless MT7 at a bid price of \$232,113.75.

NOW, THEREFORE, BE IT ORDERED by the City Council of the City of Bath that the bid price provided by HP Fairfield of Skowhegan, Maine of \$232,113.75 for the purchase of a 2024 Trackless MT7 Municipal Tractor, be and hereby is accepted and the City Manager is authorized to execute any and all documentation necessary to finalize the purchase of the equipment. The funds for this purchase are designated in the City's 2024/2025 Fiscal Year Budget in Public Works Capital Fund Replacement Account 05-0520-533.

9/4/2024

2024-96

**CITY COUNCIL ACTION**

Meeting Date

Item No.

Requested Council Meeting Date: September 4, 2024

Responsible Dept: Public Works

Requested Action: Approval

Title

Single Axle Dump Truck with Plow Bid Award

Summary

The Public Works Department has accepted a bid proposal from O'Connor Motors Co. of Augusta, Maine for a 2026 Western Star 47X dump truck with front plow equipment. The truck will replace a 2005 Sterling SL8500 and will be used for plowing snow and hauling materials & equipment in support of various Public Works projects. The proposal includes the trade-in of the existing truck. The price of the new truck is \$235,522.25, and the trade-in value is \$8,500.00, bringing the net purchase price to \$227,022.25.

The City Council approved \$250,000 for the purchase of a new Public Works truck in the FY2025 budget and will be paid from capital fund account 05-0520-533.

Staff Comments

Staff recommends the council approve this order.

Action: Select

 City Manager
Introduced for: Select



CITY OF BATH

Date:

Single Axle Dump Truck with Plow Bid Award

WHEREAS, the City of Bath Public Works Department intends to purchase a new dump truck; and

WHEREAS, the City has gone out to bid for this equipment; and

WHEREAS, the City has received and opened a number of bids relative to the equipment purchase; and

WHEREAS, the most qualified bid was provided by O'Connor Motors Co. of Augusta, Maine for a 2026 Western Star 47X at a bid price of \$227,022.25.

NOW, THEREFORE, BE IT ORDERED by the City Council of the City of Bath that the bid price provided by O'Connor Motors Co. of Augusta, Maine of \$227,022.25 for the purchase of a 2026 Western Star 47X, be and hereby is accepted and the City Manager is authorized to execute any and all documentation necessary to finalize the purchase of the equipment. The funds for this purchase are designated in the City's 2024/2025 Fiscal Year Budget in Public Works Capital Fund Replacement Account 05-0520-533.



**CITY OF BATH
POLICE DEPARTMENT**

ANDREW M. BOOTH
CHIEF of POLICE
MICHELLE D. SMALL
DEPUTY CHIEF

250 Water Street

Bath, Maine 04530

(207) 443-5563

Memorandum

To: City Council
From: Chief Andrew Booth
Re: Winter Parking Ban
Date: August 27, 2024

Members of the council,

I was asked by our City Manager to put together some options to review whether or not the City ordinance winter parking ban should be amended or removed due to the relatively less snow-intense winters we have had in recent years and an increased demand for on-street parking year-round.

Per our current City ordinance, Chapter 17 "Vehicles and Traffic," section 254, the City of Bath has a full-time, nighttime winter parking ban:

Sec. 17-254. Winter parking restrictions. From November 15 to March 15 of each year, no person shall park a vehicle on any street for a period of time longer than thirty (30) minutes, between the hours of 12:00 a.m. (midnight) and 6:00 a.m. of any day, except physicians and other persons on bona fide emergency calls. Under circumstances where winter conditions continue beyond the March 15th date, the City Manager, by Order, may extend the winter parking restrictions hereunder for such additional time as may be necessary until such winter conditions abate. Any such extension by Order of the Manager shall be published in a newspaper of local circulation. (Ord. 11-18-81; Ord. 5-12-93)

This ban has been in practice for several decades and it has been the police department's role to enforce this ban with the use of messaging vehicle owners (flyers on windshields, social media, etc.), as well as warning and citing violators. Historically, the ban has helped police and public works maintain traffic safety during winter storms or snow removal operations. The Police Department would first issue warnings and then write tickets during the first few weeks and after that, we generally had decent compliance with the ban, though there are always a few issues each time there's a storm, causing officers to take time to address. With the ban, Public Works generally had unimpeded access to plow our streets. Most Bath residents have off-street parking, but that is changing with the addition of more housing. Offering more on-street parking during the winter would be beneficial to those affected Bath residents.

In researching other jurisdictions' ordinances, most towns in the sample group have a full-time/nighttime winter parking ban like Bath. A select few of these have specific areas where parking is allowed or not allowed during winter, such as downtown zones. Several towns have adopted the emergency/"as-needed" parking ban option, rather than a full-time ban. For these towns, they alert

Administration/Records
443-8339

Criminal Investigations
443-8367

Fax
443-8343

Emergency
911



**CITY OF BATH
POLICE DEPARTMENT**

ANDREW M. BOOTH
CHIEF of POLICE
MICHELLE D. SMALL
DEPUTY CHIEF

250 Water Street

Bath, Maine 04530

(207) 443-5563

residents during each planned winter storm or snow removal operations, putting the word out with news outlets and internet/social media. In questioning some of these towns with an “as needed” ban, they generally do not have significant issues with vehicles parked on the streets during these bans, though they usually have a few requiring police attention.

During July’s Bicycle, Pedestrian, and Transportation Committee meeting, I offered a choice of three options when considering changes:

1. Keep the ordinance the way it is but issue certain residents “winter parking relief permits” thereby allowing those few vehicle owners who lack adequate off-street parking the ability to either park on the street during the winter or in a designated zone during winter months. We currently allow winter nighttime parking by exception when residents call and there is no expectation of a storm or snow removal. Issuing permits would allow us the ability to directly contact permit-holders where we would need them to park off the street.
2. Amend the ordinance to designate only certain areas for full-time, winter parking bans, and offer off-street municipal parking areas for those affected. This could include streets or areas that are more affected by snow or plowing when cars are parked on the shoulder, or areas such as downtown or in the south end by BIW where off-street parking is limited.
3. Eliminate the full-time winter parking ban and instead instate the “as needed” or temporary winter parking ban, such as for a storm or planned snow removal operations. For storms or designated area snow removal, provide off-street parking areas and inform residents of the temporary parking ban and where to park during the ban.

The Committee, after much discussion, selected Option #3 as the most attractive. I took this option and further expanded upon it coming up with the proposed language changes:

Sec. 17.254. Winter Parking Restrictions: For the purpose of ensuring traffic safety during winter storms and to facilitate the removal and plowing of snow, the police chief (or their designee) may declare a snow emergency and order a no parking ban. Notice of such ban shall be broadcast as soon as it is reasonably possible along with any alternate parking sites. The police chief may cause to be placed properly marked signs along any street as they shall, from time to time, deem necessary for the removal of snow. It shall be unlawful for the operator of any vehicle to enter upon or park on any public street or way when a no parking ban has been declared and broadcast or within spaces indicated by signs, if the police chief deemed signs necessary. The police may cause any vehicle so parked as to obstruct the removal and plowing of snow to be removed from the street at the owner’s expense.

Additionally, the current Ordinance section 17-309 covers parking during snow removal operations and with this new proposed language above, I think it can be rescinded due to redundancy.

Administration/Records
443-8339

Criminal Investigations
443-8367

Fax
443-8343

Emergency
911



**CITY OF BATH
POLICE DEPARTMENT**

ANDREW M. BOOTH
CHIEF of POLICE
MICHELLE D. SMALL
DEPUTY CHIEF

250 Water Street

Bath, Maine 04530

(207) 443-5563

Sec. 17-309:

No vehicle shall be parked at any time on any public street or way so as to interfere with or hinder the removal of snow from such street or way by the City by plowing or loading and hauling. The Chief of Police may cause any vehicle so parked on any street or way, to be removed from the street and placed in a suitable parking space off the street, at the expense of the owner of such vehicle. (Ord. of 11-18-81)

City staff further discussed alternate parking options during any parking bans. We identified several City-owned parking areas that could be used as needed (Boat launches parking lots, Water Street municipal parking lot, library parking lot, Recreation Department baseball field parking lot off Sheridan Road, Tennis Court parking lot off Congress Ave, etc.). These lots will be selected and identified during the parking ban announcement after consultation with public works or other City Departments responsible for said parking lots.

As for announcing the parking bans, we would use news outlets (TV, Internet), our City website, and our social media accounts.

There are parking signs throughout the City that would need changing as they currently reference the full time parking ban. We will work with Public Works to amend these signs.

If this proposal is approved and enacted, we plan to closely monitor the execution of this new parking ban procedure to identify any issues that need clarification or resolution with further ordinance changes.

Chief Andrew Booth

Administration/Records
443-8339

Criminal Investigations
443-8367

Fax
443-8343

Emergency
911

9/4/2024

2024-97

**CITY COUNCIL ACTION**

Meeting Date

Item No.

Requested Council Meeting Date: September 4, 2024

Responsible Dept: Police

Requested Action: Ordinance

Title

Chapter 17, Vehicles and Traffic, Article 6 Stopping, Standing and Parking, Section 254, Winter Parking Restrictions

Summary

Due to less snow accumulation amounts during recent winters and increased demand for on-street parking, the City has been fielding requests to consider changes to the winter parking ban.

After a study of other Maine municipalities, and during a Bike/Pedestrian/Transportation Committee meeting (July), several options were offered, with the committee and City staff selecting to amend the current winter parking ban ordinance from full-time to "as needed" during storms or snow removal operations. This change, if enacted, will be monitored and can be amended as needed.

Staff Comments

Action: Recommend for passage

City Manager

Introduced for: First Reading



CITY OF BATH

Date:

Chapter 17, Vehicles and Traffic, Article 6 Stopping, Standing and Parking, Section 254, Winter Parking Restrictions

Rescind:

Sec. 17-254. Winter parking restrictions. From November 15 to March 15 of each year, no person shall park a vehicle on any street for a period of time longer than thirty (30) minutes, between the hours of 12:00 a.m. (midnight) and 6:00 a.m. of any day, except physicians and other persons on bona fide emergency calls. Under circumstances where winter conditions continue beyond the March 15th date, the City Manager, by Order, may extend the winter parking restrictions hereunder for such additional time as may be necessary until such winter conditions abate. Any such extension by Order of the Manager shall be published in a newspaper of local circulation. (Ord. 11-18-81; Ord. 5-12-93)

Add:

Sec. 17-254. Winter Parking Restrictions: For the purpose of ensuring traffic safety during winter storms and to facilitate the removal and plowing of snow, the police chief (or their designee) may declare a snow emergency and order a no parking ban. Notice of such ban shall be broadcast as soon as it is reasonably possible along with any alternate parking sites. The police chief may cause to be placed properly marked signs along any street as they shall, from time to time, deem necessary for the removal of snow. It shall be unlawful for the operator of any vehicle to enter upon or park on any public street or way when a no parking ban has been declared and broadcast or within spaces indicated by signs, if the police chief deemed signs necessary. The police may cause any vehicle so parked as to obstruct the removal and plowing of snow to be removed from the street at the owner's expense.



CITY COUNCIL ACTION

Meeting Date

Item No.

Requested Council Meeting Date: September 4, 2024

Responsible Dept: Police

Requested Action: Ordinance

Title

Chapter 17, Vehicles and Traffic, Article 6 Stopping, Standing and Parking, Section 309, Interfering With Snow Removal

Summary

If council approves passage of the amendment to the Winter Parking Ban (section 254 of Chapter 17 Vehicles and Traffic), section 309 should be rescinded due to redundancy as the proposed new draft of Section 254 gives police authority to remove a vehicle that is interfering with snow removal operations.

Staff Comments

Action: Select

City Manager

Introduced for: Select



CITY OF BATH

Date:

Chapter 17, Vehicles and Traffic, Article 6 Stopping, Standing and Parking, Section 309, Interfering With Snow Removal

Rescind:

Sec. 17-309. Interfering with snow removal.

No vehicle shall be parked at any time on any public street or way so as to interfere with or hinder the removal of snow from such street or way by the City by plowing or loading and hauling. The Chief of Police may cause any vehicle so parked on any street or way, to be removed from the street and placed in a suitable parking space off the street, at the expense of the owner of such vehicle. (Ord. of 11-18-81)

Replaced with updated Section 254:

Sec. 17-254. Winter Parking Restrictions: For the purpose of ensuring traffic safety during winter storms and to facilitate the removal and plowing of snow, the police chief (or their designee) may declare a snow emergency and order a no parking ban. Notice of such ban shall be broadcast as soon as it is reasonably possible along with any alternate parking sites. The police chief may cause to be placed properly marked signs along any street as they shall, from time to time, deem necessary for the removal of snow. It shall be unlawful for the operator of any vehicle to enter upon or park on any public street or way when a no parking ban has been declared and broadcast or within spaces indicated by signs, if the police chief deemed signs necessary. The police may cause any vehicle so parked as to obstruct the removal and plowing of snow to be removed from the street at the owner's expense.

expires July 28

Darci Wheeler

From: no-reply@services.evo.cloud
Sent: Monday, August 12, 2024 8:27 AM
To: Darci Wheeler
Subject: Appointment Application - New Form Submission for Bath, Maine

A new submission has been received for Appointment Application at 08/12/2024 8:26 AM

First Name:: Amanda

Last Name:: Campbell

Address:: 47 Beacon Street

Phone:: 207-751-3977

Your Council Ward Number:: 6

Email Address:: amanda.bethe.campbell@gmail.com

Preferred Method of Contact:: Email

I wish to be considered for:: Appointment

Name of Board/ Commission/ Committee:: Assessment Review

Committee Experience:

Date(s) you attended this Board/Commission/Committee's meetings:: No recent meetings have been held or minutes available to review.

Members of the Board/ Commission/ Committee with whom you spoke and when:: I spoke briefly with Councilor McCorkle about this position.

How did these experiences affect your interest in the Board/ Commission/ Committee?: Still interested!

Have you every served on a City Board/ Commission/ Committee?: No

If yes please list the Board/ Commission/ Committee and years of service:

Current position - Maine Municipal Association Legislative Advocate covering assessing and taxation. This requires working closely with assessors from member communities and interacting with legislators to explain how state decisions impact local service delivery. 2020-2023: Town Administrator in Georgetown, Maine. This role provided the majority of the backup assessment work done in preparation for the contract assessing agent's annual review and revisions. This position also managed all research necessary for abatement reviews by the Select

Please outline past and present expertise skills employment that you think may be relevant::

Board. 2017-2020: Town Clerk and Tax Collector in Georgetown 2015-2017: Deputy Town Clerk/Tax Collector 2002-2015 - Local Bath business owner

Resume (Optional):

No File Uploaded

Why do you want to be a member of this Board/ Commission/ Committee or list your accomplishments during your last term or terms?:

I am very interested in assessing and tax collection as part of my current position. I am also planning to take the Maine Certified Assessor's exam in November. Membership on this committee will certainly be a benefit for both paths and I feel my experience can only benefit the City in providing knowledgeable and fair reviews, especially with the upcoming re-eval.

How many months are you away from Bath in a 12 month period?:

Periodically for vacations, but not extended times.

Date:

12 August 2024

Signature:

Amanda Campbell



expires 7/2025

Darci Wheeler

From: no-reply@services.evo.cloud
Sent: Thursday, August 8, 2024 7:27 AM
To: Darci Wheeler
Subject: Appointment Application - New Form Submission for Bath, Maine
Attachments: Zipparo Resume Summer 2024.pdf

A new submission has been received for Appointment Application at 08/08/2024 7:26 AM

First Name:: Alex
Last Name:: Zipparo
Address:: 18 Meadow Way
Phone:: 203-512-3049
Your Council Ward Number:: 6
Email Address:: alex.zipparo@gmail.com
Preferred Method of Contact:: Email
I wish to be considered for:: Appointment
Name of Board/ Commission/ Committee:: Solid Waste Advisory Committee
Committee Experience:
Date(s) you attended this Board/Commission/Committee's meetings:: Monday, July 22, 2024
Members of the Board/ Commission/ Committee with whom you spoke and when:: Chris Marks, Megan Mansfield-Pryor, other members
How did these experiences affect your interest in the Board/ Commission/ Committee?: The discussion at the meeting was very goal oriented, with a good mix of expertise and interest among those in attendance. I appreciated the level of engagement in the discussion, as well.
Have you every served on a City Board/ Commission/ Committee?: No
If yes please list the Board/ Commission/ Committee and years of service: I have not served on a board in Bath, but I served on several other local boards and committees in previous residences, including the Burlington, VT Development Review Board.
Please outline past and present expertise skills employment that you think may be relevant:: I worked for the Vermont Agency of Agriculture in market development for many years, especially working with the state's zero waste law and how it impacts farms and schools. While there I helped facilitate productive conversations between the Agency of Ag and the Department of Environmental Protection regarding regulatory oversight related to the law. I helped organize annual "Dumpster Days" in the Old North End in

Burlington, VT, which allowed residents to get rid of unwanted materials, paid for by city council. This involved a significant amount of outreach, education, and partnership coordination. Recently, I served on the Maine Climate Council's Materials Management Task Force.

Resume (Optional):

Zipparo Resume Summer 2024.pdf

Why do you want to be a member of this Board/ Commission/ Committee or list your accomplishments during your last term or terms?:

I have always found great interest in municipal leadership and better materials management in municipal planning and administration- this committee is a solid mix of the two.

How many months are you away from Bath in a 12 month period?:

0

Date:

7/11/2024

Signature:

Alex Zipparo



expires sept 2021

Darci Wheeler

From: no-reply@services.evo.cloud
Sent: Wednesday, August 7, 2024 3:34 PM
To: Darci Wheeler
Subject: Appointment Application - New Form Submission for Bath, Maine

A new submission has been received for Appointment Application at 08/07/2024 3:34 PM

First Name:: Nathaniel
Last Name:: Dwelley
Address:: 651 Middle St
Phone:: 2077452090
Your Council Ward Number:: 2
Email Address:: ndwelley@gmail.com
Preferred Method of Contact:: Email
I wish to be considered for:: Appointment
Name of Board/ Commission/ Committee:: Zoning Board of Appeals
Committee Experience:
Date(s) you attended this Board/Commission/Committee's meetings:: August 1st, 2024
Members of the Board/ Commission/ Committee with whom you spoke and when:: N/A
How did these experiences affect your interest in the Board/ Commission/ Committee?: they made we want to get more involved to have a better understanding of how it works. as well as help to give some of the smaller tighter neighborhoods more of a voice.
Have you every served on a City Board/ Commission/ Committee?: No
If yes please list the Board/ Commission/ Committee and years of service: n/a
Please outline past and present expertise skills employment that you think may be relevant:: I'm currently a manager with in a company of more than 8000 employees, and i directly support a group of 1200 user. as well as being a property owner in bath for more than 12 years.
Resume (Optional): No File Uploaded
Why do you want to be a member of this Board/ Commission/ Committee or list your accomplishments during your last term or terms?: I would like to be a member to have more direct involvement in city policy and changes, as well as help the smaller sections of bath have more direct input on the changes that this committee oversees.
How many months are you away from Bath in a 12 month period?: at most 1 over the course of the year.

Date:

08/07/2024

Signature:

Nate Dwelley



expires Sept
2027

Darci Wheeler

From: no-reply@services.evo.cloud
Sent: Wednesday, August 7, 2024 4:56 PM
To: Darci Wheeler
Subject: Appointment Application - New Form Submission for Bath, Maine

A new submission has been received for Appointment Application at 08/07/2024 4:56 PM

First Name:: Erica
Last Name:: Nealley
Address:: 64 Mechanic Street
Phone:: 207-631-4576
Your Council Ward Number:: 7
Email Address:: ejnealley@gmail.com
Preferred Method of Contact:: Email
I wish to be considered for:: Appointment
Name of Board/ Commission/ Committee:: Zoning Board of Appeals
Committee Experience:
Date(s) you attended this Board/Commission/Committee's meetings:: I have yet to attend a meeting, however I have previously worked for the City of Belfast as the Planning and Codes Administrative Assistant
Members of the Board/ Commission/ Committee with whom you spoke and when:: I have not yet spoken with any members
How did these experiences affect your interest in the Board/ Commission/ Committee?: I am interested in serving the public again.
Have you every served on a City Board/ Commission/ Committee?: No
If yes please list the Board/ Commission/ Committee and years of service:
Please outline past and present expertise skills employment that you think may be relevant:: I worked for the City of Belfast for 6 years for the Planning and Codes department and took minutes for the Planning Board, and Zoning Board of Appeals. I have extensive knowledge of reviewing different codes, municipal processes, plans reviews, etc.
Resume (Optional): No File Uploaded
Why do you want to be a member of this Board/ Commission/ Committee or list your accomplishments during your last term or terms?: I would like to be a member of the Zoning Board of Appeals because I understand the need for impartial review and like to look at projects holistically.
How many months are you away from Bath in a 12 month period?: 0

Date:

8/7/2024

Signature:

Erica Nealley



Expires Sept 27

Darci Wheeler

From: no-reply@services.evo.cloud
Sent: Monday, August 12, 2024 11:45 AM
To: Darci Wheeler
Subject: Appointment Application - New Form Submission for Bath, Maine

A new submission has been received for Appointment Application at 08/12/2024 11:44 AM

First Name:: pam
Last Name:: murray
Address:: 5 Page Street
Phone:: 2074436863
Your Council Ward Number:: 4
Email Address:: pammurray2007@yahoo.com
Preferred Method of Contact:: Phone
I wish to be considered for:: Reappointment
Name of Board/ Commission/ Committee:: Zoning board of appeals
Committee Experience:
Date(s) you attended this Board/Commission/Committee's meetings:: every meeting
Members of the Board/ Commission/ Committee with whom you spoke and when:: we are not allowed to talk with members
How did these experiences affect your interest in the Board/ Commission/ Committee?: if we are not allowed to talk with other members if has had no affect
Have you every served on a City Board/ Commission/ Committee?: Yes
If yes please list the Board/ Commission/ Committee and years of service:
Please outline past and present expertise skills employment that you think may be relevant:: my many years of serving on the State Landlord board
Resume (Optional): No File Uploaded
Why do you want to be a member of this Board/ Commission/ Committee or list your accomplishments during your last term or terms?: the same questions keep coming up again and again
How many months are you away from Bath in a 12 month period?: none
Date: 8/12/24
Signature: pam murray



expire August 2027

Darci Wheeler

From: no-reply@services.evo.cloud
Sent: Tuesday, August 13, 2024 6:08 PM
To: Darci Wheeler
Subject: Appointment Application - New Form Submission for Bath, Maine

A new submission has been received for Appointment Application at 08/13/2024 6:08 PM

First Name:: Herman
Last Name:: Nichols
Address:: 955 Washington St., Bath, ME 04530
Phone:: 207-442-7335
Your Council Ward Number:: 4
Email Address:: n-nichols@comcast.net
Preferred Method of Contact:: Email
I wish to be considered for:: Reappointment
Name of Board/ Commission/ Committee:: Old Bath Customs House
Committee Experience:
Date(s) you attended this Board/Commission/Committee's meetings:: I have served three terms on this board starting in 2015..
Members of the Board/ Commission/ Committee with whom you spoke and when:: Fellow board members IAndrew Perry, Marty Lakeman, Pam Allen, and David Hudson
How did these experiences affect your interest in the Board/ Commission/ Committee?: Appreciate the excellent teamwork we have amongst the current board members.
Have you every served on a City Board/ Commission/ Committee?: Yes
If yes please list the Board/ Commission/ Committee and years of service: 3 Terms on the Old Customs House board
Please outline past and present expertise skills employment that you think may be relevant:: I hope that my attendance and dedication , since I started to serve on this board warrants re-appointment
Resume (Optional): No File Uploaded
Why do you want to be a member of this Board/ Commission/ Committee or list your accomplishments during your last term or terms?: To continue to foster the viability of the Old Bath Customs House as both an historic icon of our city and one that will continue to pay for itself into the future.
How many months are you away from Bath in a 12 month period?: 4 weeks
Date: 8/13/24
Signature: Herman A. Nichols



expire Dec. 2026

Darci Wheeler

From: no-reply@services.evo.cloud
Sent: Saturday, August 17, 2024 6:59 AM
To: Darci Wheeler
Subject: Appointment Application - New Form Submission for Bath, Maine

A new submission has been received for Appointment Application at 08/17/2024 6:58 AM

First Name:: Lori
Last Name:: Benson
Address:: 1198 Washington Street
Phone:: 207-841-7049
Your Council Ward Number:: 6
Email Address:: lori-benson@usa.net
Preferred Method of Contact:: Email
I wish to be considered for:: Reappointment
Name of Board/ Commission/ Committee:: Winnegance River Herring Commission
Committee Experience:
Date(s) you attended this Board/Commission/Committee's meetings:: I have attended all the meetings I was in town for since becoming a member in 2014.
Members of the Board/ Commission/ Committee with whom you spoke and when:: David Hennessey - 2 to 3 times yearly
How did these experiences affect your interest in the Board/ Commission/ Committee?: I have been interested in alewife migration since I moved to Maine in 2010.
Have you every served on a City Board/ Commission/ Committee?: Yes
If yes please list the Board/ Commission/ Committee and years of service: Winnegance River Herring Commission - 2014 to present.
Forestry Committee - 2015-2017?
Please outline past and present expertise skills employment that you think may be relevant:: Past experience on the committee.
Resume (Optional): No File Uploaded
Why do you want to be a member of this Board/ Commission/ Committee or list your accomplishments during your last term or terms?: I have been on the committee for 10 years.
How many months are you away from Bath in a 12 month period?: 2-3
Date: 8/12/2024

Signature:

Lori Benson



expires July 2027

Darci Wheeler

From: no-reply@services.evo.cloud
Sent: Wednesday, August 14, 2024 7:07 AM
To: Darci Wheeler
Subject: Appointment Application - New Form Submission for Bath, Maine

A new submission has been received for Appointment Application at 08/14/2024 7:06 AM

First Name:: Robert
Last Name:: Meyers
Address:: 56 Green St Bath, ME 04530
Phone:: 2074167166
Your Council Ward Number:: 4
Email Address:: bmeyers207@gmail.com
Preferred Method of Contact:: Email
I wish to be considered for:: Reappointment
Name of Board/ Commission/ Committee:: Assessment Review Board
Committee Experience:
Date(s) you attended this Board/Commission/Committee's meetings:: N/A
Members of the Board/ Commission/ Committee with whom you spoke and when:: I am the sole member of the board
How did these experiences affect your interest in the Board/ Commission/ Committee?: It made me interested in why no one else could be found to serve on this board.
Have you every served on a City Board/ Commission/ Committee?: Yes
If yes please list the Board/ Commission/ Committee and years of service: Assessment Review Board
Please outline past and present expertise skills employment that you think may be relevant:: Recently completed 8 years of service on the Land for Maine's Future Board, appointed by two governors. Was chairman of their Appraisal Review Committee for 5 years.
Resume (Optional): No File Uploaded
Why do you want to be a member of this Board/ Commission/ Committee or list your accomplishments during your last term or terms?: I am interested in the process and am hopeful that other board members can be found so soe actual work could be completed.
How many months are you away from Bath in a 12 month period?: 1
Date: 8/14/24
Signature: Robert L Meyers



REQUIRES APPOINTMENT
expires Sept 2020

Darci Wheeler

From: no-reply@services.evo.cloud
Sent: Thursday, August 8, 2024 9:42 PM
To: Darci Wheeler
Subject: Appointment Application - New Form Submission for Bath, Maine
Attachments: Lamarre Legal Resume.pdf

A new submission has been received for Appointment Application at 08/08/2024 9:42 PM

First Name:: Erika

Last Name:: Lamarre

Address:: 9 Seekins Dr

Phone:: 6178522833

Your Council Ward Number:: 6

Email Address:: erikalamarre5@gmail.com

Preferred Method of Contact:: Email

I wish to be considered for:: Appointment

Name of Board/ Commission/ Committee:: Zoning Board of Appeals

Committee Experience:

Date(s) you attended this Board/Commission/Committee's meetings:: n/a

Members of the Board/ Commission/ Committee with whom you spoke and when:: n/a

How did these experiences affect your interest in the Board/ Commission/ Committee?: n/a

Have you every served on a City Board/ Commission/ Committee?: No

If yes please list the Board/ Commission/ Committee and years of service:

Please outline past and present expertise skills employment that you think may be relevant:: Recent law school graduate Have worked in higher education administration and created policy and adjudicated proceedings. I have chaired committees and conferences for my professional associations, and served on crisis management teams

Resume (Optional): Lamarre Legal Resume.pdf

Why do you want to be a member of this Board/ Commission/ Committee or list your accomplishments during your last term or terms?: I am interested town and municipal governance and invested in the Bath community.

How many months are you away from Bath in a 12 month period?: We do not have a second home anywhere and I do not travel frequently

Date:

8/8/24

Signature:

Erika Lamarre

