

**AGENDA**  
**CITY COUNCIL OF THE CITY OF BATH, MAINE**

Regular Meeting

Wednesday, June 2, 2021 6:00 PM

Hybrid Meeting

*We encourage your comments and views and appreciate your participation in your local government.*

**A. Pledge of Allegiance**

**B. Roll Call**

**C. Public Hearing:**

- 1) BOND ORDINANCE: Authorizing up to \$797,000 of the City's General Obligation Bonds to Finance the Acquisition of Vehicles and Equipment. *(second passage)*
- 2) ORDINANCE: Supplemental Appropriation in the amount of \$35,495. *(second passage)*
- 3) ORDINANCE: LUC Amendment to Article 8.12, Historic Overlay District *(second passage)*

**D. Consent Agenda**

*(Items as marked with an asterisk (\*) on the agenda shall be considered routine matters not requiring debate. In the case of items marked with an asterisk, the motion as stated in parenthesis following the items on the agenda shall be considered to have been passed by the City Council as part of the Consent Agenda. Any Councilor wishing to have any item so 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.)*

4\*) Minutes of the Regular Council Meeting on May 5, 2021, Public Hearing on City Budget and Special Council Meeting on May 19, 2021 and Items E5 through E19. (Motion to Accept as Presented)

**E. Time Devoted to Residents to Address the City Council**

**F. Ordinances, Order and Resolutions:**

- 5\*) Resolution: City Operating Budget
- 6\*) Resolution: City Capital Improvement Budget
- 7\*) Resolution: Landfill Fund Budget
- 8\*) Resolution: Sewer Utility Fund Budget
- 9\*) Resolution: Bath City Bus Fund Budget
- 10\*) Resolution: Bath Trolley and Transportation Budget
- 11\*) Resolution: to Increase the LD1 Tax Levy Limit
- 12\*) Resolution: Establishing interest rate on all delinquent taxes at the rate of 6.0% per annum
- 13\*) Resolution: Establishing interest rate on delinquent sewer bills at the rate of 6.0% per annum
- 14\*) Resolution: Establishing interest rate on refunds due to tax abatements at the rate of 2.0% per annum

- 15\*) Resolution: City of Bath's Special Purpose Fund Budget
- 16\*) Resolution: Annual Downward Adjustment to the Percentage of Captured Assessed Value in the Wing Farm Tax Increment Financing District.
- 17\*) Resolution: Establishing Schedule of Rates – Sewer Fees
- 18\*) Resolution: Setting schedule of rates – Landfill Fee License Classification
- 19\*) Resolution: Setting Fee Schedule – Bath Landfill Facility
- 20) Order: Establishing Tax Club for the upcoming year
- 21) Order: Approving Appropriation from Council Contingency Accounts
- 22) Order: Appointing Police Chief

**G. Petitions & Communications:**

**H. City Manager's Report:**

**I. Committee Reports:**

**J. Unfinished Business:**

**K. New Business:**

**L. Councilor Announcements:**

**ADJOURN**

**Executive Session:**

Discuss Personnel Matter per 1 MRSA §405(6)(A)



C1

**CITY OF BATH****FINANCE DEPARTMENT**

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May 10, 2021

To: City Council Members

From: Juli Millett, Finance Director

CC: Peter Owen, City Manager

Re: May 19 Special City Council Meeting

**Agenda Item – Bond Ordinance:** Authorizing issuance of a General Obligation Bond in the amount not to exceed \$797,000 for the purpose of funding certain improvements and equipment. (First Passage) - This is the borrowing ordinance for the FY 2022 Capital items, as per the Council discussion during the budget workshops. This is the first passage, and the second passage will be June 2. Items included in the borrowing are as follows:

Name of Equipment	Cost	City's down Payment	Amount to be Financed	Term
Landfill Rebuild Flare	20,000.00	10,000.00	10,000.00	1 Year
Landfill Cover and Gas Collection Expansion	200,000.00	100,000.00	100,000.00	1 Year
Facilities Improvements	100,000.00	20,000.00	80,000.00	5 years
Recreation Maintenance Building	200,000.00	0.00	200,000.00	15 years
Custom House Roof	275,000.00	25,000.00	250,000.00	10 years
Plow Truck	180,000.00	23,000.00	157,000.00	10 years

**\$ 975,000.00    \$178,000.00    \$ 797,000.00**

**Special Meeting agenda item – Ordinance:** Supplemental Appropriation in the amount of \$35,495 (First Passage) This item is the calculation of the City of Bath expenditure limitation and moving forward the room available under the limitation to future years. This has been done by the Council every year since the expenditure limit was adopted to reserve the available space under the limit for future use. This is also the first passage, and the second passage will also be June 2. As you will notice, the available space continues to reduce and the City continues to make difficult choices within the capital budget based on the room. This is the first year the City also had to make difficult operating budget choices in order to comply with the expenditure limitation. The expenditure limitation will continue to be more and more of an issue in future budgets.



## BOND ORDINANCE

AUTHORIZING UP TO \$797,000 OF THE CITY'S GENERAL OBLIGATION BONDS TO FINANCE MISCELLANEOUS MUNICIPAL IMPROVEMENTS AND THE ACQUISITION OF VEHICLES

IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF BATH, AS FOLLOWS:

Section 1. That a sum of up to, but not to exceed, \$797,000, plus the sale premium of and investment earnings on the bonds authorized in Section 2 below, is hereby appropriated for the purpose of funding the following municipal improvements, and vehicles, including issuance costs therefor:

- Landfill Rebuild Flare
- Landfill Cover and Gas Collection Expansion
- Facilities Improvements
- Recreation Maintenance Building
- Custom House Roof
- Public Works Plow Truck

Section 2. That, for the purpose of funding the aforesaid appropriation, the City Treasurer, with the approval of the Chair of the City Council and the City Manager, is hereby authorized, in the name of and on behalf of the City, to issue the City's bonds or notes in anticipation thereof, in the stated principal amount of up to, but not to exceed, \$797,000 under and pursuant the City Charter and Title 30-A, Section §5772 of the Maine Revised Statutes.

Section 3. That any and all bonds or notes in anticipation thereof issued pursuant to this Ordinance are issued pursuant to Chapter 8 of the City Charter and shall be signed by the City Treasurer and countersigned by the Chair of the City Council and the City Manager.

Section 4. That any and all bonds issued pursuant to this Ordinance shall be payable in annual installments, which need not be equal, the total amount of which shall extinguish the entire debt at maturity pursuant to the requirements of 30-A M.R.S.A. Section 5772(3), pursuant to Section 807 of the City Charter.

Section 5. That the term of any bonds issued pursuant to this Ordinance shall not exceed sixteen (16) years.

Section 6. That the City Treasurer, with the approval of the Chair of the City Council and the City Manager, shall determine the date or dates, maturities (not to exceed the maximum term specified above), denominations, interest rate or rates and any other details of any bonds or any notes in anticipation thereof to be issued pursuant to this Ordinance, such approval to be conclusively evidenced by the execution thereof.

- Section 7. That the City Treasurer, with the approval of the Chair of the City Council and the City Manager, is hereby authorized to make any bonds or notes in anticipation thereof issued pursuant to this Ordinance subject to prepayment and call for redemption with or without premium prior to the stated maturity date at the election of the City.
- Section 8. That the City Treasurer is hereby authorized to take all such action as may be necessary to designate any bonds or notes in anticipation thereof issued pursuant to this Ordinance (to the extent such designation is available) as qualified tax-exempt obligations for purposes of Section 265(b) of the Code.
- Section 9. That the bonds or notes in anticipation thereof issued pursuant to this Ordinance shall be general obligations of the City, backed by the full faith and credit and taxing power of the City.
- Section 10. That in the event the City Treasurer elects to issue such bonds or notes in anticipation thereof through the Maine Municipal Bond Bank (the "Bond Bank"), that the City Treasurer and the Chair of the City Council and the City Manager be and hereby are authorized, on behalf of the City, to enter into a loan agreement with the Bond Bank in conjunction with the issuance of the bonds or notes, in the aggregate principal amount not to exceed \$797,000 with a term not to exceed the term of the bonds or notes, said loan agreement to be in the usual and ordinary form utilized by the Bond Bank in connection with its General Resolution Program, which is hereby approved, and to contain such other terms and provisions, not contrary to the general tenor hereof, as the Treasurer, the Chair of the City Council and the City Manager may approve, their approval to be conclusively evidenced by the execution thereof.
- Section 11. That the City Treasurer is authorized to do or cause to be done all such acts and things, and to execute and deliver any and all contracts, agreements, certificates, and other documents as may be necessary or advisable, including but not limited to an Arbitrage and Use of Proceeds Certificate and a Continuing Disclosure Certificate, to carry out the provisions of this Ordinance in connection with the issuance and delivery by the City of the bonds or notes in anticipation thereof.
- Section 12. That if the City Treasurer, Chair of the City Council, City Manager, or Clerk are for any reason unavailable to approve and execute the bonds or notes in anticipation thereof issued pursuant to this Ordinance, any loan agreement or any related financing documents, the person or persons then acting in any such capacity, whether as an assistant, a deputy, or otherwise, is authorized to act for such official with the same force and effect as if such official had himself or herself performed such act.
- Section 13. That during the term any of the bonds authorized hereby are outstanding, the City Treasurer is hereby authorized, in the name and on behalf of the City, to issue and deliver refunding bonds on either a current or advance refunding basis, to refund some or all of the bonds then outstanding, and to determine the date, form, interest rate, maturities (not to exceed 11 years from the date of issuance of the original bonds) and all other details of such refunding bonds, including the form and manner of their sale and award. The City Treasurer is hereby further authorized to provide that any of such

refunding bonds hereinbefore authorized be made callable, with or without premium, prior to their stated date(s) of maturity, and each refunding bond issued hereunder shall be signed by the City Treasurer and countersigned by the Chair of the City Council and the City Manager, sealed with the seal of the City, and attested by its Clerk.

Section 14. That any suit questioning the validity of this Ordinance shall be barred unless commenced within forty-five (45) days following publication of the Ordinance in accordance with Section 805 of the City Charter.





## CERTIFICATION OF REVENUES IN EXCESS OF BUDGET ESTIMATES

I, Peter H. Owen, pursuant to Section 611 (A) of the Charter of the City of Bath, hereby certify to the City Council of the City of Bath that there are available for appropriation revenues in excess of those estimated in the Budget, to the extent of at least Thirty-five Thousand Four Hundred Ninety-five Dollars (\$35,495.00). The source of these funds is additional surpluses in the General Fund Undesignated Fund Balance Account which have been verified over and above those included in revenue in the 2019/2020 Fiscal Year Budget. The amount of surplus has been verified by the Auditor, and is available for supplemental appropriation pursuant to the opinion of the City Solicitor.

Respectfully Submitted,

Peter H. Owen  
City Manager



## ORDINANCE

### SUPPLEMENTAL APPROPRIATION

WHEREAS, the City Council desires to set aside additional funds for unanticipated expenditures; and

WHEREAS, surplus funds in the General Fund Undesignated Fund Balance Account, constituting revenue in excess of those estimated in the Budget for the current fiscal year, are available for this purpose; and

WHEREAS, the sum proposed to be appropriated by this Supplemental Appropriation, totaling Thirty-five Thousand Four Hundred Ninety-five Dollars (\$35,495.00), will not exceed the expenditure limits for the current fiscal year pursuant to Section 617 of the Charter of the City of Bath;

NOW THEREFORE, be it ordained by the City Council of the City of Bath that the total sum of Thirty-five Thousand Four Hundred Ninety-five Dollars (\$35,495.00), be and hereby is supplementally appropriated from the General Fund Undesignated Fund Balance (Account 01-2500-00) to the Council Contingency Account (Account 01-0012-402).



# City of Bath

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Bath, Maine 04530

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## Planning & Development

# MEMORANDUM

**TO:** Aaron Park, Chair  
City Councilors

**FROM:** Ben Averill, City Planner

**DATE:** May 12, 2021

**RE:** Land Use Code Amendment to Article 8.12, Historic Overlay District, as related to alternate energy devices within the historic district.

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### Background

Last year, The Neighborhood United Church of Christ requested an amendment to the text of the Land Use Code to change a portion of Article 8: District Regulations. The request was to modify a portion of the approval criteria within the Historic District related to alternate energy devices within the historic district (Section 8.12.H.e). The amendment would allow for the creation of new language related to the placement of solar panels on structures within the historic district.

The request for a Land Use Code Amendment was first reviewed by the City Council in the May 2020 meeting to determine if it had merit and if review should proceed. At the May 6th Council meeting it was recommended for Planning Board review. The Planning Board reviewed the request for a Land Use Code Amendment in workshops beginning on the June 16<sup>th</sup> Planning Board meeting. After review of the amendment in multiple workshops, the Planning Board held a Public Hearing at its October 6<sup>th</sup> meeting and voted to recommend the amendments to Article 8.12.H.e of the Land Use Code to the City Council for review.

The City Council reviewed the proposed ordinance in both the November and December 2020 City Council meetings. During second passage of the proposed ordinance the Council voted to table review of the item and remanded the ordinance back to the Planning Board for additional review. The motion from Council did not give specific recommendations for additional review on the item from the Planning Board, however the initial Council conversation did indicate that the ordinance was both too broad and too narrow in scope.

The Planning Board began re-review of the in workshop session in January 2021. The Planning Board held five workshops from January 2021 through April 2021 to review additional ordinances and testimony from residents regarding the proposed ordinance. The Planning Board held a public hearing on the proposed ordinance at the May 4, 2021 Planning Board meeting and recommended the ordinance for review by the City Council.

The Planning Board revised the ordinance to address specific design criteria and screening requirements for solar panels and other alternate energy devices within the historic district. The intent of the proposed ordinance is to allow alternate energy devices within the historic district while also maintaining the historic character of structures within the district. Newly added elements of the ordinance include screening requirements for solar panels, permanent HVAC equipment, and other alternate energy devices if placement is required within the viewshed of a public way as well as recommendations of placement on non-historic structures.

#### **Council Action**

If the Council determines that the Land Use Code change request has merit the Council can approve the request. If the Council determines that the request lacks merit, then action on the amendment to the Land Use Code will cease.

## ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BATH THAT THE LAND USE CODE OF THE CITY OF BATH ADOPTED JULY 19, 2000, AND SUBSEQUENTLY AMENDED, BE HEREBY FURTHER AMENDED AS FOLLOWS:

### ARTICLE 8: DISTRICT REGULATIONS

#### SECTION 8.12 HISTORIC OVERLAY DISTRICT (HO)

##### H. APPROVAL CRITERIA

Prior to approving any application for Historic District Review, the Historic District Approval Authority must find that the following criteria have been met:

- (e) ... Alternate-energy Devices: ~~Wind generators, solar collectors, and similar alternate-energy devices may be utilized only if they can be installed in a manner in which they are not visible from a public way.~~
1. *Wind generators; permanently installed heating, ventilation, and air conditioning equipment; solar arrays; and other appendages may be utilized on buildings if they are not visible from a public way or if they are incorporated into the structural design of, or attached to, the building. Said equipment shall be screened with vegetation or suitable elements of a permanent nature. Where such screening is not feasible, the equipment shall be located to minimize its visibility.*
  2. *In addition to the items in Article 8.12.H.e.1 solar arrays, whether photovoltaic or thermal, shall be installed flush with the roof and located on the same pitch as the roof. If a flush installation is not efficient, solar arrays should be set back from the roof edge sufficiently to minimize visibility from a public way. The solar array should be designed in a manner to blend into the existing roof. Framing, support, and construction of solar arrays should be designed to be black or the darkest value possible.*
  3. *Solar panels, wind generators, and other alternate energy devices should be installed in a manner that does not damage the historic materials of the structure and is completely reversible. When possible, alternate energy devices should be located on non-historic buildings or on building additions*





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

Wednesday, May 5th, 2021 6:00 PM

Remote Meeting

Present: Councilor Ambrosino, Councilor Bailey, Councilor Paulhus, Councilor Nordmann arrived at 6:05pm, Councilor Leonard, Vice Chairperson DeChant, Councilor Bauer, Councilor Dingley, and Chairperson Park.

Also, in attendance, the City Manager, Peter Owen, City Solicitor, Roger Therriault, City Clerk, Darci Wheeler

Chairperson Park led the Pledge of Allegiance, City Clerk Darci Wheeler called the Roll.

*Bath Housing Market Summary, Vision and Best Practices by Debora Keller, Executive Director*

*Proclamation: Arbor Week, May 16<sup>th</sup>-May 22<sup>nd</sup>*

C: Public Hearing 6:09pm:

- 1) New Liquor License for Longreach Kitchen & Catering, LLC located at 387 Whiskeag Road (*approval*)

Motion made by Councilor Bauer to accept as presented, seconded by Councilor Leonard

Moriah Jellison spoke regarding their taking over the food and beverage responsibilities at the Bath Golf Club. The restaurant is fully open to the public seven days a week with on site catering only.

**ROLL CALL VOTE:**

**YEAS: Councilors Ambrosino, Bailey, Paulhus, Nordmann, Leonard, DeChant, Bauer, and Dingley**

**NAYS: None**

**Passed, 8-0**

**D. Consent Agenda 6:14pm**

(Items as marked with an asterisk (\*) on the agenda shall be considered routine matters not requiring debate. In the case of items marked with an asterisk, the motion as stated in parenthesis following the items on the agenda shall be considered to have been passed by the City Council as part of the Consent Agenda. Any Councilor wishing to have any item so 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.)

\*2) Minutes of the previous Regular Meeting of April 7, 2021 and Special Meeting of April 21, 2021 and Item F3 (Motion to Accept as Presented)

Motion made by Councilor DeChant to accept as presented, seconded by Councilor Bailey

**ROLL CALL VOTE:**

**YEAS: Councilors Dingley, Bauer, DeChant, Leonard, Nordmann, Paulhus, Bailey, and Ambrosino**

**NAYS: None**

**Passed unanimously, 8-0**

E. Time Devoted to Residents to Address the City Council: 6:15pm NONE

F. Ordinances, Resolutions and Orders

3) \*Order: Appointing City Arborist/Tree Warden (annual appointment)

G. Petitions & Communications 6:17pm

Councilor Paulhus reported that he had passed on communication via email to other City Councilors regarding a City issue.

Presentation from Bath Housing 6:18pm

H. City Manager's Report 6:41pm

City Manager, Peter Owen announced the retirement of Police Chief Mike Field. A committee has been formed that will review the applications and the applicants. At the next meeting there will be a Resolution regarding parklets coming forward to Council approval.

I. Committee Reports 6:45pm

Councilor Bauer reported that the Economic Development Committee met are working on their work plan and looking for a new member, potentially more than one.

Councilor Bailey mentioned that openings for Committees are posted on the website and to please get applications in by May 18<sup>th</sup>.

Councilor Leonard reports that the Rabies Ad-hoc committee is hosting a Rabies Vaccination Clinic on June 20<sup>th</sup> at the Train Station. Bite and Ped Committee is hosting 3 bike rides this month.

Chairperson Park mentions that the Facilities Committee has received the Harriman Report regarding the Morse High School Reuse Project.

J. Unfinished Business NONE

K. New Business NONE

L. Councilor Announcements 6:52pm

Councilor Bailey announced that the Senior Center newsletter is out. Age Friendly Communities of the Lower Kennebec is still looking to recruit drivers for getting people to appointments.

Councilor DeChant reported that Main Street Bath is holding Spring into Summer on May 15<sup>th</sup>. Activities will be held primarily 11-2 with events at Customs House, City Hall, and the Pocket Park/

Councilor Paulhus announced that the Legislature passed LD 328, regarding revenue sharing and LD 1299 supporting food banks during state emergencies.

Councilor Park announced that Household Hazardous Waste Day will be held next week. Residents need to call and reserve their spot.

**EXECUTIVE SESSION:**

Discuss Real Estate Matter per 1 MRSA §405(6)(C)  
Discuss Personnel Matter per 1 MRSA §405(6)(A)

**ADJOURN**

Chairperson Park asked for a motion to enter Executive Session at 6:57pm.

Councilor Ambrosino motioned, seconded by Councilor Paulhus

**ROLL CALL VOTE:**

**YEAS: Councilors Ambrosino, Bailey, Paulhus, Nordmann, Leonard, DeChant, Bauer, and Dingley**

**NAYS: None**

**Passed unanimously, 8-0**

Councilor DeChant motioned to enter Regular Session at 7:39pm, seconded by Councilor Bauer.

Meeting adjourned at 7:39pm.

Attest:

Darci L. Wheeler, City Clerk



**BUDGET PUBLIC HEARING MINUTES**  
**City Council of the City of Bath, Maine**  
**Wednesday, May 19, 2021 6:00 PM**  
**Remote Zoom Meeting**

**Councilors Present:** Ambrosino, Bailey, Paulhus, Nordmann, Leonard, DeChant, Bauer, Dingley, Chairperson Park

**PUBLIC HEARING - City of Bath 2021-2022 Combined Budget**

Chairperson Park called the Hearing to order at 6:00 PM.

City Manager Peter Owen gave an overview of the Combined City Budget. He stated the entire City Budget would come in with a .73% tax effect, the County with a .05% tax effect and RSU #1 with a tax effect of .67%. This results in a proposed property tax increase of 1.46%.

**COMBINED CITY BUDGET**  
**2021-2022**

City Operating Fund	\$11,747,823
Landfill Fund	\$1,839,023
Sewer Fund	\$2,439,347
City Capital (excluding Bonded)	\$835,596
Overlay	\$203,488
Bath City Bus	\$164,000
Train Station /Trolley	\$36,200
<b>Total Combined</b>	<b>\$17,265,477</b>

Chairperson Park opened the hearing to public comment.

Larry Bartlett, 5 Palmer St., Vice President of the MidCoast Youth Center. Cited that the City is their partner and give credit for all the hard work going into creating the budget.

Jamie Dorr, 211 Oak St., Executive Director of the MidCoast Youth Center. Expressed concerns with the expected budget decrease of \$30,000 to \$3000. Explained the importance of the Youth Center especially during the pandemic in regards of the children they represent.

Halcyon Blake, 12 School St., an advocate for the MidCoast Youth Center, urging the Council to find some way to bring back support.

Maria Minor, 12 Park St., shared her concerns of the budget decrease for the MidCoast Youth Center.

Rose McDonnell, 8 Mechanic St., echoes the previous speakers.

Chairperson Park closed the Public Hearing at 6:22 PM and went directly into the Special Council Meeting.

Attest:

Darci L. Wheeler, City Clerk



**SPECIAL MEETING MINUTES  
City Council of the City of Bath, Maine  
Wednesday, May 19, 2021  
Followed the Public Budget Hearing  
Remote Zoom Meeting**

Councilors Present: Ambrosino, Bailey, Paulhus, Nordmann, Leonard, DeChant, Bauer, Dingley, and Chairperson Park

Also in attendance were the City Manager Peter Owen, City Clerk Darci Wheeler, and City Solicitor Roger Theriault

- I. **ORDER:** To prepare and post Warrant for the Regional School Unit #1 Budget Validation Election to be held on June 8, 2021

**ORDER**

In City Council  
May 19, 2021

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BATH, THAT:

Warrants be prepared and issued to notify and summons the inhabitants of the City of Bath, qualified to vote, that the Regional School Unit #1 Budget Election will be held on the Tuesday following the second Monday of June, the same being the 8<sup>th</sup> day of said month, in the Year of our Lord Two Thousand Twenty One, at 8' O'clock in the forenoon, then and there, to cast their votes for the following questions:

**Article 1: School Budget.** Shall Regional School Unit No. 1 appropriate the sum of **\$38,529,903.00** and raise the sum of **\$19,053,532.00** for the 2021-2022 school budget?  
**School Board Recommends a "Yes" Vote.**

**VOTER INFORMATION FOR ARTICLE 1**

The Regional School Unit No. 1 school budget submitted in this Article 1 totals **\$38,529,903.00**. It includes locally raised funds in the amount of **\$19,053,532.00**, to be assessed in shares to member municipalities in accordance with the RSU's cost sharing formula and state law. The locally raised amount exceeds the State's Essential Programs and Services funding model by **\$3,822,797.00**. This budget includes these cost centers and amounts:

Cost Center	Amount Appropriated
Regular Instruction	\$ 12,311,222.00
Special Education	\$ 6,362,879.00

Career and Technical Education	\$ 1,724,330.00
Other Instruction	\$ 770,459.00
Student and Staff Support	\$ 3,029,435.00
System Administration	\$ 612,682.00
School Administration	\$ 1,869,032.00
Transportation and Buses	\$ 1,459,712.00
Facilities Maintenance	\$ 3,304,475.00
Debt Service and Other Commitments	\$ 7,085,677.00
All Other Expenditures	\$ 0.00
<b>Summary of Total Authorized School Budget Expenditures:</b>	<b>\$ 38,529,903.00</b>

**Article 2: RSU Nutrition Program:** Shall the RSU be authorized to raise and appropriate **\$215,000.00** for the school nutrition program with authorization to expend any additional, incidental, or miscellaneous receipts in the interest and for the well-being of the school nutrition program?

**School Board Recommends a "Yes" Vote.**

**Article 3: RSU Adult Ed Program.** Shall the RSU be authorized to appropriate **\$889,129.00** for adult education and raise **\$76,191.00** as the local share, with authorization to expend any additional, incidental, or miscellaneous receipts in the interest and for the well-being of the adult education program?

**School Board Recommends a "Yes" Vote.**

**Article 4: Capital Reserve Fund.** Shall the School Board be authorized to transfer up to **\$50,000.00** from available fund balances to the Capital Reserve Fund and to expend **\$50,000.00** from said fund for capital improvements and/or unexpected or emergency maintenance or repairs to Regional School Unit facilities and equipment as the School Board may deem necessary or advisable?

**School Board Recommends a "Yes" Vote.**



**Article 5: Cost Center Transfers.** Shall the School Board be authorized to transfer amounts exceeding 5% of the total appropriation for any cost center to another cost center or among other cost centers for the 2021-2022 fiscal year, provided that transfers shall not be permitted to increase the authorized total school budget?  
**School Board Recommends a “Yes” Vote.**

and, be it further ordered, that said polls are to be kept open until eight o'clock in the afternoon of said day and then be closed.

Councilor Bauer made a motion to put on the floor for discussion. Councilor DeChant seconded the motion.

**ROLL CALL VOTE:**

**YEAS: Ambrosino, Bailey, Paulhus, Nordmann, Leonard, DeChant, Bauer, Dingley**

**NAYS: None**

**Passed Unanimously: 8-0**

- II. **ORDER: Registrar of Voters Hours for the Regional School Unit #1 Budget Validation Election to be held on June 8, 2021**

## **ORDER**

Be It Ordered by the City Council of the City of Bath, that the hourly schedule for the office of the Registrar of Voters shall be from 8:30am to 12:00pm and 1:00pm to 4:30pm Monday through Friday prior to the RSU #1 School Budget Election to be held Tuesday, June 8, 2021. On Election Day anyone may register to vote at the Polls at the Bath Middle School Gymnasium from 8:00am to 8:00pm.

Councilor Leonard made a motion to put on the floor for discussion. Councilor DeChant seconded the motion.

**ROLL CALL VOTE:**

**YEAS: Dingley, Bauer, DeChant, Leonard, Nordmann, Paulhus, Bailey, Ambrosino**

**NAYS: None**

**Passed Unanimously: 8-0**

- III. RESOLUTION: Creating a Bath Century Club to recognize Bath Residents who reach their 100<sup>th</sup> year

**A Resolution to create a Bath Century Club,  
in recognition of Bath Residents who reach their 100<sup>th</sup> year**

The Bath City Council resolves to create the “Bath Century Club”, a formalized, consistent process for recognizing current Bath residents who reach their 100<sup>th</sup> year of life. Maine is the oldest state in the country and our community has begun to experience the longevity of some residents to the age of 100. Through the Century Club, we will honor elders whose lives have spanned 100 or more years, by giving them (or a representative) recognition at a City Council meeting. Honorees or their families/friends will submit a brief form available from the City Clerk’s office to initiate the process.

Councilor Bauer made a motion to put on the floor for discussion. Councilor Dingley seconded the motion.

**ROLL CALL VOTE:**

**YEAS: Ambrosino, Bailey, Paulhus, Nordmann, Leonard, DeChant, Bauer, Dingley**

**NAYS: None**

**Passed Unanimously: 8-0**

- IV. RESOLUTION: Authorizing the City Manager to implement and adjust Downtown Streets/Parklets

**RESOLUTION**

**BE IT RESOLVED** by the City Council of the City of Bath that the City Manager be authorized and directed to exercise his authority under Section 17-2(b)(3) of the City Code, to alter and adjust street traffic, sidewalk utilization, and adjustments to public ways, in order to establish parklets and opportunities for businesses to utilize streets and sidewalks for business purposes, through October 31, 2021.

Councilor Ambrosino made a motion to put on the floor for discussion. Councilor Bauer seconded the motion.

**ROLL CALL VOTE:**

**YEAS:** Dingley, Bauer, DeChant, Leonard, Nordmann, Paulhus, Bailey, Ambrosino

**NAYS:** None

**Passed Unanimously: 8-0**

- V. **BOND ORDINANCE:** Authorizing up to \$797,000 of the City's General Obligation Bonds to Finance Miscellaneous Municipal Improvements and the Acquisition of Vehicles and Equipment *(first passage)*

**BOND ORDINANCE**

**AUTHORIZING UP TO \$797,000 OF THE CITY'S GENERAL OBLIGATION BONDS TO FINANCE MISCELLANEOUS MUNICIPAL IMPROVEMENTS AND THE ACQUISITION OF VEHICLES**

**IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF BATH, AS FOLLOWS:**

**Section 1.** That a sum of up to, but not to exceed, \$797,000, plus the sale premium of and investment earnings on the bonds authorized in Section 2 below, is hereby appropriated for the purpose of funding the following municipal improvements, and vehicles, including issuance costs therefor:

- Landfill Rebuild Flare
- Landfill Cover and Gas Collection Expansion
- Facilities Improvements
- Recreation Maintenance Building
- Custom House Roof
- Public Works Plow Truck

**Section 2.** That, for the purpose of funding the aforesaid appropriation, the City Treasurer, with the approval of the Chair of the City Council and the City Manager, is hereby authorized, in the name of and on behalf of the City, to issue the City's bonds or notes in anticipation thereof, in the stated principal amount of up to, but not to exceed, \$797,000 under and pursuant the City Charter and Title 30-A, Section §5772 of the Maine Revised Statutes.

**Section 3.** That any and all bonds or notes in anticipation thereof issued pursuant to this Ordinance are issued pursuant to Chapter 8 of the City Charter and shall be signed by the City Treasurer and countersigned by the Chair of the City Council and the City Manager.

**Section 4.** That any and all bonds issued pursuant to this Ordinance shall be payable in annual installments, which need not be equal, the total amount of which shall extinguish the entire debt at maturity pursuant to the requirements of 30-A M.R.S.A. Section 5772(3), pursuant to Section 807 of the City Charter.

**Section 5.** That the term of any bonds issued pursuant to this Ordinance shall not exceed sixteen (16) years.

**Section 6.** That the City Treasurer, with the approval of the Chair of the City Council and the City Manager, shall determine the date or dates, maturities (not to exceed the maximum term specified above), denominations, interest rate or rates and any other details of any bonds or any notes in anticipation thereof to be issued pursuant to this Ordinance, such approval to be conclusively evidenced by the execution thereof.

**Section 7.** That the City Treasurer, with the approval of the Chair of the City Council and the City Manager, is hereby authorized to make any bonds or notes in anticipation thereof issued pursuant to this Ordinance subject to prepayment and call for redemption with or without premium prior to the stated maturity date at the election of the City.

**Section 8.** That the City Treasurer is hereby authorized to take all such action as may be necessary to designate any bonds or notes in anticipation thereof issued pursuant to this Ordinance (to the extent such designation is available) as qualified tax-exempt obligations for purposes of Section 265(b) of the Code.

**Section 9.** That the bonds or notes in anticipation thereof issued pursuant to this Ordinance shall be general obligations of the City, backed by the full faith and credit and taxing power of the City.

**Section 10.** That in the event the City Treasurer elects to issue such bonds or notes in anticipation thereof through the Maine Municipal Bond Bank (the "Bond Bank"), that the City Treasurer and the Chair of the City Council and the City Manager be and hereby are authorized, on behalf of the City, to enter into a loan agreement with the Bond Bank in conjunction with the issuance of the bonds or notes, in the aggregate principal amount not to exceed \$797,000 with a term not to exceed the term of the bonds or notes, said loan agreement to be in the usual and ordinary form utilized by the Bond Bank in connection with its General Resolution Program, which is hereby approved, and to contain such other terms and provisions, not contrary to the general tenor hereof, as the Treasurer, the Chair of the City Council and the City Manager may approve, their approval to be conclusively evidenced by the execution thereof.

**Section 11.** That the City Treasurer is authorized to do or cause to be done all such acts and things, and to execute and deliver any and all contracts, agreements, certificates, and other documents as may be necessary or advisable, including

but not limited to an Arbitrage and Use of Proceeds Certificate and a Continuing Disclosure Certificate, to carry out the provisions of this Ordinance in connection with the issuance and delivery by the City of the bonds or notes in anticipation thereof.

**Section 12.** That if the City Treasurer, Chair of the City Council, City Manager, or Clerk are for any reason unavailable to approve and execute the bonds or notes in anticipation thereof issued pursuant to this Ordinance, any loan agreement or any related financing documents, the person or persons then acting in any such capacity, whether as an assistant, a deputy, or otherwise, is authorized to act for such official with the same force and effect as if such official had himself or herself performed such act.

**Section 13.** That during the term any of the bonds authorized hereby are outstanding, the City Treasurer is hereby authorized, in the name and on behalf of the City, to issue and deliver refunding bonds on either a current or advance refunding basis, to refund some or all of the bonds then outstanding, and to determine the date, form, interest rate, maturities (not to exceed 11 years from the date of issuance of the original bonds) and all other details of such refunding bonds, including the form and manner of their sale and award. The City Treasurer is hereby further authorized to provide that any of such refunding bonds hereinbefore authorized be made callable, with or without premium, prior to their stated date(s) of maturity, and each refunding bond issued hereunder shall be signed by the City Treasurer and countersigned by the Chair of the City Council and the City Manager, sealed with the seal of the City, and attested by its Clerk.

**Section 14.** That any suit questioning the validity of this Ordinance shall be barred unless commenced within forty-five (45) days following publication of the Ordinance in accordance with Section 805 of the City Charter.

Councilor Ambrosino made a motion to put on the floor for discussion. Councilor Bauer seconded the motion.

**ROLL CALL VOTE:**

**YEAS:** Ambrosino, Bailey, Paulhus, Nordmann, Leonard, DeChant, Bauer, Dingley

**NAYS:** None

**Passed Unanimously:** 8-0

VI. ORDINANCE: Supplemental Appropriation to Set Aside Additional Funds for Unanticipated Expenditures *(first passage)*

CERTIFICATION OF REVENUES IN EXCESS OF BUDGET ESTIMATES

I, Peter H. Owen, pursuant to Section 611 (A) of the Charter of the City of Bath, hereby certify to the City Council of the City of Bath that there are available for appropriation revenues in excess of those estimated in the Budget, to the extent of at least Thirty-five Thousand Four Hundred Ninety-five Dollars (\$35,495.00). The source of these funds is additional surpluses in the General Fund Undesignated Fund Balance Account which have been verified over and above those included in revenue in the 2019/2020 Fiscal Year Budget. The amount of surplus has been verified by the Auditor, and is available for supplemental appropriation pursuant to the opinion of the City Solicitor.

Respectfully Submitted,

Peter H. Owen  
City Manager

Councilor Ambrosino made a motion to put on the floor for discussion. Councilor Bauer seconded the motion.

**ROLL CALL VOTE:**

**YEAS:** Dingley, Bauer, DeChant, Leonard, Nordmann, Paulhus, Bailey, Ambrosino

**NAYS:** None

**Passed Unanimously: 8-0**

**VII. ORDINANCE: LUC Amendment to Article 8.12. Historic Overlay District (*first passage*)**

**ORDINANCE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BATH THAT THE LAND USE CODE OF THE CITY OF BATH ADOPTED JULY 19, 2000, AND SUBSEQUENTLY AMENDED, BE HEREBY FURTHER AMENDED AS FOLLOWS:

**ARTICLE 8: DISTRICT REGULATIONS**

**SECTION 8.12 HISTORIC OVERLAY DISTRICT (HO)**

**H. APPROVAL CRITERIA**

Prior to approving any application for Historic District Review, the Historic District Approval Authority must find that the following criteria have been met:

(e) ... Alternate-energy Devices: ~~Wind generators, solar collectors, and similar alternate-energy devices may be utilized only if they can be installed in a manner in which they are not visible from a public way.~~

1. *Wind generators; permanently installed heating, ventilation, and air conditioning equipment; solar arrays; and other appendages may be utilized on buildings if they are not visible from a public way or if they are incorporated into the structural design of, or attached to, the building. Said equipment shall be screened with vegetation or suitable elements of a permanent nature. Where such screening is not feasible, the equipment shall be located to minimize its visibility.*
2. *In addition to the items in Article 8.12.H.e.1 solar arrays, whether photovoltaic or thermal, shall be installed flush with the roof and located on the same pitch as the roof. If a flush installation is not efficient, solar arrays should be set back from the roof edge sufficiently to minimize visibility from a public way. The solar array should be designed in a manner to blend into the existing roof. Framing, support, and construction of solar arrays should be designed to be black or the darkest value possible.*
3. *Solar panels, wind generators, and other alternate energy devices should be installed in a manner that does not damage the historic materials of the structure and is completely reversable. When possible, alternate energy devices should be located on non-historic buildings or on building additions*

Councilor Ambrosino made a motion to put on the floor for discussion. Councilor Bauer seconded the motion.

**ROLL CALL VOTE:**

**YEAS: Ambrosino, Bailey, Paulhus, Nordmann, Leonard, DeChant, Bauer, Dingley**

**NAYS: None**

**Passed Unanimously: 8-0**

**VIII. Re-appointment to the Bath Bicycle and Pedestrian Committee  
Re-appointment to the Bath Development Corporation**

Councilor DeChant made a motion to put on the floor for discussion. Councilor Bauer seconded the motion.

**ROLL CALL VOTE:**

**YEAS: Dingley, Bauer, DeChant, Leonard, Nordmann, Paulhus, Bailey, Ambrosino**

**NAYS: None**

**Passed Unanimously: 8-0**

The meeting adjourned at 7:13 PM with a motion by Councilor Bailey, seconded by Councilor Ambrosino.

**ROLL CALL VOTE:**

**YEAS: Dingley, Bauer, DeChant, Leonard, Nordmann, Paulhus, Bailey, Ambrosino**

**NAYS: None**  
**Passed Unanimously: 8-0**

Attest:

Darci L. Wheeler,  
City Clerk





## City of Bath

Finance Department  
Bath City Hall – 55 Front Street  
Bath, Maine 04530

Telephone: (207) 443-8338 - Fax: (207) 443-8397

Juli Millett, C.P.A.  
Finance Director

Juli Millett, Finance Director  
[jmillett@cityofbath.com](mailto:jmillett@cityofbath.com)

Linda McCourt, Deputy Finance Director  
[lmccourt@cityofbath.com](mailto:lmccourt@cityofbath.com)

Susan Hunt, Payroll Supervisor  
[shunt@cityofbath.com](mailto:shunt@cityofbath.com)

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To: Bath City Council Members  
From: Juli Millett, Finance Director  
CC: Peter Owen, City Manager  
Re: **Orders, Resolutions and Ordinances: (Budget Approval Meeting)**

Councilors,

Below is some detail on the items in the Budget package/Consent Agenda. If you have any other questions, I will be available to answer them at your upcoming meeting.

**F5\*) Resolution: City General Fund Budget**

This is the approval of the General Fund - City Operating Budget that has been discussed in the budget workshops and the Budget Public Hearing.

**F6\*) Resolution: City Capital Improvement Budget**

This is the approval of the City Capital Improvement Budget that has been discussed in the budget workshops and the Budget Public Hearing.

**F7\*) Resolution: Landfill Fund Budget**

This is the approval of the Landfill Fund Budget that has been discussed in the budget workshops and the Budget Public Hearing.

**F8\*) Resolution: Sewer Utility Fund Budget**

This is the approval of the Sewer Utility Fund Budget that has been discussed in the budget workshops and the Budget Public Hearing.

**F9\*) Resolution: Bath City Bus Fund Budget**

This is the approval of the Bath City Bus Fund Budget that has been discussed in the budget workshops and the Budget Public Hearing.

**F10\*) Resolution: Bath Trolley and Transportation Budget**

This is the approval of the Bath Trolley and Transportation Budget that has been discussed in the budget workshops and the Budget Public Hearing.

**F11\*) Resolution: to Increase the LD 1 Tax Levy Limit**

This is to increase the amount of tax levy limited by LD 1. The Municipal Property Tax Levy Limit regulates the amount of money that municipalities can raise through property taxes. It applies only to property taxes used for municipal operations (road maintenance, libraries, parks and recreation, etc.). It does not apply to property taxes raised for schools, counties, TIFs, or the overlay. The limit allows a municipality to increase property taxes, but only by an amount equal to the growth of statewide personal income plus local property development within the municipality. The limit is adjusted downward if a municipality receives extra money from the State that it can use instead of property taxes.

**F12\*) Resolution: Establishing interest rate on all delinquent taxes at the rate of 6% per annum**

This is the interest rate the City charges for taxes not paid by October 15.

**F13\*) Resolution: Establishing interest rate on delinquent sewer bills at the rate 6% per annum**

This is the interest rate the City charges for sewer fees not paid within 60 days on quarterly bills and 30 days on monthly bills.

**F14\*) Resolution: Establishing interest rate on refunds due to tax abatements at the rate of 2% per annum**

This is how much the City pays on an inadvertent overpayment of taxes.

**F15\*) Resolution: City of Bath's Special Purpose Fund Budget**

These are the accounts that are used for resources received from outside sources that have specific use and restriction on them.

**F16\*) Resolution: Annual Downward Adjustment to the Percentage of Captured Assessed Value in the Wing Farm Tax Increment Financing District.**

This is for an annual adjustment in the value of property captured in the Wing Farm TIF and sending additional monies to the General Fund.

**F17\*) Resolution: Establishing Schedule of Rates for Sewer System Fees, Use Charges and Special Assessments**

These are the new sewer rates effective July 1. This is a 1.5% increase over the prior year's rates. Payments for residents who choose monthly billing are due within 30 days, and residents who remain on the quarterly cycle are still due within 60 days.

**F18\*) Resolution: Setting Schedule of Rates – Landfill Fee License Classification**

These are the sewer licenses for use of the Bath Landfill. (It is unknown when the last increase was for these fees.) License applications go out to current holders in June from the Clerk's office.

**F19\*) Resolution: Setting Fee Schedule – Bath Landfill Facility**

These are the Landfill fees discussed in workshop that the Public Works director believes need an adjustment. We are also proposing a new fee for Single stream recycling materials (newspaper, glass, plastics, tin cans, cardboard) of \$145 ton for non-residents and Bath Business users. (Bath residents will remain free.)

Although we did discuss it in the Budget Workshops, we are also not proposing any change to the Landfill non-profit procedures and policies at this time. We will update those procedures and policies in the fall.

**F20) Order: Establishing Tax Club for the upcoming year**

The Tax Club is a program that allows residents of the City of Bath to spread out their property tax bill into twelve (12) monthly installments instead of a single payment. The program is only available on a taxpayer's primary residence and is not available on commercial, industrial, personal or rental properties.

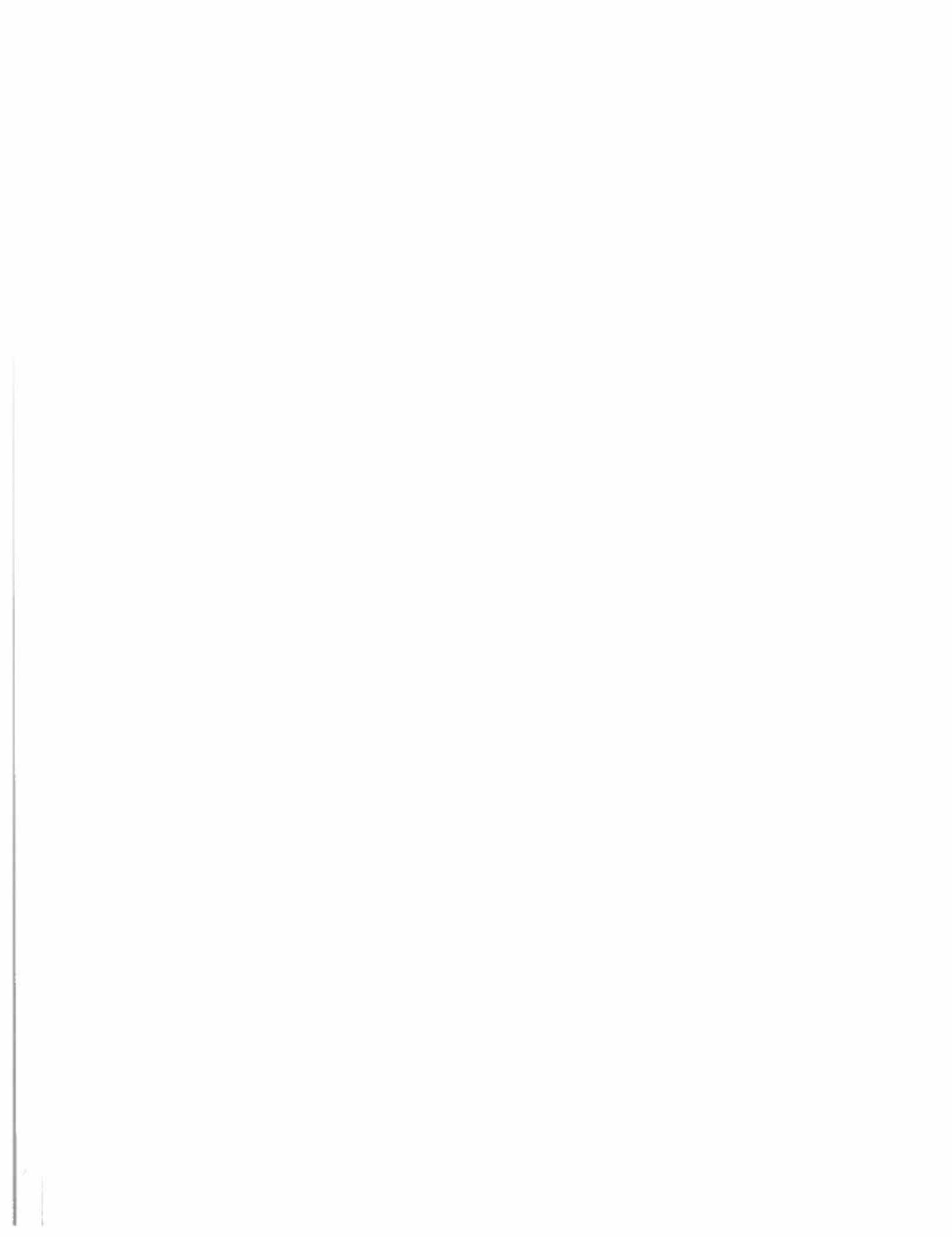
**How to Enroll:** Tax Club enrollment forms can be found in the Treasurer's Office beginning in July and are due back to the same office no later than August 16<sup>th</sup>. To be eligible for this program, property owners must be current on their taxes and the property that the program applies to must be their primary residence. If you have questions about this program, please contact the Treasurer's Office at (207) 443-8340.



**FY 2021 – 2022**

**Budget Adoption Packet**

**(Including Passage Resolutions)**



CITY OF BATH  
PROPOSED BUDGET FY2022

Expense

Dept: 01 GENERAL FUND	2020		2021		2021		2022		Elec Req vs	
	Budget	Actual	Budget	YTD	Elected	Change \$	Curr Bud	Change %		
0010 - ADMINISTRATION	179,963.00	184,359.99	183,574.00	160,027.87	174,750.00	-8,824.00		-4.81%		
0011 - PROFESSIONAL SERVICES	177,500.00	424,369.79	270,000.00	250,645.32	220,000.00	-50,000.00		-18.52%		
0012 - COUNCIL	72,150.00	70,917.82	73,870.00	51,099.25	73,870.00	0.00		.00%		
0016 - SPECIAL EVENTS, BOARDS E	277,461.00	295,457.00	276,399.00	266,498.65	227,749.00	-48,650.00		-17.60%		
0018 - CABLE PEG	50,544.00	47,366.30	102,397.00	85,321.84	105,379.00	2,982.00		2.91%		
0020 - CITY CLERK	138,577.00	97,373.35	96,432.00	51,802.02	102,794.00	6,362.00		6.60%		
0021 - CITY CLERK ELECTIONS	17,710.00	12,755.77	23,860.00	358.00	18,510.00	-5,350.00		-22.42%		
0030 - CENTRAL SERVICES	180,500.00	157,454.59	170,500.00	133,743.26	171,550.00	1,050.00		.62%		
0035 - CITY HALL MGMT	142,847.00	136,682.81	166,642.00	122,436.50	162,331.00	-4,311.00		-2.59%		
0040 - UTILITIES	614,000.00	578,998.79	614,165.00	527,798.73	579,165.00	-35,000.00		-5.70%		
0045 - INSURANCES	386,000.00	474,773.37	468,500.00	584,037.05	578,500.00	110,000.00		23.48%		
0050 - EMPLOYEE BENEFITS	2,234,700.00	2,175,533.82	2,283,339.00	1,724,626.98	2,343,616.00	60,277.00		2.64%		
0055 - FINANCE	265,477.00	296,643.13	310,370.00	269,603.93	318,356.00	7,986.00		2.57%		
0060 - ASSESSOR	135,988.00	126,390.08	143,392.00	126,656.81	144,716.00	1,324.00		.92%		
0065 RECREATION FUND	233,156.00	239,091.00	247,746.00	242,746.00	252,466.00	4,720.00		1.91%		
0070 - GENERAL ASSISTANCE	64,150.00	79,896.95	73,550.00	55,057.09	76,250.00	2,700.00		3.67%		
0075 - CODES OFFICE	97,499.00	98,704.63	102,192.00	84,597.42	104,232.00	2,040.00		2.00%		
0077 - PLANNING OFFICE	58,493.00	45,602.31	64,498.00	45,041.75	57,209.00	-7,289.00		-11.30%		
0080 - PUBLIC WORKS	1,093,485.00	1,074,943.89	1,128,104.00	832,852.06	1,141,414.00	13,310.00		1.18%		
0090 - CEMETERY AND PARKS	419,533.00	425,229.47	434,107.00	365,118.23	429,809.00	-4,298.00		-.99%		
0092 - FORESTRY	89,720.00	78,061.02	101,679.00	70,995.23	100,316.00	-1,363.00		-1.34%		
0100 - FIRE AND AMBULANCE	1,717,412.00	1,721,716.89	1,860,599.00	1,473,312.81	1,897,563.00	36,964.00		1.99%		
0104 - HARBOR MASTER	5,850.00	3,423.70	5,950.00	3,364.40	5,950.00	0.00		.00%		
0105 - POLICE	1,589,416.00	1,627,117.58	1,639,507.00	1,345,789.10	1,697,158.00	57,651.00		3.52%		
0106 - SCHOOL CROSSING GUARD	6,182.00	5,081.70	6,505.00	5,211.72	6,480.00	-25.00		-.38%		
0108 - PARKING MANAGEMENT	45,806.00	32,407.10	55,750.00	47,240.28	58,525.00	2,775.00		4.98%		
0109 - POLICE ANIMAL CONTROL	35,182.00	40,874.01	45,318.00	36,990.71	46,655.00	1,337.00		2.95%		
0110 - DEBT RETIREMENT	671,595.00	672,347.92	667,219.00	743,445.13	652,510.00	-14,709.00		-2.20%		
GENERAL FUND	11,000,896.00	11,223,574.78	11,616,164.00	9,706,418.14	11,747,823.00	131,659.00		1.13%		





CITY OF BATH  
PROPOSED BUDGET FY2022

	Expense				Elec Req vs Elec Req vs		
	2020 Budget	2020 Actual	2021 Budget	2021 YTD	2022 Elected	Curr Bud Change \$	Curr Bud Change %
<b>Dept: 05 CAPITAL FUND</b>							
0500 - CAPITAL FUND CITY	82,722.00	325,208.86	72,255.00	176,407.17	181,653.00	109,398.00	151.41%
0502 - CF CEMETERY & PARKS	64,883.00	73,814.96	82,229.00	65,460.53	37,431.00	-44,798.00	-54.48%
0504 - CF FIRE AND AMBULANCE	293,785.00	303,196.35	250,609.00	-46,672.46	216,496.00	-34,113.00	-13.61%
0512 - CF POLICE	46,235.00	53,474.20	68,095.00	66,912.88	53,012.00	-15,083.00	-22.15%
0514 - CF RECREATION	46,109.00	-47,380.16	108,685.00	-213,544.69	110,663.00	1,978.00	1.82%
0520 - CF PUBLIC WORKS	175,540.00	546,290.65	232,767.00	319,748.61	236,341.00	3,574.00	1.54%
<b>CAPITAL FUND</b>	<b>709,274.00</b>	<b>1,254,604.86</b>	<b>814,640.00</b>	<b>368,312.04</b>	<b>835,596.00</b>	<b>20,956.00</b>	<b>2.57%</b>

	Expense				Elec Req vs Elec Req vs		
	2020 Budget	2020 Actual	2021 Budget	2021 YTD	2022 Elected	Curr Bud Change \$	Curr Bud Change %
<b>Dept: 06 LANDFILL</b>							
0661 - SOLID WASTE SITE	588,857.00	475,284.28	563,362.00	493,869.58	593,946.00	30,584.00	5.43%
0662 - RECYCLING	66,725.00	26,568.23	60,000.00	22,565.22	46,300.00	-13,700.00	-22.83%
0663 - MSW-CURB SIDE PICKUP	447,300.00	388,579.27	460,300.00	327,079.01	462,000.00	1,700.00	.37%
0664 - PAY AS YOU THROW	31,000.00	33,504.69	38,000.00	28,120.24	38,000.00	0.00	.00%
0665 - LANDFILL CAPITAL	30,772.00	30,714.63	0.00	0.00	100,000.00	100,000.00	100.00%
0667 - DEBT RETIREMENT	611,550.00	611,411.17	614,875.00	614,874.24	598,777.00	-16,098.00	-2.62%
<b>LANDFILL</b>	<b>1,776,204.00</b>	<b>1,566,062.27</b>	<b>1,736,537.00</b>	<b>1,486,508.29</b>	<b>1,839,023.00</b>	<b>102,486.00</b>	<b>5.90%</b>



CITY OF BATH  
PROPOSED BUDGET FY2022

	Expense				Elec Req vs Elec Req vs		
	2020 Budget	2020 Actual	2021 Budget	2021 YTD	2022 Elected	Curr Bud Change \$	Curr Bud Change %
<b>Dept: 07 SEWER FUND</b>							
0700 - MANAGEMENT SEWER FUND	114,050.00	100,198.80	113,465.00	89,360.65	114,215.00	750.00	.66%
0701 - TREATMENT & PUMPING STA	1,007,591.00	966,257.61	1,025,190.00	763,351.46	1,030,676.00	5,486.00	.54%
0702 - MAINTENANCE SEWER	360,230.00	383,997.41	390,822.00	293,053.97	421,282.00	30,460.00	7.79%
0703 - REPLACEMENT RES SEWER	0.00	2,202,397.85	261,000.00	1,375,521.12	225,634.00	-35,366.00	-13.55%
0704 - DEBT RETIREMENT	695,939.00	339,935.98	675,509.00	634,622.46	647,540.00	-27,969.00	-4.14%
<b>SEWER FUND</b>	<b>2,177,810.00</b>	<b>3,992,787.65</b>	<b>2,465,986.00</b>	<b>3,155,909.66</b>	<b>2,439,347.00</b>	<b>-26,639.00</b>	<b>-1.08%</b>

	Expense				Elec Req vs Elec Req vs		
	2020 Budget	2020 Actual	2021 Budget	2021 YTD	2022 Elected	Curr Bud Change \$	Curr Bud Change %
<b>Dept: 10 BUS FUND</b>							
1020 - BATH BUS	161,300.00	146,422.72	161,800.00	124,939.41	164,000.00	2,200.00	1.36%
<b>BUS FUND</b>	<b>161,300.00</b>	<b>146,465.06</b>	<b>161,800.00</b>	<b>124,939.41</b>	<b>164,000.00</b>	<b>2,200.00</b>	<b>1.36%</b>

	Expense				Elec Req vs Elec Req vs		
	2020 Budget	2020 Actual	2021 Budget	2021 YTD	2022 Elected	Curr Bud Change \$	Curr Bud Change %
<b>Dept: 12 SP PURPOSE RECREATION FD</b>							
1220 - ADMINISTRATION	196,113.00	204,877.84	204,103.00	170,143.30	213,933.00	9,830.00	4.82%
1230 - MAINTENANCE & GROUNDS	235,824.00	221,982.93	246,589.00	197,694.48	249,579.00	2,990.00	1.21%
1245 - PROGRAM EXPENSE	120,605.00	125,201.89	125,577.00	25,408.09	79,477.00	-46,100.00	-36.71%
<b>SP PURPOSE</b>	<b>552,542.00</b>	<b>552,062.66</b>	<b>576,269.00</b>	<b>393,245.87</b>	<b>542,989.00</b>	<b>-33,280.00</b>	<b>-5.78%</b>
<b>RECREATION FD</b>							



CITY OF BATH  
PROPOSED BUDGET FY2022

Expense						Elec Req vs		
Dept: 13 BATH YOUTH MEETING HOUSE	2020	2020	2021	2021	2022	Curr Bud	Elec Req vs	
	Budget	Actual	Budget	YTD	Elected	Change \$	Curr Bud	Change %
1310 - ARMORY BLDG OPERATIONS	73,100.00	80,388.32	74,100.00	75,293.61	56,100.00	-18,000.00		-24.29%
1325 - SKATEPARK OPERATIONS	86,062.00	77,571.21	0.00	311.64	0.00	0.00		.00%
BATH YOUTH MEETING HOUSE	159,162.00	157,959.53	74,100.00	75,605.25	56,100.00	-18,000.00		-24.29%

Expense						Elec Req vs		
Dept: 14 TRAIN STAT AND TROLLEY	2020	2020	2021	2021	2022	Curr Bud	Elec Req vs	
	Budget	Actual	Budget	YTD	Elected	Change \$	Curr Bud	Change %
1410 - TRAIN STATION	25,200.00	20,164.74	26,200.00	18,947.07	25,800.00	-400.00		-1.53%
1420 - TROLLEY	26,650.00	41,603.42	27,150.00	5,485.53	10,400.00	-16,750.00		-61.69%
TRAIN STAT AND TROLLEY	51,850.00	61,828.16	53,350.00	24,432.60	36,200.00	-17,150.00		-32.15%



**RESOLUTION - CITY OPERATING BUDGET**

***BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE***, that the City Operating Budget for the fiscal year commencing on July 1, 2021 and terminating on June 30, 2022, be and hereby is adopted with a total expenditure of **\$ 11,747,823**, balanced with an equal amount of estimated revenue. Summary of appropriations is attached.





**RESOLUTION – CITY CAPITAL IMPROVEMENT BUDGET**

***BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE***, that the City Capital Improvement Budget as reallocated and/or appropriated for the fiscal year commencing on July 1, 2021 and terminating on June 30, 2022, be and hereby is adopted with a total expenditure of **\$ 835,596.** balanced with an equal amount of estimated revenue. Summary of appropriations is attached.



**RESOLUTION – LANDFILL FUND BUDGET**

***BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE***, that the Landfill Fund Component as reallocated and/or appropriated for the fiscal year commencing on July 1, 2021 and terminating on June 30, 2022, be and hereby is adopted with a total expenditure of **\$ 1,839,023** balanced with an equal amount of estimated revenue. Summary of appropriations is attached.



**RESOLUTION – SEWER UTILITY FUND BUDGET**

***BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE***, that the Sewer Utility Fund Budget for the fiscal year commencing on July 1, 2021 and terminating on June 30, 2022 be and is hereby adopted with a total expenditure of **\$ 2,439,347**, balanced with an equal amount of estimated revenue. Summary of appropriations is attached.



**RESOLUTION – BATH CITY BUS FUND BUDGET**

***BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE***, that the Bath City Bus Fund Budget for the fiscal year commencing on July 1, 2021 and terminating on June 30, 2022, be and is hereby adopted with a total expenditure of **\$ 164,000**, balanced with an equal amount of estimated revenue.





**RESOLUTION – BATH TROLLEY AND TRANSPORTATION BUDGET**

***BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE***, that the Bath Trolley and Transportation Fund Budget for the fiscal year commencing on July 1, 2021 and terminating on June 30, 2022, be and is hereby adopted with a total expenditure of **\$ 36,200**, balanced with an equal amount of estimated revenue.



**RESOLUTION TO INCREASE THE LD1 TAX LEVY LIMIT**

**BE IT RESOLVED** by the City Council of the City of Bath, to increase the tax levy limit of \$7,298,000.00 by the amount required by the adoption of the 2021-2022 budget (estimated increase \$0).



**RESOLUTION – ESTABLISHING  
INTEREST RATE ON DELINQUENT PROPERTY TAXES**

**WHEREAS**, pursuant to 36 M.R.S.A. Section 505(4), the City of Bath has the authority to specify an interest rate which shall be applied to delinquent taxes; and

**WHEREAS**, Section 7-101 of the Code of the City of Bath determines that the rate of interest is to be established yearly by Resolution of this Council.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Bath, that the interest rate due and payable for all delinquent taxes shall be set at the rate of 6.0% per annum, for taxes assessed during the 2021-2022 Fiscal Year.



**RESOLUTION – ESTABLISHING  
INTEREST RATE ON SEWER BILLS**

**BE IT RESOLVED** by the City Council of the City of Bath, as follows:

That the interest rate due and payable for all delinquent sewer bills shall be set at the rate of 6.0% per annum, for all sewer user fees assessed during the 2021-2022 Fiscal Year.





**RESOLUTION – ESTABLISHING  
INTEREST RATE ON REFUNDS DUE TO OVERPAYMENT OF TAXES**

**BE IT RESOLVED** by the City Council of the City of Bath, as follows:

That any taxpayer who pays an amount in excess of what is finally assessed (as in the case of a taxpayer who pays under protest, appeals the assessment, and is granted an abatement) must be repaid the amount of the overpayment, plus interest back to the date of the overpayment, at a rate of 2.0% per annum, from July 1, 2021 to June 30, 2022; and

That property tax payments can be received only for delinquent or currently due taxes;  
and

That payments resulting in an overpayment will be applied as much as possible to outstanding balances, then remainder repaid only to the payee.



**RESOLUTION – SPECIAL PURPOSE FUND COMPONENT**

***BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BATH, MAINE***, that the City of Bath's Special Purpose Fund as reallocated and/or appropriated for the fiscal year commencing on July 1, 2021 and terminating on June 30, 2022, be and is adopted for the purpose of funding the accounts below:

**SPECIAL PURPOSE FUNDS - CITY**

As of May 26, 2021

<b>0300 Special Purpose</b>	<b>0306 Forestry</b>	<b>0314 Recreation</b>
277 Age Friendly Communities	303 Druid Park	333 Midcoast Comm. Alliance
350 2Townlanding	312 Forestry – Proj Canopy-apple	334 Wrestling
352 Butler Head Sugarbush	<b>0308 General Assistance</b>	335 McMann Field Renovation
353 Butler Head Signs & Improvement	307 Almoner Fund	336 Rec Scholarship Fund
356 Downtown Signs	371 Charitable Contribution Fund	337 Community Garden
357 Bike ME		338 Soccer
358 RT 1 Hotel	<b>0309 Planning Department</b>	339 ASA Softball
484 Covid Relief Grant	652 Comprehensive Planning	340 Lacrosse
676 Stage Rental/ Maint	653 Climate Adaption	341 Mens Softball League
731 Skate Park Committee	<b>0310 LAMBERT PARK CC</b>	342 Little League Registrations
749 Keep Maine Healthy	330 Lambert Park	343 Bath Babe Ruth League
781 Downtown Wellness		344 Youth Football League
782 City Dock/FD Sec Dock	<b>0312 Police Grants</b>	345 Youth Cheerleading
784 WingFarm Traffic Impact Fees	106 Xtra Duty Pay	347 Advertising Signs
785 American Rescue Plan	318 Jumpstart	348 McMann Advertising
786 Old Morse High School	320 Dare	349 Summer Meals Program
935 Assessor Records Preservation	321 OUI Grant	359 Travel Football League
969 Police K9 Fund	322 Juvenile Assistance Fund	748 Artworks
8110 Swimming Pool Fund	324 PD Bike Safety	8720 Lambert Park Com. Center
8722 Bath Clocks Maintenance	325 Under Aged Drinking	8721 Rec Parks Imp
8787 Tourism	326 Seatbelt Safety Program	
8779 CVS Route 1	327 Police Drug Forfeiture	
<b>0302 Cemetery and Parks</b>	328 Speed Enforcement	
253 Milled Lumber	329 Byrnnne Grant	
301 Forestry Trust-Prin & Interest	331 Distracted Driving Grant HVE	
302 Forestry Committee	332 ME Chiefs - District Six	
304 Vandalism & Damage	712 Traffic Enforcement Grant	
305 Cemetery Firewood	724 Bullet Proof Vest Program	
308 Forestry Comm Nursery Shed	729 Cop Card Grant	
379 BIW South End Park	748 PD Radar	
8675 Library Gazebo		
<b>0304 Fire Department</b>		
315 Fire Department iPads		
316 FD HoverJack		
317 FD Gas Meters		



**CITY OF BATH, MAINE  
COUNCIL RESOLUTION**

**Annual Downward Adjustment to the Percentage of Captured Assessed Value  
in the Wing Farm Tax Increment Financing District**

**WHEREAS**, on February 6, 2008, the Bath City Council (the "City Council") designated the Wing Farm/Enterprise Tax Increment Financing District (the "District"), consisting of two separate non-contiguous parcels of land, the Bath Iron Works Tract and the Wing Farm Tract, and adopted a Development Program for the District, which received the approval from the State of Maine Department of Economic and Community Development (the "Department") of the State of Maine on March 21, 2008; and

**WHEREAS**, On November 20, 2013 the City Council adopted the First Amendment to the District in order to: (i) increase the percentage of captured assessed value of real property improvements retained in the District; (ii) authorize a credit enhancement agreement with Bath Iron Works ("BIW"); and (iii) include certain additional Public Improvements, which received the approval of the Department on March 24, 2014, and thereafter, the City executed a credit enhancement agreement (the "CEA") with Bath Iron Works Corporation ("BIW"); and

**WHEREAS**, the City Council desires to reduce the value of property captured in the District to a percentage to produce tax increment financing revenues sufficient to cover the City's contractual payment obligation under the CEA, sending any remaining tax revenues on increased assessed value in the District to the City's general fund;

**NOW THEREFORE THE CITY COUNCIL ORDERS THAT IT SHALL:**

- a. Pursuant to Maine Revised Statutes Title 30-A Section 5227, the City shall reduce the percentage of captured assessed value of property in the Wing Farm Tax Increment Financing District with respect to real property for the fiscal year 2022 from 100% to a percentage sufficient to cover the City's contractual payment obligation under the CEA.
- b. All other tax revenue relating to real property in the Wing Farm Tax Increment Financing District shall go to the general fund for such fiscal year.
- c. As a result, the City will only enjoy a tax shift benefit relating to the percentage of increased assessed value in the Wing Farm Tax Increment Financing District that is captured and used for approved tax increment financing purposes, and will not enjoy a tax shift benefit relating to the percentage of increased assessed value that is not captured for tax increment financing purposes.
- d. The City shall annually consider whether such a downward adjustment in the percentage of captured assessed value is warranted and appropriate for each individual fiscal year.



**RESOLUTION ESTABLISHING SCHEDULE OF RATES FOR  
SEWER SYSTEM FEES, USE CHARGES, AND SPECIAL ASSESSMENTS**

**WHEREAS**, Sections 14-28, 14-30, 14-51(b), 14-52(a), and 14-54 of the Code of the City of Bath specify that the City Council from time to time shall establish by Resolution, upon recommendation from the City Manager, a schedule of rates for the sewer system fees and use charges together with surcharges which may be applicable, as well as special assessments; and

**WHEREAS**, it is apparent that an increase in the rate structure is necessary in order to fund the wastewater treatment system; and

**WHEREAS**, such an increase is recommended by the City Manager.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Bath, pursuant to their authority under the Code of the City of Bath, that the following rate structure, listed in the attached table, be and hereby is adopted for all fees, charges, and special assessments, to be effective July 1, 2021.





## CERTIFICATE OF COMMITMENT OF SEWER USER RATES

To: Juli Millett, the treasurer of the municipality of Bath, Maine

We the undersigned municipal officers of the municipality of Bath, Maine hereby and certify and commit to you a true list of the sewer rates established by us pursuant to 30-A M.R.S.A § 3406 for those properties, units and structures required by local and state law to pay a sewer rate to the municipality for the period beginning 07/01/2021 and ending 06/30/2022. These rates are summarized on the list attached to this certificate. You are hereby required to charge interest at a rate of 6% per annum on any unpaid account balance. You are hereby authorized to collect these rates and any accrued interest by means legally available to you under state law.

Given under our hands this 2<sup>nd</sup> day of June, 2021.

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## Proposed Sewer Rate Structure 07/01/2021

	Existing	Proposed
<b>Quarterly Based on Bath Water District Meter Readings</b>		
Minimum charge per quarter	\$51.00	\$52.05
Volume upon which minimum charge is based	600 CF	No Change
Additional charge per 100 cf of volume in excess of minimum volume	\$8.50	\$8.70
New sewer connection fee	\$2,000.00	No Change
Betterment fee	\$500.00	No Change
Impact fee	To be determined on a case by case basis	No Change
<b>Monthly Based on Bath Water District Meter Readings</b>		
Minimum charge per month	\$17.00	\$17.35
Volume upon which minimum charge is based	200 CF	No Change
Additional charge per 100 cf of volume in excess of minimum volume	\$8.50	\$8.70
New sewer connection fee	\$2,000.00	No Change
Betterment fee	\$500.00	No Change
Impact fee	To be determined on a case by case basis	No Change
<b>Facilities Based on Flat Water Rates or Individual Wells</b>		
Flat quarterly rate for users on wells (based on 2000 cf/quarter)	\$165.00	\$165.00
Volume upon which minimum flat quarterly rate is based	2000 cf	No Change
<b>Significant Industrial User/Septage Disposal</b>		
Charge per 100 CF of volume directly metered	\$8.60	\$8.80
Septage disposal (per 1,000 gallons)	\$130	\$135.00
Special Waste Fee (per gallon)	\$ .50	No Change
<b>Other Fees</b>		
Catch Basin Fees	\$275/ qtr	\$280.50/ qtr



## RESOLUTION – SETTING AMENDED LICENCE FEES FOR USE OF THE BATH LANDFILL

**WHEREAS**, pursuant to Section 13-32 of the code of the City of Bath provides that Council may by Resolution, from time to time, alter or amend the license fees for access to the Bath Landfill Facility, and

**WHEREAS**, the City of Council of the City of Bath has deemed it appropriate, upon recommendation of the Staff, that such fees be amended, and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Bath, that the license fees for access to the Bath Landfill Facility are adjusted, effective July 1, 2021 as follows:

CATEGORY	Previous Fee	Proposed Fee
<b>(1) Residential</b>		
(a) Residents of the City and Residents of Municipalities Contracting with the City for Household Refuse	No fee (see §13-41 re: Limitation of access after July 1, 1988)	No Change
(b) Residents of the City and Residents of Municipalities contracting with the City for items not considered Household Refuse but being classified as Non-Commercial.	No fee	No Change
<b>(2) Commercial</b>		
(a) Any person, Resident or Non-Resident, that collects for compensation within the City or refuse from City residents and businesses and depositing said refuse at City Dump.	\$75.00 per vehicle	\$100.00 per vehicle
(b) Contractors-		
1. Yearly permit to haul from any work site within the City.	\$45.00	\$75.00
2. For each work site if a yearly city-wide permit is not obtained.	\$25.00	\$50.00
<b>(3) Businesses</b> within the City who do not have their waste collected by a commercial hauler.	\$25.00	\$50.00



## RESOLUTION – SETTING NEW FEES FOR THE BATH LANDFILL

**WHEREAS**, pursuant to Section 13-32 of the code of the City of Bath provides that Council may by Resolution, from time to time, add, alter or amend the fees for the use of the Bath Landfill Facility, and

**WHEREAS**, the City of Council of the City of Bath has deemed it appropriate, upon recommendation of the Staff, that such fees be amended, and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Bath, that the Solid Waste Facility fees are adjusted, effective July 1, 2021 as follows:

<b><u>Change in Fee:</u></b>	<b>Current Fee</b>	<b>Proposed Fee</b>
Municipal Solid Waste	\$95/ton	\$110/ton
Tires		
Truck Tires	\$10	\$15
Minimum Charge		
Bath residents	\$10	\$10 (No Change)
Bath Businesses/ Non-Bath customers	\$10	\$25
Urban Fill Fee	\$6.50/ton	\$7.50/ton
<b><u>Additional Fee:</u></b>		
Single Stream Recycling Bath Businesses/ Non-Bath customers		\$125/ ton





**ORDER TAX CLUB FOR 2021 - 2022**

**BE IT ORDERED** by the City Council of the City of Bath, as follows:

That the Finance Director, serving as the appointed Treasurer and Tax Collector, be authorized and empowered to continue a tax payment plan known as the "Bath Tax Club", making payments in a method, frequency, and manner set by, and in accordance with, the rules of said Tax Club as determined by the Finance Director; and

That membership shall be limited to one property, that being the taxpayer's primary residence, and specifically not available for commercial, industrial, personal, or rental properties; and

That enrollment in the 2021 Tax Club begins July 1, 2021, and ends August 16, 2021; with the first of twelve payments due in September 2021.



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CITY OF BATH, MAINE

City Hall, 55 Front Street  
Bath, Maine 04530



OFFICE OF CITY COUNCIL

(207) 443-8332

## Memorandum

**To:** Vice Chair DeChant and Members of the City Council  
**CC:** Peter Owen, City Manager  
**Date:** May 26, 2021  
**From:** Chairperson Aaron Park  
**RE:** Supporting Order to transfer funds out of Council Contingency Account

This action is intended to close the funding gap experienced by the MidCoast Youth Center. Supporting this organization's crucial work for our community's youth is well-regarded by City Council and recognized as being critical work for our community.

I propose using 10K from this year's Council Contingency Fund as well as 10K from next year's Council Contingency Fund to reach a total of 20K to replace the budget request of 30K.

This action does not address the core issue that council intends to discuss regarding how the Council funds non-profits in the annual budget. We will be having that discussion in either December or January prior to next budget cycle.

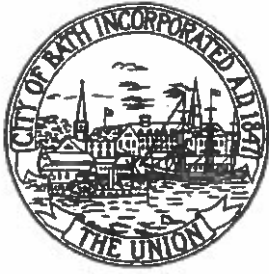


**ORDER APPROVING APPROPRIATION  
FROM COUNCIL CONTINGENCY ACCOUNTS**

NOW BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BATH THAT THE SUM OF TEN THOUSAND DOLLARS (\$10,000.00) BE AND HEREBY IS APPROPRIATED FROM THE COUNCIL CONTINGENCY ACCOUNT, ACCOUNT # 01 0012 0402, IN THE 2020/21 BUDGET, AND ALLOCATED TO THE SPECIAL EVENTS ACCOUNT, ACCOUNT # 01 0016 141, TO PROVIDE ADDITIONAL FUNDING FOR THE MIDCOAST ALLIANCE AT THE BATH ARMORY.

AND BE IT FURTHER ORDERED BY THE CITY COUNCIL OF THE CITY OF BATH THAT THE SUM OF TEN THOUSAND DOLLARS (\$10,000.00) BE AND HEREBY IS APPROPRIATED FROM THE COUNCIL CONTINGENCY ACCOUNT, ACCOUNT # 01 0012 0402, FROM THE 2021/22 BUDGET, TO BE ALLOCATED TO ACCOUNT # 01 0016 141, THE SPECIAL EVENTS ACCOUNT, FOR THE PURPOSE OF PROVIDING ADDITIONAL FUNDING FOR THE MIDCOAST ALLIANCE AT THE BATH ARMORY.





# CITY of BATH, MAINE

Office of the City Manager

Peter H. Owen, P. E.

55 Front Street

Bath, Maine 04530

## Memorandum

**To:** Chair Park, Vice Chair DeChant and Members of the City Council

**CC:**

**Date:** May 27, 2021

**From:** Peter Owen, City Manager

**RE:** Police Chief

The City Manager's Office advertised for the open position of Police Chief and received two applications. One in house, the Deputy Chief Andrew Booth, and a Lieutenant in the Brunswick, Georgia, police force, Donald Babbins.

Both candidates were interviewed via Zoom by the selected hiring panel. The panel included, the City Manager, Peter Owen, the Assistant City Manager, Marc Meyers, the City Clerk, Darci Wheeler, a Bath resident and Personnel Services Commission member, Brian Hatch and the Executive Director of the Big Brothers and Sisters of Bath-Brunswick, Lindsey MacDonald. The panel rated the applicants and selected, by unanimous decision, Andrew Booth.

Some of the highlights of Andrew's credentials:

- Hired by Bath Police Department in 2002, Booth has more than 19 years of successive experience with the City. He has been Deputy Chief since 2019 and has served as Patrol Officer, Patrol Corporal, Drug Detective and Detective Sergeant.
- Carries forward the Bath Police Department's values of community service, integrity and professionalism and will continue to maintain the department's standard of serving as a progressive community policing organization.
- Assists the Police Chief with day-to-day operations and is in charge of maintaining department scheduling, activities, training, professional development and public information.
- Met with organizers of the local Black Lives Matter protests in 2020 and has been guiding the department's state accreditation process, including reviewing policies on hate biased crimes and biased based policing.



# CITY of BATH, MAINE

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Office of the City Manager

Peter H. Owen, P. E.

55 Front Street

Bath, Maine 04530

- Led multi-agency operations during the Bath Iron Works labor strike in 2020.
- Received letters of support from retiring Police Chief Michael Field and the Bath Police Department Union.
- Serves as Lieutenant Colonel with the Vermont Army National Guard since 1998, including two year-long deployments to Afghanistan.

I have selected Deputy Chief Booth to replace Chief Michael Field upon his retirement on June 24. Booth's appointment will be effective June 25. The City Council must confirm the selected candidate by majority vote.



ORDER – APPOINTMENT OF POLICE CHIEF

PURSUANT TO SECTION 404 OF THE CHARTER OF THE CITY OF BATH, AND THE REQUIREMENTS OF 30-A M.R.S. § 3153, THE CITY COUNCIL OF THE CITY OF BATH HEREBY RATIFIES AND CONFIRMS THE CITY MANAGER'S APPOINTMENT OF ANDREW BOOTH, AS POLICE CHIEF FOR THE CITY OF BATH, FOR AN INDEFINITE TERM, SAID APPOINTMENT TO BE EFFECTIVE JUNE 25, 2021.

