REGULAR MEETING **AGENDA** **May 11, 2015**

1. Roll Call
2. Pledge of Allegiance to the Flag
3. Public Forum of not more than 30 minutes (3 min. limit each speaker)
4. Meeting Notice
5. Reading of the Record
6. Reports:
   a. City Manager's Report
   b. City Attorney's Report
   c. Other Official's Report
   d. Mayor's Report

7. Licenses and Permits:
   a. Liquor License – Himalayan Restaurant
   b. Liquor License – Hill's Seafood
   c. Liquor License – Claws Inc.
   d. Liquor License – Blackboard Deli
   e. Liquor & Entertainment Licenses – Café Miranda
   f. Liquor & Entertainment Licenses – Rock Harbor Pub & Brewery
   g. Lodging House License – Navigator Motor Inn

8. Resolves:

#25 Accepting Donations – Library	City Manager

9. Ordinances in Final Reading and Public Hearing:

# 5 Authorizing Quit Claim Deed – Reconveyance - 107 First Street	City Council
# 6 Authorizing Quit Claim Deed – Reconveyance - 24 Jefferson Street	City Council
# 7 Authorizing Quit Claim Deed – Reconveyance - 19 Franklin Street	City Council
# 8 Authorizing Quit Claim Deed – Reconveyance - 26 Rockland Street	City Council
#10 Amending Lease to Own Contract – WPCF Vehicle	Councilor Clayton
#11 Authorizing Lease – "Sea Scout" Building	Councilor Pritchett
#12 Chapters 9 & 19 Special Event Off-Premises Signs	Councilor MacLellan-Ruf
#13 Authorizing Quit Claim Deed – Reconveyance of 127 First Street	City Council

10. Ordinances in First Reading:

#14 Authorizing Quit Claim Deed – Sale of 10 Katahdin Avenue	City Council
#15 Chapter 17, Section 17-802 & 17-809 Tillson Ave Parking	Mayor Isganitis

11. Orders:

#31 Authorizing Listing of Property for Sale – 63 Warren Street	Councilor Geiger
#32 Authorizing Street Closure & Fee Waiver – Summer Solstice	City Council
#33 Authorizing Street Closure – Blues Festival "Club Crawl"	City Council
#34 Accepting Forfeited Assets – A. Hunt	City Manager
#35 Authorizing Fee Waiver – Lobster Festival	Councilor Clayton
#36 Adopting Special Event Policy	Councilor Clayton
#37 Authorizing Reserve Fund Expenditure – Lien-Acquired Property	City Manager
#38 Authorizing Transfer of Funds – Downtown Lighting Project	City Manager

Executive Session pursuant to Title 1, M.R.S., Sec. 405(6)(A) which permits the discussion or consideration of evaluation of personnel, to hold the 30-day performance review of the City Manager.

12. Adjournment

APPLICATION FOR CITY LICENSE
CITY OF ROCKLAND, MAINE
270 Pleasant Street
Rockland, Maine 04841

Name of Applicant Himalayan Restaurant, LLC Phone 646-506-8265

Address of Applicant 132 Broadway, Rockland, Maine 04841

Name of Business Himalayan Restaurant Phone 646-506-8265

Address of Business 1 Payne Avenue, Rockland, Maine 04841

Name of Property Owner (if different) Keith Wass

Type of License(s): X Liquor X Victualer ____ Entertainment

____ Lodging House ____ Commercial Hauler ____ Landscape Contractor

____ Billiard Room ____ Second Hand Dealer ____ Other (Specify) ____

Type of Business Restaurant

Expiration of Current License N/A

Fee(s) Paid $150 Date ____

The applicant herein agrees to conform with the provisions of the Ordinances of the City of Rockland relating to business licenses and such reasonable rules and regulations as may hereafter be adopted. The applicant hereby gives all persons and governmental agencies having information relevant to the above items permission to release the same to the City Clerk, Chief of Police, or other person(s) authorized to receive the same, and releases any claim that may be alleged to have arisen as a result of such release or disclosure.

Applicant's Signature ____ Date ____

Approved By: License # ____

Code Officer 5/5/15 Date
X Approved ____ Inspected; See Report

Fire Inspector 5/5/15 Date
X Approved ____ Inspected; See Report

Police Chief 4/30/15 Date

City Clerk 5/5/15 Date

APPLICATION FOR CITY LICENSE
CITY OF ROCKLAND, MAINE
270 Pleasant Street
Rockland, Maine 04841

Name of Applicant Jeffrey Hill Phone 207-701-1974

Address of Applicant 16 Knowlton St
Camden, ME 04843

Name of Business Hill's Seafood LLC. Phone 207-593-5400

Address of Business 266 Main St
Rockland Maine 04843

Name of Property Owner (if different) Kate Miller

Type of License(s): X Liquor X Victualer X Entertainment

____ Lodging House ____ Commercial Hauler ____ Landscape Contractor

____ Billiard Room ____ Second Hand Dealer ____ Other (Specify) ____

Type of Business Family Style Seafood Restaurant

Expiration of Current License 6/10/15

Fee(s) Paid $150.00 Date 4/27/15

The applicant herein agrees to conform with the provisions of the Ordinances of the City of Rockland relating to business licenses and such reasonable rules and regulations as may hereafter be adopted. The applicant hereby gives all persons and governmental agencies having information relevant to the above items permission to release the same to the City Clerk, Chief of Police, or other person(s) authorized to receive the same, and releases any claim that may be alleged to have arisen as a result of such release or disclosure.

Applicant's Signature [signature] Date 4/27/15

Approved By: License # ____

[signature] Code Officer 5/5/15 Date
X Approved ____ Inspected; See Report

[signature] Fire Inspector 5/5/15 Date
X Approved ____ Inspected; See Report

[signature] Police Chief 4/30/15 Date

[signature] City Clerk 5/5/15 Date

APPLICATION FOR CITY LICENSE
CITY OF ROCKLAND, MAINE
270 Pleasant Street
Rockland, Maine 04841

Name of Applicant Luanne Clifford/Steve Stinson Phone 975-1230

Address of Applicant 111 Old Rockland St.
Rockport, ME 04856

Name of Business Claws Phone 596-5600

Address of Business 743 Main St., Rockland

Name of Property Owner (if different) _____

Type of License(s): X Liquor X Victualer ____ Entertainment

____ Lodging House ____ Commercial Hauler ____ Landscape Contractor

____ Billiard Room ____ Second Hand Merchant ____ Other (Specify) _____

Type of Business Restaurant

Expiration of Current License _____

Fee(s) Paid $150.00 Date 4/27/15

The applicant herein agrees to conform with the provisions of the Ordinances of the City of Rockland relating to business licenses and such reasonable rules and regulations as may hereafter be adopted. The applicant hereby gives all persons and governmental agencies having information relevant to the above items permission to release the same to the City Clerk, Chief of Police, or other person(s) authorized to receive the same, and releases any claim that may be alleged to have arisen as a result of such release or disclosure.

Applicant's Signature _____ Date 4/27/15

Approved By: License # _____

_____ Code Officer 5/5/15 Date
X Approved ____ Inspected; See Report

_____ Fire Inspector 5/15/15 Date
X Approved ____ Inspected; See Report

_____ Police Chief 4/30/15 Date

_____ City Clerk 5/5/15 Date

APPLICATION FOR CITY LICENSE
CITY OF ROCKLAND, MAINE
270 Pleasant Street
Rockland, Maine 04841

Name of Applicant C + B Holdings, Inc. Phone 207-594-5001
207-593 0465

Address of Applicant 18 Talbot Ave.
Rockland, ME 04841

Name of Business Blackboard Deli Phone 593-0465

Address of Business 77 Park Street
Rockland, ME 04841

Name of Property Owner (if different) N/A

Type of License(s): ____ Liquor ✓ Victualer ____ Entertainment

____ Lodging House ____ Commercial Hauler ____ Landscape Contractor

____ Billiard Room ____ Second Hand Dealer ____ Other (Specify) ____

Type of Business Restaurant - Deli

Expiration of Current License 6/19/15

Fee(s) Paid 150.00 Date 3-3-15

The applicant herein agrees to conform with the provisions of the Ordinances of the City of Rockland relating to business licenses and such reasonable rules and regulations as may hereafter be adopted. The applicant hereby gives all persons and governmental agencies having information relevant to the above items permission to release the same to the City Clerk, Chief of Police, or other person(s) authorized to receive the same, and releases any claim that may be alleged to have arisen as a result of such release or disclosure.

Applicant's Signature ____ Date 3.3.15

Approved By: License # ____

____ Code Officer 5/5/15 Date
X Approved ____ Inspected; See Report

____ Fire Inspector 5/5/15 Date
X Approved ____ Inspected; See Report

____ Police Chief 4/30/15 Date

____ City Clerk 5/5/15 Date

APPLICATION FOR CITY LICENSE
CITY OF ROCKLAND, MAINE
270 Pleasant Street
Rockland, Maine 04841

Name of Applicant Kerry Altiero Phone _____

Address of Applicant 54 Headacre Farm Rd
Owls Head, ME 04854

Name of Business Cafe' Miranda Phone 594-2034

Address of Business 15 Oak St
Rockland, ME 04841

Name of Property Owner (if different) _____

Type of License(s): X Liquor X Victualer X Entertainment

_____ Lodging House _____ Commercial Hauler _____ Landscape Contractor

_____ Billiard Room _____ Second Hand Merchant _____ Other (Specify) _____

Type of Business Restaurant

Expiration of Current License 6/9/2015

Fee(s) Paid $300.00 Date 4/28/15

The applicant herein agrees to conform with the provisions of the Ordinances of the City of Rockland relating to business licenses and such reasonable rules and regulations as may hereafter be adopted. The applicant hereby gives all persons and governmental agencies having information relevant to the above items permission to release the same to the City Clerk, Chief of Police, or other person(s) authorized to receive the same, and releases any claim that may be alleged to have arisen as a result of such release or disclosure.

Applicant's Signature _____ Date 4/21/15

Approved By: License # _____

_____ Code Officer 5/5/15 Date
X Approved _____ Inspected; See Report

_____ Fire Inspector 5/5/15 Date
X Approved _____ Inspected; See Report

_____ Police Chief 4/29/15 Date

_____ City Clerk 5/5/15 Date

APPLICATION FOR CITY LICENSE
CITY OF ROCKLAND, MAINE
270 Pleasant Street
Rockland, Maine 04841

Name of Applicant Daniel W Pease Phone 207-593-7488

Address of Applicant P.O. Box 1594
Rockland, ME 04841

Name of Business Rock Harbor, Inc Phone 207-701-7811

Address of Business 416 Main St / P.O. Box 1594
Rockland, ME 04841

Name of Property Owner (if different) Willard + Cheryl Pease

Type of License(s): X Liquor X Victualer X Entertainment

____ Lodging House ____ Commercial Hauler ____ Landscape Contractor

____ Billiard Room ____ Second Hand Merchant ____ Other (Specify) ____

Type of Business Restaurant

Expiration of Current License 5/13/15

Fee(s) Paid $300.00 Date 5/1/15

The applicant herein agrees to conform with the provisions of the Ordinances of the City of Rockland relating to business licenses and such reasonable rules and regulations as may hereafter be adopted. The applicant hereby gives all persons and governmental agencies having information relevant to the above items permission to release the same to the City Clerk, Chief of Police, or other person(s) authorized to receive the same, and releases any claim that may be alleged to have arisen as a result of such release or disclosure.

Applicant's Signature ____ Date ____

Approved By: License # ____

____ Code Officer ____ Date
____ Approved ____ Inspected; See Report

Fire Inspector 5/7/15 Date
✓ Approved ____ Inspected; See Report

____ Police Chief ____ Date

____ City Clerk ____ Date

APPLICATION FOR CITY LICENSE
CITY OF ROCKLAND, MAINE
270 Pleasant Street
Rockland, Maine 04841

Name of Applicant Robert Liberty Phone 596-6032

Address of Applicant 2 Park Dr
Rockland, Me 04841

Name of Business Navigator Motor Inn Phone 596-6661

Address of Business 520 Main St.
Rockland, Me 04841

Name of Property Owner (if different) _____

Type of License(s): ____Liquor ____Victualer ____Entertainment

X Lodging House ____Commercial Hauler ____Landscape Contractor

____Billiard Room ____Second Hand Merchant ____Other (Specify) _____

Type of Business Motor Inn

Expiration of Current License _____

Fee(s) Paid $100.00 Date 5/5/15

The applicant herein agrees to conform with the provisions of the Ordinances of the City of Rockland relating to business licenses and such reasonable rules and regulations as may hereafter be adopted. The applicant hereby gives all persons and governmental agencies having information relevant to the above items permission to release the same to the City Clerk, Chief of Police, or other person(s) authorized to receive the same, and releases any claim that may be alleged to have arisen as a result of such release or disclosure.

Applicant's Signature Robert Liberty Date 4/27/15

Approved By: License # _____

Code Officer 5/5/15 Date

X Approved ____Inspected; See Report

Fire Inspector 5/7/15 Date

X Approved ____Inspected; See Report

Police Chief 5/6/15 Date

City Clerk 5/7/15 Date

CITY OF ROCKLAND, MAINE

RESOLVE #25

IN CITY COUNCIL

May 11, 2015

RESOLVE Accepting Donations - Library

WHEREAS, the Friends of the Rockland Public Library donated $876.82 for 61 children's titles to be added to the Library's Children's Collection, to be receipted into the Library Revenue Donations account (#10062-03147) and the same expended from the Library Restricted Donations Expenditure account (#10062-07003); and

WHEREAS, Sue Ellen Gerrish of Rockland, Maine, donated $10 to the Rockland Public Library in memory of Doris Huber, to be receipted into the Library Revenue Donations account (#10062-03147) and the same expended from the Library Restricted Donations Expenditure account (#10062-07003); and

WHEREAS, Olga Hamilton of Goose Creek, South Carolina, donated $100 to the Rockland Public Library in memory of Stephen K. Hamilton, to be receipted into the Library Revenue Donations account (#10062-03147) and the same expended from the Library Restricted Donations Expenditure account (#10062-07003);

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL AS FOLLOWS:

THAT the City gratefully accepts these donations and directs that a letter of thanks be sent to each donor in recognition of their generous donations.

Sponsor: City Manager
Originator: City Manager

CITY OF ROCKLAND, MAINE
ORDINANCE AMENDMENT #5
IN CITY COUNCIL

April 13, 2015

ORDINANCE AMENDMENT Authorizing a Municipal Quitclaim Deed – 107 First Street

THE CITY OF ROCKLAND HEREBY ORDAINS AS FOLLOWS:

THAT the City Manager is hereby authorized, on behalf of the City, to issue a municipal quitclaim deed to Michael and Annie Reed for property located at 107 First Street, as shown on Rockland Tax Map #58-A-7-107, in substantial conformance with the terms, conditions and provisions of the Reconveyance Agreement incorporated herein by reference. If the Reeds fail to sign the Reconveyance Agreement and comply with its requirements by July 10, 2015, the City Manager is authorized to solicit bids for the sale of said property.

Sponsor: City Council
Originator: City Manager

First Reading 4/13/15
First Publication 4/23/15
Public Hearing 5/11/15
Final Passage
Second Publication
Effective Date

CITY OF ROCKLAND, MAINE
ORDINANCE AMENDMENT #6
IN CITY COUNCIL

April 13, 2015

ORDINANCE AMENDMENT Authorizing a Municipal Quitclaim Deed – 24 Jefferson Street

THE CITY OF ROCKLAND HEREBY ORDAINS AS FOLLOWS:

THAT the City Manager is hereby authorized, on behalf of the City, to issue a municipal quitclaim deed to David M. and Cheryl A. Daniello for property located at 24 Jefferson Street, as shown on Rockland Tax Map #26-D-6, in substantial conformance with the terms, conditions and provisions of the Reconveyance Agreement incorporated herein by reference. If the Daniellos fail to sign the Reconveyance Agreement and comply with its requirements by July 10, 2015, the City Manager is authorized to solicit bids for the sale of said property.

Sponsor: City Council
Originator: City Manager

First Reading 4/13/15
First Publication 4/23/15
Public Hearing 5/11/15
Final Passage
Second Publication
Effective Date

CITY OF ROCKLAND, MAINE
ORDINANCE AMENDMENT #7
IN CITY COUNCIL

April 13, 2015

ORDINANCE AMENDMENT Authorizing a Municipal Quitclaim Deed – 19 Franklin Street

THE CITY OF ROCKLAND HEREBY ORDAINS AS FOLLOWS:

THAT the City Manager is hereby authorized, on behalf of the City, to issue a municipal quitclaim deed to Eugenie L. and Alan R. Heath for property located at 19 Franklin Street, as shown on Rockland Tax Map #19-E-9, in substantial conformance with the terms, conditions and provisions of the Reconveyance Agreement incorporated herein by reference. If the Heaths fail to sign the Reconveyance Agreement and comply with its requirements by July 10, 2015, the City Manager is authorized to solicit bids for the sale of said property.

Sponsor: City Council
Originator: City Manager

First Reading 4/13/15
First Publication 4/23/15
Public Hearing 5/11/15
Final Passage
Second Publication
Effective Date

CITY OF ROCKLAND, MAINE
ORDINANCE AMENDMENT #8
IN CITY COUNCIL

April 13, 2015

ORDINANCE AMENDMENT Authorizing a Municipal Quitclaim Deed – 26 Rockland Street

THE CITY OF ROCKLAND HEREBY ORDAINS AS FOLLOWS:

THAT the City Manager is hereby authorized, on behalf of the City, to issue a municipal quitclaim deed to Robin R. Hall for property located at 26 Rockland Street, as shown on Rockland Tax Map #24-C-2, in substantial conformance with the terms, conditions and provisions of the Reconveyance Agreement incorporated herein by reference. If the Ms. Hall fails to sign the Reconveyance Agreement and comply with its requirements by July 10, 2015, the City Manager is authorized to solicit bids for the sale of said property.

Sponsor: City Council
Originator: City Manager

First Reading 4/13/15
First Publication 4/23/15
Public Hearing 5/11/15
Final Passage
Second Publication
Effective Date

CITY OF ROCKLAND, MAINE

ORDINANCE AMENDMENT #10

IN CITY COUNCIL

April 13, 2015

ORDINANCE AMENDMENT Amending Lease to Own Contract – Capital Equipment

THE CITY OF ROCKLAND HEREBY ORDAINS AS FOLLOWS:

THAT, Ordinance Amendment #18-14, Authorizing a Lease to Own Contract for Capital Equipment, finally adopted by the City Council July 14, 2014, and which became effective August 13, 2014, is hereby amended as follows:

THAT, pursuant to Charter Section 702(c), and Chapter 2, Section 2-105 of the City Code, the City Manager is hereby authorized to solicit competitive bids and to enter into a Lease-to-Own contract, having a term of no more than five years, in a total principal amount not to exceed ~~$404,500~~ $431,500, for the acquisition of the following, approved capital equipment:

- Thermal Camera (Fire)
- 2 Police Cruisers
- 4 Video Units for Police Cruisers
- Plow for Loader (Public Works)
- Line Paint Machine (Public Works)
- 14-yard Dump Truck with Plow and Sander (Public Works)
- Compactor (Public Works)
- 3 Defibrillators (EMS)
- Utility Truck (Water Pollution Control)

AND, THAT the City Manager is authorized to execute on behalf of the City of Rockland such documentation as may reasonably be necessary to secure such funding, including a lease agreement for and a grant of a security interest in the property and equipment thus financed.

Sponsor: Councilor Clayton
Originator: City Manager

First Reading 4/13/15
First Publication 4/23/15
Public Hearing 5/11/15
Final Passage
Second Publication
Effective Date

CITY OF ROCKLAND, MAINE

ORDINANCE AMENDMENT #11

IN CITY COUNCIL

April 13, 2015

ORDINANCE AMENDMENT Authorizing Lease – "Sea Scout" Building

THE CITY OF ROCKLAND HEREBY ORDAINS AS FOLLOWS:

THAT the City Manager is authorized to enter into a lease agreement with The Steam, Sail and Power Museum and with Breakwater Kayak Company, LLC, for the lease of a City-owned building located at Snow Marine Park and known as the "Sea Scout" Building in substantial conformance with the attached form of lease.

Sponsor: Councilor Pritchett
Originator: City Manager

First Reading 4/13/15
First Publication 4/23/15
Public Hearing 5/11/15
Final Passage
Second Publication
Effective Date

Harbormaster:
Snow Park floats (9 total) – good skids too – three new this year (?) Public Works picked them up. They're better made than the old floats. Leftovers can go to Recreation/Rene at Chickawaukie. The new gangway being built for the Public Landing over at Prock's is massive and will hopefully be finished and in the water by the end of May - secured to eighteen foot pilings (before hitting ledge). Remanufacturing one of the floats – new tubs underneath doubling floatation.

Budget:
Income = biggest difference this year. $25,000 more in cruise ship fees. $22,482 = port development; additional food vendor = lease revenue, $10,000 more for piers and floats. $40,000 to the general fund Half the money from festival fees is supposed to go to Harbor Park redesign and half to Port Development reserve account – not sure what happened but the HMC will bring it up again this year.

Sign at the Middle Pier – upper part by the Police Station – approved by Code office – no more little signs!

Fisherman's memorial – next month a meeting is planned – someone needed from HMC – Richard Whitman volunteered to represent the HMC and Sam Ladley may too.

New Business:
Sea Scout building lease – Jim Sharp's proposing a 5% increase and gets to use it all winter ($3,280 per year). Request approved by the Commission.

Annual Windjammer Races – Would like a fee waiver to anchor at the Public Landing and spend the night in Rockland. Dockage fees can be waived if approved (Weekend of July 4th – staying the night of July 3rd) With 12 – 14 schooners the fee would be approximately $2400. Ed would like to see the fee waived – We have more windjammers than anywhere else and they bring people down to see them. Though felt to be a worthy cause, again, not the job of the HMC to waive fees for anyone. Ed will bring it to the City Council and ask for a reduced fee instead of a waiver.

Parking Commission resurrected – Requesting HMC input on parking all around the waterfront. Ferry Terminal is a problem area. Hoping to have them come to a HMC meeting to discuss further (or prior to a meeting – 6:00 PM).

Alcohol Policy – Is there a way to open it up? What's presented is derived from other towns – seems a bit lengthy.

Signs – Park Event signs can now be applied for through the HMC (application to put signs on City property).

CITY OF ROCKLAND, MAINE

ORDINANCE AMENDMENT #12

IN CITY COUNCIL

April 13, 2015

ORDINANCE AMENDMENT: Authorizing Limited Off-Premises Signage For Special Events on City Property

THE CITY OF ROCKLAND HEREBY ORDAINS THAT CHAPTER 9, Harbor And Waterfront, ARTICLE II, Harbor And Waterfront Facilities & Management, SECTION 2-215, Special Events: Harbor Park Buoy Park, Snow Marine Park, AND CHAPTER 19, Zoning And Planning, ARTICLE III, Zoning Ordinance, SECTION 19-315, Signs, BE AMENDED AS FOLLOWS:

Chapter 9 Harbor And Waterfront

Article II Harbor And Waterfront Facilities and Management

Sec. 9-215 Special Events: Harbor Park, Buoy Park, Snow Marine Park

1. Any organization may apply for permission to hold special events on the waterfront properties owned by the City. Organizations shall provide a certificate of insurance covering the event, agreed upon police assistance for traffic or crowd control and an agreement on set up and clean up of municipal property for the event. Applications for events are available at the Harbor Master Office on the waterfront and, for those events that require the exclusive use of one or more parks, shall be filed with the Harbor Management Commission at least 30 days prior to the event. The Harbor Management Commission shall be the review authority for special events in and requiring the exclusive use of one or more waterfront parks; the Harbormaster in consultation with the City Manager shall be the review authority for special events in waterfront parks that do not require the exclusive use of park(s). Applications shall be reviewed and granted, granted with conditions, or denied on the basis of reviews and recommendations by the Police Chief, Fire Chief, and Harbormaster, and conformity of the proposed special events with any criteria and limitations imposed thereon by any order or policy of the City Council.

The review authority may authorize the placement of up to four off-premises signs within a Rockland right-of-way, or on private property adjacent to street rights-of-way so long as the applicant has been granted permission from the property owner, that:

A. Do not exceed 32 sq. ft. in area each;

B. Are placed no sooner than 14 days prior to the start of the special event, and are removed within 24 hours of the end of the special event;

C. The sign locations meet all the requirements in the Rockland Sign Ordinance, Ch. 19,

Art. III, Sec. 19-315(3)(E) – Placement, except for subsection 19-315(3)(E)(4); and

~~D.~~ Sign installations must be safe, not create a hazard to the public, and be maintained in good repair.

2. Public access to Harbor Park shall not be restricted for more than four weekends during the period Memorial Day to Labor Day of each year.

* * *

4. Organizations, including for-profit organizations, may be allowed to use Harbor, Buoy, or Snow Marine Park between May 1 and October 31 of each calendar year on a recurrent, regularly-scheduled basis that is no more frequent than once per week, for less than 6 hours, so long as such use does not conflict with other special events.

5. Fees for using municipal properties for all events shall be set by Order of the City Council. Requests for waiving of fees shall be directed to the Harbor Management Commission as delegated by the City Council in Sec 2-703.

Chapter 19 Zoning And Planning

Article III Zoning Ordinance

Sec. 19-315 Signs

~~This section of the Rockland Zoning Ordinance is intended to provide for the reasonable, orderly, and safe placement and replacement of signs and to preserve the character and scenic beauty of the City of Rockland. Signs conforming to this Section shall not be required to conform to the provisions of BOCA, Article 19, Signs.~~

* * *

B. Prohibited Signs

(1) No off-premise signs, except directional signs as provided for in Section 19-314 and Section 19-315(3)(c)(9) and (10), shall be constructed, posted or erected in any zones except for the following: Off-premise advertising shall be allowed: (a) upon fences surrounding community sports playing fields, on the side facing the playing field and each said advertisement shall not exceed eight (8) feet in width nor the existing level of the playing field fence in height; and (b) single off-premise free-standing signs for the combined promotion of all service clubs and civic organizations and signs erected for the Chamber of Commerce for general promotion of the City shall be allowed. Free-standing signs that are permitted in the public right-of-way by Section 19-315(3)(E)(4) shall not be considered off-premises signs for the purposes of this section.

* * *

C. Exempt Signs.

An exempt sign shall not require a permit. An exempt sign shall comply with the placement, illumination, safety, and removal sections of this ordinance. An exempt sign shall comply with all applicable State and Federal laws. The following are exempt signs:

* * *

(21) No more than four off-premises signs for each authorized special event on City property that conform with the requirements for off-premises signs for special events in waterfront parks set forth in Ch. 9, Art. II, Sec. 9-215(1) and that are consistent with any order or policy adopted therefor by the City Council.

Sponsor: Councilor MacLellan-Ruf
Originator: City Manager

First Reading 4/13/15
First Publication 4/23/15
Public Hearing 5/11/15
Final Passage
Second Publication
Effective Date

CITY OF ROCKLAND, MAINE
ORDINANCE AMENDMENT #13
IN CITY COUNCIL

April 13, 2015

ORDINANCE AMENDMENT Authorizing a Municipal Quitclaim Deed – 127 First Street

THE CITY OF ROCKLAND HEREBY ORDAINS AS FOLLOWS:

THAT the City Manager is hereby authorized, on behalf of the City, to issue a municipal quitclaim deed to Timothy and Brenda Perkins for property located at 127 First Street, as shown on Rockland Tax Map #58-A-7-127, in substantial conformance with the terms, conditions and provisions of the Reconveyance Agreement incorporated herein by reference. If the Perkins fail to sign the Reconveyance Agreement and comply with its requirements by July 10, 2015, the City Manager is authorized to solicit bids for the sale of said property.

Sponsor: City Council
Originator: City Manager

First Reading 4/13/15
First Publication 4/23/15
Public Hearing 5/11/15
Final Passage
Second Publication
Effective Date

CITY OF ROCKLAND, MAINE

ORDINANCE AMENDMENT #14

IN CITY COUNCIL

May 11, 2015

ORDINANCE AMENDMENT Authorizing Sale of City Property – 20 Katahdin Avenue

THE CITY OF ROCKLAND HEREBY ORDAINS AS FOLLOWS:

THAT the City Manager is hereby authorized to issue a municipal quit claim deed to Ryan Lawrence of Rockland, Maine, for a City-owned parcel of land and the building(s) thereon located at 20 Katahdin Avenue, Rockland, Maine (Tax Map #71-C-9) for $32,000; said sale being subject to the execution and substantial compliance with terms and conditions set forth in a purchase and sale agreement incorporated herein by reference.

Sponsor: City Council
Originator: City Manager

CITY OF ROCKLAND, MAINE

ORDINANCE AMENDMENT #15

IN CITY COUNCIL

May 11, 2015

ORDINANCE AMENDMENT: Tillson Avenue Parking Limits

THE CITY OF ROCKLAND HEREBY ORDAINS THAT CHAPTER 17, Traffic and Vehicles, ARTICLE VIII, Schedules, SECTION 18-802, Schedule II, Time Limits on Parking, AND SECTION 8-809, Schedule IX, Handicapped Parking Spaces, BE AMENDED AS FOLLOWS:

Sec. 8-802, Schedule II Time Limits on Parking

1. General Limitation. Parking time limited between 9:00 AM and 6:00 PM on Mondays, Tuesdays, Wednesdays, and Thursdays, and between 9:00 AM and 9:00 PM on Fridays and Saturdays, with the exception of Sundays and public holidays:

Street	**Area Affected**
D. Thirty-Minute Limit	
2. Tillson	A. North side between the Thorndike Parking Lot entrance and Captain Spear Drive, one space beginning 57 feet east of the Thorndike Parking Lot entrance.

* * * *

Sec. 17-809 Schedule IX. Handicapped Parking Spaces

Handicapped parking spaces shall be established and clearly designated and maintained as such in the following areas:

15. Tillson Avenue – One (1) handicapped parking space, north side 40 feet east of the Thorndike Parking Lot entrance.

Sponsor: Mayor Isganitis
Originator: Parking Advisory Committee

Memo

To: Rockland City Council

From: PJ Walter, Chair of Parking Advisory Committee

Date: April 19, 2015

Re: February 25, 2015 meeting results of the Parking Advisory Committee

The parking committee met on February 25, 2015 to discuss Order #9 from the February 9, 2015 city council meeting. Order #9 directed the Parking Advisory Committee to address parking issues in the city of Rockland. A copy of that order (SKMBT_42315021008030.pdf) is attached.

The committee also met to further discuss parking on Tillson Avenue in front of the new public restrooms. The minutes for this meeting are attached as well. This memo will summarize what has been decided be the committee and will refer to sections of the minutes to provide further information on how we came to those decisions.

1. The parking committee is recommending to modify the parking on Tillson Avenue to include one (1) van-accessible handicapped parking space at the West end of the North side parking and one (1) adjacent space to be delineated with a thirty-minute limit. To accomplish this, we suggest the following additions to the City Code: **(see pages 1 & 2 of attached minutes for further information)**

   Sec. 17-809 Schedule IX
   15. Tillson Avenue - One (1) handicapped parking space (northside, 40 feet east of Thorndike Parking Lot (start)16 feet east)

   Article VIII Schedules
   Sec.17-802 Schedule II
   D. Thirty-Minute Limit
   2. Tillson A. North side between Thorndike Parking Lot Drive and Captain Spears Drive one space beginning 57 feet east of Thorndike Parking Lot Drive

2. The parking committee also discussed the 3 directives from Order #9 passed by council at the February 9, 2015 meeting.

   1. Ferry Terminal Parking Overflow – After discussion it was decided that we should meet with a representative of the ferry terminal and get more input from affected resident prior to making any recommendations. **(see page 3 of attached minutes for further information)**
   2. Downtown Parking – The Committee felt that more specific direction is needed from council. During the discussion we were made aware that the Thorndike building is issuing permits to residents for overnight parking. We are requesting more information on how this is being done from staff since the Thorndike parking lot is city property. **(see page 3 of attached minutes for further information)**

3. Harbor Park & Snow Marine Park – The committee has decided to invite the chair of the Harbor Management Commission to our next meeting to provide input. **(see page 5 & 6 of attached minutes for further information)**

Our next meeting is scheduled for Tuesday, April 21, 2015 at 5:30 pm at Rockland City Hall board room.

CITY OF ROCKLAND, MAINE

ORDER #31

IN CITY COUNCIL

May 11, 2015

ORDER Authorizing Listing of Property – 63 Warren Street

IT IS HEREBY ORDERED BY THE CITY COUNCIL AS FOLLOWS:

THAT, pursuant to an agreement between the City of Rockland and Soundvest Properties of Rockland, dated June 23, 2009, the City Manager is hereby authorized to list for sale with Soundvest Property the City-owned parcel of land, with building(s) thereon, located at 63 Warren Street (Tax Map #25-A-15) for a period of six months. If the property is not sold, or under contract for sale, by November 11, 2015, the City Manager is directed to once again solicit bids for sale of said property.

Sponsor: Councilor Geiger
Originator: Councilor Geiger

CITY OF ROCKLAND, MAINE

ORDER #32

IN CITY COUNCIL

May 1, 2015

ORDER Authorizing Temporary Street Closure & Fee Waiver - Summer Solstice Celebration

IT IS HEREBY ORDERED BY THE CITY COUNCIL AS FOLLOWS:

THAT the Rockland Main Street Inc. is hereby authorized to close Main Street, between Park Street and Summer Street, from 3:00 p.m. to 8:00 p.m., with parking along Main Street to be prohibited beginning at 12:00 noon to allow for set up, on Saturday, June 20, 2015 to hold the 13th Annual Summer Solstice Celebration. The Organizers shall be responsible for setting up for and cleaning up after the event, shall coordinate with the Rockland Police and Fire Departments for any necessary traffic control and/or public safety measures, and shall provide proof of liability insurance to the City prior to holding the event. Any fees associated with this event are hereby waived.

Sponsor: City Council
Originator: Summer Solstice Committee

City of Rockland
Special Events Application

Date of Event: 20 JUNE 2015
Start Time: 3:00 PM
Completion Time: 8:00 PM
Rain Date: _____

Type of Event: Parade / Walk / Foot Race / Bike Race / Demonstration / Other STREET FAIR

Participants: 1000 +/-

SECTION I. APPLICANT

Title of Event: SUMMER SOLSTICE Name of Applicant Organization: ROCKLAND MAIN STREET, INC.

Address: PO BOX 407, 417 MAIN ST. #103, ROCKLAND 04841

Telephone: 5936093 Type of Organization: for profit / non-profit / other: 501 C3

Representative of the Organization (at least one name required - must be the applicant):

Name: GORDON PAGE Position: EX DIR Telephone: 5424452 Business: 5936093

SECTION II. CITY PROPERTY

Proposed Use of City Owned Property (specify whether admission to be charged, and how much)
Building / Park / Street Closure / Use of Public Way / Other City Owned property
MAIN STREET & SIDE STREETS FROM PARK TO SUMMER

(City Council or Harbor Management Commission approval required for street/sidewalk closure or exclusive use of park)

SECTION III. LOGISTICS (Attach additional pages if needed.)

Parking: N/A Location(s):

Liquor Service ? N/A (license required) Type of License (attach copy):
Food Service ? N/A (attach copy of state license) Describe arrangements for food storage, preparation, and type and storage of cooking fuels:
Sanitary facilities: Type: N/A # Available:
Contractor / Contact Info:
Signage ? Location(s): Number:

(City Council approval is required for off-premises signs in ROW / on City property)

Electrical Installations ? Type: N/A Location(s): Contractor:
Tents ? Number: Location(s): Contractor: Dates:
Insurance: Agent: ALLEN AGENCY Contact: JOANNE BURNHAM Limits: COI TO BE FILED W/CITY
(Attach copy of insurance rider / declaration page)

SECTION IV. EVENT INFORMATION

A. Assembly Area Prior to Event: N/A
B. Will the Event Disrupt Traffic Patterns? Yes X No _____
C. Traffic Detours Needed? Yes X No _____
D. Are Street Closures Necessary? Yes X No _____
E. Traffic Control Equipment (signs, barricades, etc.) Needed? Yes X No _____
F. Who Will Provide Traffic Control? ROCKLAND PD / VOLUNTEERS
G. Will the Event Disrupt Retail Businesses? Yes _____ No X DOWNTOWN BUSINESSES ARE EXPECTED TO REMAIN OPEN

(If yes, you must notify those affected businesses)

H. Type of Crowd Expected to Attend? FAMILIES, VOLUNTEERS & BUSINESS OWNERS

SECTION V. CITY SERVICES REQUESTED and / or REQUIRED

The following services are available from, or may be required by, the City of Rockland. The applicant must determine the requested and/or required services prior to submission of the application. Whether City services are required shall be determined by the applicable department. All fees and costs associated with these services will be the responsibility of the applicant unless a waiver of such fees and costs is sought and obtained from the City Council, or Harbor Management Commission, where applicable.

POLICE DEPARTMENT SUPPORT — Yes X No ____
(Contact (207) 594-0317)

FIRE DEPARTMENT / EMS SUPPORT — Yes ____ No X
(Contact (207) 594-0318)

DEPARTMENT OF PUBLIC WORKS SUPPORT — Yes X No ____
(Contact (207) 594-0320)

I hereby acknowledge and agree that the event sponsor and the participants will comply with all applicable laws of the State of Maine and the City of Rockland, and adhere to the conditions granted by this permit. **It is the responsibility of the applicant to obtain the requisite approvals from the departments listed below prior to submission of this application for final approval.**

Signature of authorized representative:
Date: 14 APRIL 2015 Print: GORDON PAGE

SECTION VI. CITY OF ROCKLAND USE ONLY

POLICE:
Approved as submitted: Chief of Police / Designee
Approved with conditions: Chief of Police / Designee
Conditions: 3 officers x 5 hrs. pay

FIRE:
Approved as submitted: Fire Chief / Designee
Approved with conditions: Fire Chief / Designee
Conditions: n/A

PUBLIC WORKS:
Approved as submitted: Public Works Director / Designee
Approved with conditions: Public Works / Designee 4/23/15
Conditions: EMPTY CANS BRING TO PUBLIC WORKS PUT IN TRUCK

HARBOR & WATERFRONT
(for Buoy, Harbor, or Snow Marine Park)
Approved as submitted: Harbor Master
Approved with conditions: Harbor Master
Conditions:

14 April 2015

Rockland City Council
c/o Mr. James Chaousis, City Manager
270 Pleasant Street
Rockland, ME 04841

Dear Council Members:

Rockland Main Street Inc. is preparing for its 14th annual Summer Solstice Celebration event.

Please accept this formal request to close Main Street from Park Street to Summer Street from 3:00pm to 8:00pm, on Saturday the 20th of June 2015 for the Summer Solstice Celebration event. In addition to the street closure, we seek permission to prohibit parking by putting up no parking signs on Main Street beginning at or about Noon on that day.

The focus of the event is on providing a family friendly environment while celebrating our community and the beginning of summer. In 2014, for the first time, we had some success making this a "Smoke-Free" event.

Given that this is an event created for the enjoyment of the community and residents of Rockland, we ask that you consider waiving all fees. We will work closely with city staff to minimize any burden on the city, just as we have done successfully in past years.

Attached is the City of Rockland Special Events Application that has been reviewed by the Rockland Police Department, the Rockland Fire Department, and the Rockland Department of Public Services.

Arrangements will be made for the removal of trash after the event, and no street cleaning will be necessary outside the usual DPW schedule.

As it is my intention to be present at the council meeting when you vote on this request, please alert me of the date and time of the meeting.

Thank you for your consideration.

Best personal regards,

Gordon Page, Sr.
Executive Director

cc: City Clerk

Rockland Main Street, Inc.
"Working to Keep Downtown the Heart of the Community"
PO Box 402, Rockland Maine 04841
Located at 417 Main Street # 203 ~ 207.593.6093 ~ rocklanddowntown@gmail.com
Rockland, Maine is a U. S. Coast Guard City and was named a Distinctive Destination in 2010
Member Maine Downtown Center and Maine Development Foundation
501(c)(3)

CITY OF ROCKLAND, MAINE

ORDER #33

IN CITY COUNCIL

May 1, 2015

ORDER Authorizing Temporary Street Closure - Blues Festival "Club Crawl"

IT IS HEREBY ORDERED BY THE CITY COUNCIL AS FOLLOWS:

THAT the organizers of the North Atlantic Blues Festival are hereby authorized to close Main Street, from Park Street to Talbot Avenue, from 8:00 p.m. on July 11, 2015 to 1:00 a.m. on July 12, 2015, to hold the annual "Club Crawl" in conjunction with the North Atlantic Blues Festival. Establishments offering live entertainment in conjunction with the "Club Crawl" shall be limited to those within the area stated above. The organizers shall be responsible for setting up for and cleaning up after this event, shall coordinate with the Rockland Police and Fire Departments for any necessary traffic control and/or public safety measures, and shall provide proof of liability insurance to the City prior to holding the event.

Sponsor: City Council
Originator: Paul Benjamin

City of Rockland
Special Events Application

Date of Event: 07-11-15
Start Time: 8 pm
Completion Time: 12:30 AM
Rain Date: NONE

Type of Event: Parade / Walk / Foot Race / Bike Race / Demonstration / (Other)

Participants: _____

SECTION I. APPLICANT

Title of Event: Club Crawl Name of Applicant Organization: North Atlantic Blues Festival

Address: 70 Lake Ave Rockland, Me 04841

Telephone: 207 596-6055 Type of Organization: (for profit) / non-profit / other: _____

Representative of the Organization (at least one name required - must be the applicant):

Name: Paul E Benjamin Position: CV owner Telephone: 596-6055 Business: 596-6055

SECTION II. CITY PROPERTY

Proposed Use of City Owned Property (specify whether admission to be charged, and how much)
Building / Park / (Street Closure) / Use of Public Way / Other City Owned property

_____

(City Council or Harbor Management Commission approval required for street/sidewalk closure or exclusive use of park)

SECTION III. LOGISTICS (Attach additional pages if needed.)

Parking: _____ Location(s): Park and Main - to Tillson/Main

Liquor Service ? no (license required) Type of License (attach copy): _____

Food Service ? no (attach copy of state license) Describe arrangements for food storage, preparation, and type and storage of cooking fuels: _____

Sanitary facilities: Type: _____ # Available: _____

Contractor / Contact Info: _____

Signage ? Location(s): _____ Number: _____

(City Council approval is required for off-premises signs in ROW / on City property)

Electrical Installations ? Type: _____ Location(s): _____ Contractor: _____

Tents ? Number: ____ Location(s): _____ Contractor: _____ Dates: _____

Insurance: Agent: _____ Contact: _____ Limits: _____

(Attach copy of insurance rider / deciaration page)

SECTION IV. EVENT INFORMATION

A. Assembly Area Prior to Event: _____

B. Will the Event Disrupt Traffic Patterns? Yes X No ____

C. Traffic Detours Needed? Yes X No ____

D. Are Street Closures Necessary? Yes X No ____

E. Traffic Control Equipment (signs, barricades, etc.) Needed? Yes X No ____

F. Who Will Provide Traffic Control? Police

G. Will the Event Disrupt Retail Businesses? Yes ____ No X
(If yes, you must notify those affected businesses)

H. Type of Crowd Expected to Attend? Blues Fans and Locals

SECTION V. CITY SERVICES REQUESTED and / or REQUIRED

The following services are available from, or may be required by, the City of Rockland. The applicant must determine the requested and/or required services prior to submission of the application. Whether City services are required shall be determined by the applicable department. All fees and costs associated with these services will be the responsibility of the applicant unless a waiver of such fees and costs is sought and obtained from the City Council, or Harbor Management Commission, where applicable.

POLICE DEPARTMENT SUPPORT — Yes X No ____
(Contact (207) 594-0317)

FIRE DEPARTMENT / EMS SUPPORT — Yes ____ No X
(Contact (207) 594-0318)

DEPARTMENT OF PUBLIC WORKS SUPPORT — Yes X No ____
(Contact (207) 594-0320)

I hereby acknowledge and agree that the event sponsor and the participants will comply with all applicable laws of the State of Maine and the City of Rockland, and adhere to the conditions granted by this permit. **It is the responsibility of the applicant to obtain the requisite approvals from the departments listed below prior to submission of this application for final approval.**

Signature of authorized representative: Paul E Benjamin
Date: 4-17-15 Print: PAUL E Benjamin

SECTION VI. CITY OF ROCKLAND USE ONLY

POLICE:
Approved as submitted: ____
Chief of Police / Designee
Approved with conditions: ____
Chief of Police / Designee
Conditions: ____

FIRE:
Approved as submitted: ____
Fire Chief / Designee
Approved with conditions: ____
Fire Chief / Designee
Conditions: ____

PUBLIC WORKS:
Approved as submitted: ____
Public Works Director / Designee
Approved with conditions: ____
Public Works / Designee
Conditions: ____

HARBOR & WATERFRONT
(for Buoy, Harbor, or Snow Marine Park)
Approved as submitted: ____
Harbor Master
Approved with conditions: ____
Harbor Master
Conditions: ____

CITY OF ROCKLAND, MAINE

ORDER #34

IN CITY COUNCIL

May 11, 2015

ORDER Accepting Forfeited Assets – Ashley Hunt

IT IS HEREBY ORDERED BY THE CITY COUNCIL AS FOLLOWS:

THAT, pursuant to 15 M.R.S. §§ 5824(3) and 5826(6), the City of Rockland hereby grants approval of the transfer of the Defendant *in Rem* listed below, or any portion thereof, on the ground that the Rockland Police Department did make a substantial contribution to the investigation of the case:

- One 2012 Toyota Tacoma Truck (VIN#5TFUU4EN9CX034855)
- One Sig Sauer 1911 .45 cal Handgun (Serial #54B031228)
- One Bryco, Jennings 9mm Handgun (Serial #1563940)
- $132,036.00 U.S. Currency
- $4,410.00 U.S. Currency

State of Maine v. Ashley Hunt, Superior Court Docket # CR-15-021.

Sponsor: City Manager
Originator: Police Department

STATE OF MAINE
Knox, ss

SUPERIOR COURT
Criminal Action
Docket No. CR-15-021

State of Maine	}	
	}	Municipality of Rockland
v.	}	Approval of Transfer
	}	15 M.R.S.A. §5824(3) & §5822(4)(A)
Ashley Hunt	}	
a/k/a Ashley J. Hunt,	}	
A.J. Hunt	}	
Defendant;	}	
	}	
And	}	
	}	
One 2012 Toyota Tacoma,	}	
VIN #5TFUU4EN9CX034855	}	
Defendant(s) In Rem #1	}	
	}	
One Sig Sauer 1911 .45 cal	}	
Serial # 54B031228	}	
One Bryco, Jennings Nine, 9mm	}	
Serial # 1563940	}	
Defendant(s) In Rem #2	}	
	}	
$132,036.00 U.S. Currency	}	
Defendant(s) In Rem #3	}	
	}	
$4,410.00 U.S. Currency	}	
Defendant(s) In Rem #4	}	

NOW COMES the municipality of Rockland, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) to the transfer of the above captioned Defendant(s) in Rem #3 ($43,571.88 U.S. Currency), or any portion thereof, on the grounds that the Rockland Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Rockland, Maine does hereby approve of the transfer of the Defendant(s) in Rem #3, or any portion thereof, pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Rockland municipal legislative body on or about

_____.

CITY OF ROCKLAND, MAINE

ORDER #35

IN CITY COUNCIL

May 11, 2015

ORDER Authorizing Fee Waiver – Festival Corp. Use of City Parks

IT IS HEREBY ORDERED BY THE CITY COUNCIL AS FOLLOWS:

THAT the park rental fees for use of Harbor Park, Buoy Park and Mildred Merrill Park by the Rockland Festival Corporation to hold the 2015 Maine Lobster Festival are hereby waived as follows:

Setup – 7 days (1 day excused) @ $250 per day	$ 1,500.00
Lobster Festival – 5 days @ $2,500 per day	$12,500.00
Tear down – 2 days (1 day excused)@ $250 per day	$ 250.00
Total	$14,250.00

The Rockland Festival Corporation shall be responsible for paying any real costs incurred by the City for service provided in support of the Lobster Festival.

Sponsor: Councilor Clayton
Originator: Rockland Festival Corp.

Mr. James D. Chaousis
City Manager
City of Rockland

May, 5th, 2015

Jim,

On behalf of the Rockland Festival Corporation, please accept this request for a waiver of Fees associated with the 2015 Maine Lobster Festival to be held in Harbor Park this summer. This request is made as a result of the Harbor Commission's decision to deny this request at their level on April 21st, 2015.

The 68th Maine Lobster Festival returns to Harbor Park again for another busy and eventful week of activities focused around the lobster and fishing industries. The Lobster Festival also has a direct impact on the tourism associated with the many thousands of guests who plan their vacations to visit Rockland and the beautiful coast of Maine.

The Maine Lobster Festival is made possible through the dedication of the many citizens of Rockland and the Mid-Coast area who volunteer countless hours to assist in making this event the nationally recognized destination that we are proud to be associated with. This desire to positively promote the area is what makes this event successful for both the Festival and the many businesses that benefit from its presence.

The Rockland Festival Corporation has been an active financial supporter of many projects within the City of Rockland as well as supporting the many groups who seek assistance with their individual concerns. That remains our mission, and it is our hope that the City of Rockland and its elected officials will look to assist us in making that effort productive again this year by waiving the fees associated in conducting the 68th Maine Lobster Festival this summer.

Sincerely,

Brian Plourde
President - MLF

Harbor Commission Meeting Date: 4/21/15
Present: Melissa Maker (Chair), Howie Edwards, Guy Polyblank, Richard Whitman, Ed Glaser (Harbormaster)
Absent: Joe Auciello, Sam Ladley
Guests: Brian Plourde, Maine Lobster Festival

No minutes to approve. Prior meeting had no quorum.

Fish Pier:
All good at the Pier. No meetings were held. Lots of improvements in the works, dredging, There is DOT support for $1,000,000 – our Pier has many shovel ready projects that can be funded - Two new hoists at $40,000 each. All buyer slots are filled, same folks as last year: Island Lobster Group on the east side, M&M lobster (2 spots), Double Eagle and Freddie Mi (buyer from China). Al's supposed to schedule a Fish Pier Committee meeting for May (Glen, Richard, Amanda and Al). The east side is all done (repairs) and looking good. Using concrete next winter instead of tar. One of the mobile bait dealers (Fran) has passed away.

Visitor: (Brian Plourde)
1st official approach for fee waiver for the Lobster Festival (says the letter was submitted). Brian came to answer any questions, etc. Spoke to the past 68 years with last year being the first year that the fee was not waived. Richard Whitman spoke about this being tax payers money and he doesn't feel right waiving anyone's fees as the Commission are not elected officials. Brian explained that contributions get cut back (working at 1% now) and the festival is a non-profit entity whereas the other festivals are for profit. ($30,000 fees - $15,000 for police and $15,000 for park rental) Guy commented on taxpayers in Rockland are not wealthy and questioned the purchase of a fire truck for Thomaston.

Ed said that historically the City didn't have fees for the park. Then they did – Mildred Merrill Park quid pro quo. Instead of paying fees we'll buy you a park – there was an agreement made that after the park was paid off, then they had to start applying for a fee waiver. Same thing with ambulance purchase. Applying for a waiver – come up with something in exchange. City charges for park use came about 20 or so years ago, after Mildred Merrill Park.

Guy made motion to waive the fees. Not seconded, thus fees are not waived. The next step for Brian is to go before the Council.

Consensus – would love to see the Lobster Festival work with the City to apply fees to a City project, as they have in the past. It's a great value for everybody and a great working relationship.

CITY OF ROCKLAND, MAINE

ORDER #36

IN CITY COUNCIL

May 11, 2015

ORDER Adopting Policy for Special Events on City Property

IT IS HEREBY ORDERED BY THE CITY COUNCIL AS FOLLOWS:

THAT the Policy for Special Events on City Property is hereby adopted substantially in the form attached hereto and incorporated herein by reference. The purpose of the policy is to state the procedures, requirements and limitations for the use of City property for special events that are not conducted or organized by or on behalf of the City.

Sponsor: Councilor Clayton
Originator: City Manager

CITY OF ROCKLAND, MAINE

Policy for Special Events on City Property

PURPOSE: This policy states the procedure, requirements, and limitations on the use of City property for special events not conducted or organized by or on behalf of the City. Special events do not include gatherings of families and friends in public parks, unless such gatherings are to include the erection of tents and/or amplified audio or video broadcasts. This policy is subject to and supplements any applicable provisions in the Code of Ordinances for special events on and other uses of City property.

PROPERTIES AVAILABLE FOR SPECIAL EVENTS: The following properties are available for use by organizations and individuals for special events:

Facility:	Address:
Harbor Park[1]	271 Main Street
Mildred Merrill Park	255 Main Street
Buoy Park	3 Park Drive
Sandy Beach Park	9 Scott Street
Snow Marine Park	51 Mechanic Street
Winslow-Holbrook Memorial Park	301 Main Street
Marie H. Reed Breakwater Park	End of Samoset Road
Breakwater Lighthouse	101 Samoset Road
Chapman Park	294 Main Street
MacDougal School Park	330 & 338 Broadway
Johnson Memorial Park	151 Lake View Drive
Jaycee Park	435 Old County Road
Kenniston Field	435 Old County Road
Community Building (Various rooms)	61 Limerock Street
Public Library (Meeting rooms)	80 Union Street
City Hall (Council Chambers & Board Room)	270 Pleasant Street

[1] *See* Ch. 9, Art. II, Sec. 9-215 for additional provisions relating to special events in Harbor Park, Buoy Park, and Snow Marine Park. For cruise ship visits to the Public Landing in Harbor Park, see Order 2010-57 – Cruise Ship Shore Operations Policy.

APPLICATION; SCHEDULING: Any person or organization (the "Applicant") seeking to use City property for a special event shall complete and submit an application therefor on a form prepared by the City Clerk. Applications shall be submitted not less than 30 (thirty) days prior to the special event, though the City Manager may accept late applications in exigent circumstances. The City Manager shall cause to be maintained an updated schedule of special events with pending or approved applications. Once granted, the schedule for a special event may be altered only by either agreement of the applicant and the City, or – unilaterally – by the City Council.

REVIEW AUTHORITY:

Waterfront Parks: Applications for special events in Harbor, Mildred Merrill, Buoy, and/or Snow Marine Park shall be submitted to the Harbormaster, 270 Pleasant Street, Rockland, ME 04841. The Harbormaster shall solicit review and comment on such applications from the Police Chief, Fire Chief, Parks & Recreation Director, and Public Services Director. Those applications requesting the exclusive use of Harbor (including Mildred Merrill), Buoy, and/or Snow Marine Parks are reviewed and acted upon by the City's Harbor Management Commission. The Commission may not limit public access to Harbor Park by granting permission for the exclusive use of that park for more than four weekends during the period of Memorial Day to Labor Day of each year. The Harbormaster shall within ten days grant, grant with conditions, or deny applications not requesting the exclusive use of the Waterfront Park.

Other City Properties: Applications for special events at City properties other than a Waterfront Park shall be submitted to the Office of the City Manager, 270 Pleasant Street, Rockland, ME 04841. The City Manager may solicit review and comment on such applications from the Police Chief, Fire Chief, Parks & Recreation Director, Public Services Director, and/or other City official. The City Manager shall grant, grant with conditions, or deny such applications within ten days.

PRIORITY OF USAGE: Applications for special events in specific facilities shall be reviewed and acted upon on a first-come, first-served basis; provided, however, that no special event may be scheduled in Harbor Park, Mildred Merrill Park, or Buoy Park during the anticipated set-up, duration, and clean-up for either the North Atlantic Blues Festival, Lobster Festival, or Maine Boats Homes & Harbors Show, other than for such festival, without first ascertaining, in writing, that such festival intends not to occupy the park in which the special event is proposed.

FEE(S); DEPOSIT: By separate Order, the Council may establish a fee for processing such applications, and/or the use of City property, and may require the payment of a deposit to secure the proper maintenance and restoration of the condition of City property on which special events are conducted. If a deposit is

required, the City may retain all or a portion of it either as reimbursement for the loss of value occasioned by damage caused by the special event organizer; to repair such damage; and/or to pay for any necessary clean-up costs or any other costs incurred by the City in connection with the Applicant's misuse of City property. Any such costs incurred by the City in excess of the amount of the deposit shall be paid by the applicant within fourteen days of receipt of an invoice therefor from the City

LIABILITY: The City, its officers, agents and employees shall not be liable for any injury or damage to any person or property occurring at or in connection with any special event on City Property. The Applicant agrees to defend, indemnify, and hold harmless the City, its officers, agents and employees from and against any and all liabilities, losses, damages, suits, penalties, claims and demands of every kind or nature by and on behalf of any person or entity, arising out of any injury or damage alleged to have been suffered at or in connection with the Applicant's special event.

INSURANCE: The Applicant must provide a Certificate of General Liability Insurance, insuring the Applicant for combined bodily injury and property damage claims with minimum coverage amounts of $1,000,000 per occurrence / $2,000,000 aggregate. The Applicant shall cause the City to be named as an additional insured for claims arising during Applicant's occupancy or control of City property.

OPERATIONAL REQUIREMENTS:

Hours of Operation: Outside special events on City Property may not open earlier than _____ a.m., and must close to the public no later than ____ p.m. Amplified music, announcements, and other audio broadcasts must cease no later than ____ p.m.

Security Detail: Events anticipated by the Police Chief to include fifty (50) or more people in attendance at any one time may require, in the sole discretion of the Police Chief, the presence of a Rockland Police Officer, who shall be assigned by the Police Chief, or other security detail approved by the Police Chief. The Applicant shall pay the City the actual cost, in personnel and equipment, for providing a Rockland Police Officer detail, together with a 5% administrative charge for the oversight of such detail. The City Manager may waive such administrative charge if he determines the Applicant is non-profit entity and that proceeds from the special event that exceed the sponsor's costs are to be donated to or used for charitable activities in Rockland.

Site Disturbance: The Applicant may not make any alteration to City property without the prior, written consent of the City, including without limitation the installation of new or alteration of existing permanent utilities

or connections; the trimming or removal of vegetation; puncturing or other disturbance of paved surfaces for tent poles or stakes, etc. Any new or alterations to electrical facilities shall comply with the National Electrical Code.

Fire Prevention & Life Safety Regulations: The Applicant shall assure compliance with applicable NFPA regulations for rides and amusements, if any, at the special event. The Applicant shall not allow open fires without prior approval from the Fire Chief.

Water; Wastewater: It shall be the responsibility of Applicant to provide an ample of clean, potable water for consumption, cleaning, and cooking at the special event. Applicant shall provide for the proper disposal of grey water generated at the special event, and shall provide clean and sanitary portable toilets in adequate numbers to serve the anticipated attendees, except where, in the determination of the City, adequate bathroom facilities are already available to Applicant at the site.

Firearms: The possession and use of firearms on City property during special events is prohibited.

Sound: Amplified music or sound is allowed only upon review and approval by the Chief of Police. No unreasonably loud noise or music shall be allowed by Applicant after 10:00 p.m., irrespective of the closing time of the special event, including unreasonably loud noise from announcements and departing guests and vehicles.

Miscellaneous:

* Activities shall be restricted to the area for which permission is granted;
* The Applicant shall be solely responsible for moving its equipment, material, and supplies into and out of the special event location, and the cost thereof;
* No City property or equipment may be altered or removed from the premises;
* No decorations or materials will be attached to City building walls, floors, or ceilings, or to fences or other improvements, in any manner which may damage the building or improvement;
* All special event workers must refrain from consuming alcohol while working at the event;
* All event workers should be provided with highly visible identification such as a button, badge, apron, uniform or other form of identification.

ALCOHOL: Subject to the conditions and limitations herein, alcohol may be sold[2] or served to persons who have attained at least the age of 21 years at an authorized special event at Harbor Park, Mildred Merrill Park, Buoy Park, Sandy Beach Park, Snow Marine Park, Marie H. Reed Breakwater Park, Breakwater Lighthouse, the Public Library, MacDougal School Park, or City Hall Council Chambers, if approved by the City. Alcohol may not be sold or served at any of the City's playing fields or play grounds.

Unless waived by Order of the City Council prior to the special event, an Applicant who has received permission to sell or serve alcohol at a special event shall pay a fee therefor, as set forth in the Alcohol Risk Chart below.

Alcohol may be served for on-premises consumption only by a licensed caterer. Prior to the special event, the caterer shall provide proof that the caterer has received all State and local licenses and permits necessary for serving alcohol at the event, and shall provide a Certificate of Liquor Liability insurance in an amount to be determined by the City, which Certificate names both the City of Rockland and the Applicant as additional insureds.

At least thirty (30) days prior to the event, the Applicant must provide to the City the following: (1) any applicable rental alcohol services fees; (2) Applicant's deposit; (3) copies of all required permits, licenses and insurance certificates; (4) the name(s) and complete and accurate contact information for the State-licensed caterer who will be staffing the event; (5) the names and addresses of the trained servers who are expected to be staffing the event, together with evidence of their training; and (6) the name of a Responsible Party (which may also be the Applicant or caterer) designated by the Applicant to supervise the sale and/or service of alcohol at the special event. Should these requirements not be met, alcohol may not be served at the event and the City may rescind the special event approval and retain the Applicant's non-refundable deposit.

The Responsible Party shall serve as the contact person during the event, and must be present on the site and for the entire duration of the sale or service of alcohol at the special event. If the risk associated with the event, as set forth in the Alcohol Risk Chart below, requires that a police officer be present, the arrangements and expense for the same shall be borne by the Applicant.

All alcohol servers at the special event must have received TIPS training (Training for Intervention Procedures) approved by the State of Maine. Alcohol may be served only in area(s) identified for the same in the special events application and approved by the City. The Applicant must designate a caterer/TIPS trained server or bartender to serve and oversee the alcoholic beverage area at all times. This person is responsible for verifying the legal age of each person consuming

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[2] Applications for state licenses to sell wine or malt liquor at farmers markets in Rockland, pursuant to 28-A M.R.S.§ 1366(4), require City Council approval under Ch. 11, Art. I, Sec. 11-113.

alcohol. The Applicant or its caterer is responsible for the purchase and transportation of all alcoholic beverages to be sold or served at the special event. Patrons of the event are strictly prohibited from bringing in their own beverages or "brown bagging." Bottled beer and other alcoholic beverages must be served in paper or plastic containers or glassware provided by the caterer. Only a caterer or TIPS trained server may dispense beer from kegs or barrels. Proper recycling of empty alcohol containers is the responsibility of the Applicant. All bottles must remain behind the bar area. No person less than 21 years of age may serve, possess and/or consume alcoholic beverages on City property. No marketing to encourage alcohol consumption is allowed. Oversized drinks, contests, volume discounts, or similar incentives are not permitted. The Applicant shall assure that prominent signs are posted indicating any alcohol-restricted areas. The serving of all alcoholic beverages must cease at least one (1) hour prior to the specified and approved closing time of the special event. All alcohol and related containers must be removed from the premises immediately after the event. The Applicant must provide appropriate cleaning of the area sufficient to eliminate any alcohol residue or smell on the premises.

An adequate supply of food must be served and available to persons attending the special event. It is recommended that all event organizers take steps to encourage food consumption to help reduce the risk of intoxication. Non-alcoholic beverages must be made available and at a lower cost than any alcoholic beverages.

Violations of any State of Maine laws will result in Applicant and the caterer's loss of serving privileges, and may result in the loss of Applicant's facility use privileges. Applicant, the caterer, and their guests at the special event must adhere to all posted rules. Violations of posted rules may result in the loss of service to specific individuals, loss of serving privileges, and/or termination of the special event approval, depending upon the severity of the violation. It is the responsibility of the Applicant to prevent underage consumption of alcohol, to prevent intoxicated or rowdy persons from entering events, to manage patrons from becoming intoxicated, to refuse service to intoxicated patrons, and to facilitate the prompt and safe removal of patrons from the event if their actions warrant removal. Alcohol distribution may be discontinued for any patron or for an entire event at the discretion of the caterer, TIPS-trained staff, police officer, or the City Manager. Profanity, disorderly acts or illegal activities of any kind are absolutely prohibited. Those violating this prohibition will be ejected from the premises. If any individuals at the event become too disruptive, City staff members monitoring the special event are authorized to themselves order the disruptive individuals to leave the premises or notify law enforcement. The City reserves the right to discontinue the service of alcoholic beverages at any time during a special event. Special event approval can be revoked at any time and any violation of this policy may result in immediate termination of the event without refund.

Alcohol Risk Chart

Risk	Low	Moderate	High
Number of people	1 - 50	51 - 100	101— 200 *
Police Officers (in addition to one City Staff member hired by the Applicant)	1 police officer or 'bouncer' with TIPS training	1 police officer and 1 'bouncer' with TIPS training	2 police officers and 1 'bouncer' with TIPS training
Fee (in addition to regular facility use / rental fees)	$30/hour	$80/hour	$130/hour
Damage/Clean-up deposit Two deposits are required; one for the facility and second for damage and clean up.	$250	$500	$1,000
Servers/Caterer (TIPS training or equivalent)	Min. 1 TIPS trained server	Min. 1 TIPS trained server	Min. 2 TIPS trained servers

* Requisite levels of staffing for special events with over 200 participants shall be determined by the review authority on a case-by-case basis.

The City reserves the right to amend and/or impose additional policies, requirements, and restrictions for the sale or service of alcohol on City property, by Order of the City Council and/or as conditions imposed on one or more special events applicants.

TERMINATION OF ACTIVITY: The City Manager, Chief of Police, or their designee may order the immediate termination of the special event if the Applicant is found to be in violation of any term or condition of Applicant's permit, or any State or local statute, ordinance or regulation. Upon such termination, all activities shall cease and all equipment, furnishings and other material shall be removed from the premises, and the premises cleaned and restored to its original condition forthwith.

SITE CLEAN UP & DAMAGE ASSESSMENT: The applicant shall be responsible for clean up, removal of equipment and waste, and for leaving the facility in a condition commensurate with the condition of the facility immediately prior to Applicant's entry to set up and conduct the special event. The City may condition the permission for the special event on compliance with specific site clean-up and restoration requirements, including the deadline therefor. The City Manager or his designee shall inspect the facility to determine, in his sole discretion, (1) the adequacy of Applicant's clean up and restoration of the facility, and (2) whether any damage has occurred during Applicant's set up, occupancy, and/or clean up of the facility, the extent of any such damage, and the estimated cost of its repair. The Applicant is responsible for all clean-up activities and repairs. If the Applicant's clean-up and repair of the facility is insufficient and, within a reasonable time after notice fails adequately to restore the condition of the facility, the City may conduct the clean-up and repair activities, at Applicant's expense. The City may offset such costs with Applicant's deposit, and seek the recovery of any remaining balance by negotiation, mediation, and/or legal proceedings. The City may refuse a subsequent application for a special event by the same applicant who failed adequately to clean up and restore the condition of the facility.

ASSIGNMENT: Applications issued pursuant to these Regulations are for the specific event; time and place listed on the application and are not transferable or assignable to any other person, group or other entity.

CITY OF ROCKLAND, MAINE

ORDER #37

IN CITY COUNCIL

May 11, 2015

ORDER Authorizing Expenditure of Reserve Funds – Lien-Acquired Properties

IT IS HEREBY ORDERED BY THE CITY COUNCIL AS FOLLOWS:

THAT the City Manager is hereby authorized to expend up to $5,000 annually from the City Land Sales Reserve Account (#70000-01724) for maintenance of any lien-acquired properties.

Sponsor: City Manager
Originator: City Manager

CITY OF ROCKLAND, MAINE

ORDER #38

IN CITY COUNCIL

May 11, 2015

ORDER Authorizing Transfer of Funds – Downtown Lighting Project

IT IS HEREBY ORDERED BY THE CITY COUNCIL AS FOLLOWS:

THAT the City Manager is hereby authorized to transfer $50,000 from the FY 2015 Downtown TIF Account (#10000-01899) to the Downtown Street Lighting Account (#10000-01815).

Sponsor: City Manager
Originator: Finance Director