



ORDER 01-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby confirms Chief Moen's appointments of Steven Friedrich, William Howard, James Clement, and Joshua Croswell as Constable with firearm/arrest powers for the Auburn Police Department.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 02-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Darren Finnegan to the Planning Board, as full member, with a 01/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 03-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Paul Jacques the Planning Board, as full member, with a 01/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 04-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Stacey LeBlanc to the Planning Board, as full member, with a 01/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 05-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints David Trask to the Planning Board, as full member, with a 01/01/2025 term expiration as nominated by the Appointment Committee.

Passage on 1/3/2023 4-2-1 (Councilors Whiting and Gerry opposed, Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 06-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Amanda Guerette to the Planning Board, as associate member, with a 01/01/2025 term expiration as nominated by the Appointment Committee.

Passage on 1/3/2023 4-3 (There was a tie vote of 3-3 with Councilors Gerry, Whiting, and Staples opposed, and in accordance with the City Charter, Article III, Section 3.3, Mayor Levesque voted to break the tie vote, voting in the affirmative. Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 07-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Timothy DeRoche to the Planning Board, as associate member, with a 01/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 1/3/2023 6-0-1 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 08-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Danelle Martel to the Auburn Housing Authority Board of Trustees, with a 10/01/2027 term expiration.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 09-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Jeremiah Bartlett to the Complete Streets Committee with a 01/01/2026 term expiration.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 10-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Benjamin Weisner to the Age Friendly Community Committee with a 06/01/2023 term expiration.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 11-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Gerald Samson to the Regulatory Advisory Board with a 06/01/2024 term expiration.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 12-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Kirk Nadeau to the Auburn Lewiston Airport Board with a 01/01/2026 term expiration.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 13-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby amends the postponement date of Order 165-12192022 from February 13, 2023 to February 21, 2023.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 14-01032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby directs the City Manager to acquire the necessary property to optimize a new Engine 2 station and authorizes up to \$25,000 from the American Rescue Plan Act (ARPA) funds in support of this initiative.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby amends Order 22-02072022 previously adopted on 2/7/2022 as follows:

ORDERED, that the City of Auburn City Council hereby approves the allocation of \$350,000.00 from the American Rescue Plan Act (ARPA) funding to support the replacement and upgrade of software's/ platforms including Energov, Patriot, ~~and~~ record digitizing, website design, hosting and associated costs.

Passage on 1/3/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 16-01172023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Karen Scammon as the City Assessor with a term expiration of 01/31/2028.

Passage on 1/17/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 17-01172023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby confirms Chief Moen's the appointment of Nathaniel Aronson as Constable with firearm/arrest powers for the Auburn Police Department.

Passage on 1/17/2023 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

Whereas, The City of Auburn continues to take bold steps in the protection of Lake Auburn.

Whereas, The city is pursuing transparent, easier to understand watershed protection regulations that reduce development potential and hold any developments within the Lake Auburn Watershed to a higher science-based standard for phosphorus control and wastewater disposal that has been historically required.

Whereas, Consultant, FB Environmental, hired by the City have recognized the existing prohibitions on housing in the AGRP Zoning District as an effective tool, with no new homes built accessory to farms in the Watershed in over the past 15+ years, LAWPC peer reviews have questioned the approach as still not an absolute prohibition of new homes. Consultant reviews have also identified potential animal farms as a threat to water quality.

Whereas, approximately 70% of the land within the Lake Auburn Watershed, within Auburns municipal boundaries, is in the Agriculture and Resource Protection zoning District.

Whereas, addressing this concern meets the objectives of the City of Auburn to have strong, clear and science-based protections utilizing best practices for development controls, phosphorus treatment and wastewater disposal standards that exceed past practices to protect the water quality of Lake Auburn.

BE IT ORDERED, that the City Council hereby directs Staff to draft ordinance Text and Map amendments for consideration, Public Hearing and recommendation by the Planning Board that will prohibit any future residential structures and animal farms within the portion of the Lake Auburn watershed zoned “Agriculture and Resource Protection.” This should be accomplished by creating a new Resource Protection and/or Conservation zoning district with the specific purpose of conservation and protection of natural resources, open spaces and public purposes and use as suggested by the 2010 Comprehensive Plan and the 2021 Comprehensive Plan Update.

Passage on 1/17/2023 5-1-1 (Councilor Gerry opposed, Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

Whereas, The City of Auburn continues to take bold steps in the protection of Lake Auburn with greater restrictive setbacks of disposal fields.

Whereas, The city is pursuing transparent, easier to understand watershed protection regulations that reduce development impacts to lake water quality and to hold any developers within the Lake Auburn Watershed to a higher science-based standard for phosphorus, nitrogen and nitrates control through wastewater disposal than has been historically required.

Whereas, Outside Consultants and FB Environmental, hired by the City have recognized the existing ordinance in the Lake Auburn Overlay District as an effective tool, with 300' setbacks for disposal fields with well drained soils in the Watershed over the past 15+ years. Consultant reviews have suggested extending that setback in all soils within the watershed.

Whereas, Approximately 34 existing Subsurface Wastewater systems exist within 300' of the Lake.

Whereas, addressing this concern meets the objectives of the City of Auburn to have strong, clear and science-based protections utilizing best practices for development controls, phosphorus, nitrogen and nitrates treatment and wastewater disposal standards that exceed past practices to protect the water quality of Lake Auburn.

BE IT ORDERED, that the City Council hereby directs Staff to draft ordinance Text amendment for consideration, Public Hearing and recommendation by the Planning Board that will prohibit any new first time Subsurface Wastewater disposal fields within 300' of Lake Auburn.

Passage on 1/17/2023 5-1-1 (Councilor Gerry opposed and Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 20-01172023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby cancels the regular City Council meetings that are scheduled for February 6th and 21st of 2023, and implements a City Council meeting date of February 13, 2023.

Passage on 1/17/2023, 6-0 (Councilor Milks had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 21-02132023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Robert Cavanagh to the Auburn Sewer District Board of Trustees, with a 03/01/2027 term expiration as nominated by the Appointment Committee.

Passage on 2/13/2023, 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 22-02132023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Jason Pawlina to the Auburn Water District Board of Trustees, with a 03/01/2027 term expiration as nominated by the Appointment Committee.

Passage on 2/13/2023, 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 23-02132023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute the Collective Bargaining Agreement with the IAFFA Local 797, effective 07/01/2022 through 06/30/2025.

Passage on 2/13/2023, 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 24-03062023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby sets the time for opening the polls for 2023 elections to be 7:00 AM.

Passage on 3/06/2023, 6-0 (Councilor Staples had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 25-03062023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Chris Carson to the Sustainability and Natural Resource Management Board with a term expiration of 4/1/2024.

Passage on 3/06/2023, 6-0 (Councilor Staples had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 26-03062023

City Council Order

IN CITY COUNCIL

ORDERED, the City of Auburn authorizes the marketing of 121 Mill Street Parcel ID 221-041 (city-owned property) by the Economic Development Department and all offers will be reviewed and recommendations made by a neighborhood committee formed by the Mayor.

Passage on 03/06/2023 6-0 (Councilor Staples absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 27-03062023

City Council Order

IN CITY COUNCIL

ORDERED, the City of Auburn authorizes the marketing of 80 Lake Street Parcel ID 239-114 (Lake Street School/city-owned property) by the Economic Development Department and all offers will be reviewed and recommendations made by a neighborhood committee formed by the Mayor.

Passage on 03/06/2023 6-0 (Councilor Staples absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 28-03062023

City Council Order

IN CITY COUNCIL

ORDERED, the City of Auburn authorizes the marketing of Rodman Road Parcel ID 198-036 (city-owned property) by the Economic Development Department and all offers will be reviewed and recommendations made by a neighborhood committee formed by the Mayor.

Passage on 03/06/2023 6-0 (Councilor Staples absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby amends Order 151-11072022, previously adopted by the Auburn City Council on November 7, 2022 directing the Planning Board, after consultation with the Sustainability and Natural Resource Management Board, to conduct a public hearing pursuant to Article XVII, Division 3 of the Zoning Ordinance and report in writing the results of the hearing and recommendations of the Planning Board pursuant to Article XVII, Division 4 of the Zoning Ordinance to the City Council no later than April 18, 2023, instead of March 20, 2023 as previously adopted, on whether or not to eliminate the income standard and the current strip zoning limitations in all areas outside of the Lake Auburn Watershed overlay as an ordinance text amendment, as shown on the attached proposed text changes.

Eliminate the current strip zoning limitations means where there is a residential strip over a portion of a parcel, the entirety of the parcel would become residentially zoned in the same way as the strip (zoning map amendment).

Passage on 3/06/2023, 6-0 (Councilor Staples had an excused absence).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 30-03202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby confirms Chief Moen's appointments of Andrew Shute and Andrew St. Pierre both as Constable with firearm/arrest powers for the Auburn Police Department.

Passage on 3/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 31-03202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorized the City Clerk to waive the \$200 business license fee for Auburn Suburban Baseball/Softball, located at 4 Mount Apatite Road.

Passage on 3/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager

City Council Order 32-03202023
Approving the TIF #27 Stable Ridge Municipal Development Tax Increment Financing
Development Program

WHEREAS, the City of Auburn (the “City”) is authorized pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, to designate specific areas within the City as the TIF #27 Stable Ridge Municipal Tax Increment Financing District (“the District”) and to adopt a development program for the District (the “Development Program”); and

WHEREAS, there is a need to provide continuing employment opportunities for the citizens of the City and the surrounding region; to improve and broaden the tax base of the City; and to improve the general economy of the City, the surrounding region and the State of Maine; and

WHEREAS, adopting and implementing the District and the Development Program will help to improve and broaden the tax base in the City and improve the economy of the City and the State of Maine; and

WHEREAS, the City has held a public hearing on the question of establishing the District in accordance with the requirements of 30-A M.R.S.A. §5226, upon at least ten (10) days prior notice published in a newspaper of general circulation within the City; and

WHEREAS, the City desires to designate the District and to adopt the Development Program for the District; and

WHEREAS, it is expected that approval will be sought and obtained from the Maine Department of Economic and Community Development (“DECD”), approving the designation of the District and the adoption of the Development Program; and

NOW THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF AUBURN, MAINE:

Section 1. The City hereby finds and determines that:

- (a) At least twenty-five percent (25%), by area, of the real property within the District, as hereinafter designated, is in need of rehabilitation, redevelopment or conservation or is suitable for commercial uses as defined in 30-A M.R.S.A. §5223(3); and
- (b) The total area of the District does not exceed two percent (2%) of the total acreage of the City, and the total area of all development districts within the City (including the District) does not exceed five percent (5%) of the total acreage of the City; and
- (c) The aggregate original assessed value of the District plus the original assessed value of all other existing tax increment financing districts in the City does not exceed five percent (5%) of the total value of taxable property within the City as of April 1, 2021; and
- (d) The City Council has considered all evidence presented to it with regard to any adverse economic effect on or detriment to any existing business and has found and determined that any such adverse economic effect on or detriment to any existing business is outweighed by the contribution expected to be made through the District and the adoption of the Development Program. The projects and improvements described in the Development Program will contribute to the economic growth and well-being of the City and the surrounding region, and will contribute to the betterment of the health, welfare and safety of the inhabitants of the City,

including employment opportunities, a broadened and improved tax base and economic stimulus, and therefore constitutes a good and valid public purpose.

Section 2. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City hereby designates the District and adopts the Development Program all as more particularly described in the Development Program presented to the City Council and such Development Program is hereby incorporated by reference into this vote as the Development Program for the District.

Section 3. Pursuant to the provisions of 30-A M.R.S.A. §5227, the percentage of increased assessed value to be retained in the District as captured assessed value and the term for which it will be retained is hereby established as set forth in the Development Program.

Section 4. The City Manager be, and hereby is, authorized, empowered and directed to submit the designation of the District and the Development Program to DECD for review and approval pursuant to the requirements of 30-A M.R.S.A. §5226(2).

Section 5. The foregoing designation of the District and adoption of the Development Program shall automatically become final and shall take full force and effect upon receipt by the City of approval of the designation of the District and adoption of the Development Program by DECD, without requirement of any further action by the City, the City Council, or any other party.

Section 6. The City Manager be and hereby is authorized and empowered, at his discretion, from time to time, to make such revisions and corrections to the Development Program or to the scope, cost or description of the public improvements to be financed with tax increment revenues generated by the District as described in the Development Program, and to the exhibits to the Development Program, as the City Manager deems reasonably necessary or convenient, necessary in order to facilitate the process for review and approval of the District or the Development Program by DECD, or for any other reason so long as such revisions are not inconsistent with these resolutions or the basic structure and intent of the Development Program.

Section 7. The City Council will reconvene at a later date to review, hold a public hearing and vote to authorize the City Manager ~~be and hereby is authorized, empowered and directed~~ to enter into the Credit Enhancement Agreement contemplated by the Development Program, in the name of and on behalf of the City, such agreement to be in such form and to contain such terms and provisions, not inconsistent with the Development Program, as the City Manager may approve, the City Manager's approval to be conclusively evidenced by his or her execution thereof.

This Order shall take effect immediately upon adoption.

Approved March 20, 2023, by the City Council, at a meeting duly convened and conducted in Auburn, Maine.

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk Date

Passage on 3/20/2023 as amended, 4-3 (Councilors Staples, Gerry, and Whiting opposed).



City Council Order

IN CITY COUNCIL

ORDER – APPROVING \$4,598,331 OF ADDITIONAL COSTS FOR ENVIRONMENTAL REMEDIATION OF NEW HIGH SCHOOL PROJECT AND AUTHORIZING GENERAL OBLIGATION BONDS AND A TAX LEVY THEREFOR

Be It Ordered by the Auburn City Council, following a public hearing duly called and held as required by Article 8, Section 8.13 of the Auburn City Charter:

THAT there be and hereby is authorized (a) \$4,598,331 in additional costs for environmental remediation (Polychlorinated Biphenyls (PCB) Abatement) of the soil and existing building material at the new high school project location, and (b) issuance of up to \$4,598,331 City of Auburn general obligation bonds, which may be sold at or above par, the sale proceeds of which, together with investment earnings, if any, are appropriated to finance such costs (including costs of issuance and capitalized interest).

Be It Further Ordered by the Auburn City Council:

THAT the Finance Director be and hereby is authorized and empowered, in the name of and on behalf of the City, to prepare, issue, and sell such bonds and notes in anticipation thereof, in the aggregate amount of \$4,598,331 at one time, or from time to time, as one or more separate bond issues or consolidated with any other issue of bonds and notes authorized to be issued by the City Council, as term bonds or serial bonds, through a public offering or a private placement, on a competitive or negotiated basis, or some combination of any of the foregoing, all as the Finance Director shall determine to be appropriate in her sole discretion.

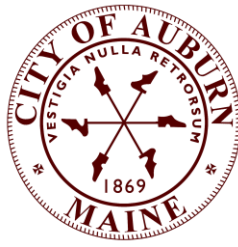
THAT the bonds and notes authorized hereunder shall be executed in the name of and on behalf of the City by the City's Finance Director and its Treasurer, either or both of whose signatures may be by facsimile to the extent permitted by law, and shall bear the City seal thereon, attested by its Clerk.

THAT the Finance Director be and hereby is authorized and empowered, in the name of and on behalf of the City, to establish, determine and approve the form, dates, maturities (with the last maturity not to exceed the maximum term permitted by law), denominations, interest rates, places of payment, provisions for early redemption, with or without a premium, prior to the stated maturity date(s), and all other details, including the timing and manner of their sale and award, such approval to be conclusively evidenced by her execution thereof.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

THAT a tax levy is hereby provided for each fiscal year that the bonds authorized hereunder remain outstanding to meet the annual installments of principal and interest as may accrue in each respective year.

THAT the Finance Director be and hereby is authorized and empowered, in the name of and on behalf of the City, to designate the bond or notes authorized hereunder, or a portion thereof, as qualified tax-exempt obligations under Section 265 of the Internal Revenue Code of 1986, as amended.

THAT the Finance Director be and hereby is authorized and empowered, in the name of and on behalf of the City, to do or cause to be done all such acts and things, including to approve and select a financial advisor and underwriter with respect to the issue, sale and delivery of the bonds and notes, and to approve, execute and deliver such contracts, agreements, loan agreements, investment agreements, bond purchase agreements, official statements, certificates, tax certificates, instruments, assignments and other documents (the "Bond Documents"), as may be necessary or advisable in order to accomplish the issuance of the bonds and notes, which Bond Documents may be in such form and contain such terms, conditions and provisions including, without limitation, the waiving of the City's sovereign or governmental immunity with respect to the enforceability of any of the forgoing, as may be approved by the Finance Director, such approval to be conclusively evidenced by her execution thereof.

THAT if the Finance Director, Treasurer, or Clerk are for any reason unavailable to approve and execute the bonds or any other Bond Document necessary or convenient to the issuance, execution and delivery of the bonds or notes, the person or persons then acting in any such capacity, whether on an interim or acting basis, 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.

THAT if any of the officers or officials of the City who have signed or sealed the bonds or notes shall cease to be such officers or officials before the bonds or notes so signed and sealed shall have been actually authenticated or delivered by the City, such bonds or notes nevertheless may be authenticated, issued, and delivered with the same force and effect as though the person or persons who signed or sealed such bonds or notes had not ceased to be such officer or official; and also any such bonds or notes may be signed and sealed on behalf of the City by those persons who, at the actual date of the execution of such bonds or notes, shall be the proper officers and officials of the City, although at the nominal date of such bonds or notes any such person shall not have been such officer or official.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

THAT the City may pay certain costs of the projects prior to the issuance of the bonds and notes (referred to as “original expenditures”); to that end, the City hereby declares its official intent to reimburse itself for such original expenditures from the proceeds of such bonds and notes, and this Order shall constitute the City’s declaration of official intent pursuant to Treasury Regulation §1.150-2.

THAT the bonds and notes authorized hereby are conditioned upon and made subject to an approving vote of the voters of the City.

A Public Notice describing the general purpose of the borrowing and the terms thereof and the times and places where copies of the bond proposal were available for inspection by the public was published on or before March 20, 2023, in the Lewiston Sun-Journal, a daily newspaper published in the City of Auburn and in Androscoggin County.

A public hearing was held on April 3, 2023.

Passage of first reading on 3/20/2023 7-0.
Passage of second reading on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 34-03202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute the Collective Bargaining Agreement with the Fraternal Order of Police Union, Command Division, effective 07/01/2023.

Passage on 3/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 35-03202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute the Collective Bargaining Agreement with the Fraternal Order of Police Union, Patrol Division, effective 07/01/2023.

Passage on 3/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 36-04032022

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby sets the date to hold the School Budget Validation Referendum Election for Tuesday, June 13, 2023.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDER – APPROVING QUESTION FOR MUNICIPAL REFERENDUM ELECTION WITH RESPECT TO ENVIRONMENTAL REMEDIATION COSTS FOR NEW HIGH SCHOOL CONSTRUCTION PROJECT AND GENERAL OBLIGATION BONDS THEREFOR

Be It Ordered by the Auburn City Council that the question in substantially the following form and with substantially the following summary descriptions be approved and submitted to the voters of the City of Auburn to consider at a municipal referendum election:

Shall the City of Auburn approve City Council Order 33-03202023 and (a) authorize up to \$4,598,331 in additional costs for environmental remediation (Polychlorinated Biphenyls (PCB) Abatement) of the soil and existing building material at the new high school project location, and (b) authorize up to \$4,598,331 of the City's general obligation bonds (which may be callable) for that purpose (all of which additional bonds have been approved for State debt service subsidy support), the sale proceeds of which, together with investment earnings, if any, are appropriated to finance such costs (including costs of issuance and capitalized interest)?

Project Description: During construction of the new Edward Little High School Project, the City discovered unexpected Polychlorinated Biphenyls (PCB) contamination in the soil and existing building material at the new high school project location. The additional funding will pay for the costs to remediate and abate this environmental concern.

Be It Further Ordered by the Auburn City Council that the ballot shall contain the additional information required by Title 20-A and Title 30-A.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 38-04032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute a Purchase and Sale Agreement with Thomas Robinson for the purchase of 32 Dunn Street Auburn, Maine (Tax Parcel 221-196-001) for \$50,000 Fifty Thousand Dollars.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 39-04032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the Liquor License for Olive Garden Holdings, LLC., DBA/The Olive Garden Italian Restaurant #6480.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 40-04032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the Annual Reports to the Maine State Housing Authority for Tax Year April 1, 2022 – March 31, 2023, and authorizes the City Manager to sign the annual reports for Affordable Housing Tax Increment Financing Districts, #16 (Webster School), #21 (477 Minot Ave) and #22 (48 Hampshire Street), as provided by Business and Community Development Staff.

Passage on 4/3/2023 7-0.

Richard S. Whiting, Ward One
Joseph R. Morin, Ward Four
Belinda A. Gerry, At Large

Ryan A. Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana N. Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 41-04032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute the Collective Bargaining Agreement with the Teamsters Union Local 340 (Highway), effective 07/01/2023.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 42-04032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute the Collective Bargaining Agreement with the Teamsters Union Mechanics Local 340 , effective 07/01/2023.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 43-04032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the Mass Gathering permit for the May 6, 2023 Auburn Lobster Festival event sponsored by the City of Auburn. The event will be held in the Festival Plaza and Main Street area.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 44-04032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the temporary liquor license for an Incorporated Civic Organization for the Auburn Lobster Festival to be held on May 6, 2023 in the Festival Plaza and Main Street area.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 45-04032023

City Council Order

IN CITY COUNCIL

ORDERED, Accept the transfer of \$1,600.00 forfeiture assets in U.S. Currency to the Auburn Police Department (Department of the Treasury – 04180003-01).

A TRUE COPY

ATTEST _____

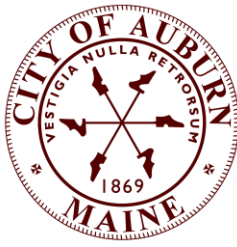
Susan Clements-Dallaire, City Clerk Date

Passage on 4/3/2023, 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 46-04032023

City Council Order

IN CITY COUNCIL

ORDERED, Accept the transfer of \$2,000.00 forfeiture assets in Rem in U.S. Currency to the Auburn Police Department (Department of the Treasury – 04180003-02).

A TRUE COPY

ATTEST _____

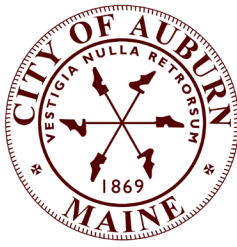
Susan Clements-Dallaire, City Clerk Date

Passage on 4/3/2023, 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 47-04032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Manager be, and hereby is, authorized to accept delivery on behalf of the City of the attached deed from Gagne Realty Holdings, LLC conveying, as a gift, real property approximately 2.8 acres in size located on the generally southeasterly side of Riverside Drive and currently shown as Assessor's Map 184, Lot 30; and

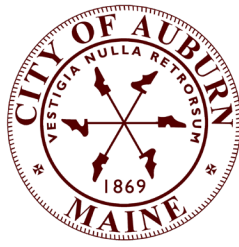
BE IT FURTHER ORDERED, that the City Manager be, and hereby is, authorized to execute any necessary paperwork reasonably incident to Gagne Realty Holdings, LLC's gift to the City.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 48-04032023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Manager be, and hereby is, authorized to enter into a naming rights agreement with Tizz Crowley to name the Drummond Street Playground Park the “Edna Hadakin Crowley Mothers’ Park.”

BE IT FURTHER ORDERED, that the City Manager be, and hereby is, authorized to accept delivery on behalf of the City a monetary donation of \$5,000.00 upon approval of the naming and \$1,000 annually for an additional five years. The naming will remain each year upon receiving \$1,000 annually.

Passage on 4/3/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 49-04182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby sets the date, June 13, 2023, as the date to hold the Special Municipal Referendum Election for the new high school construction remediation which will be held in conjunction with the School Budget Validation Referendum Election. Polls will be open from 7:00 AM until 8:00 PM.

Passage on 4/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 50-04182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby adopts the FY 2024 - 2028 (5 year) Capital Improvement Plan, as presented.

Passage on 4/18/2023 6-1 (Councilor Gerry opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 51-04182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the use of \$25,000 in ARPA funds for the Auburn Victory Garden Program, which will comply with established program guidelines and meet all ARPA rules, regulations, and guidance.

Passage on 4/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 52-04182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the use of \$50,000 in ARPA funds for the Auburn Commercial Agriculture Incentive Program, which will comply with established program guidelines and meet all ARPA rules, regulations, and guidance.

Passage on 4/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 53-04182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City of Auburn City Council hereby directs the City Manager to execute the East Auburn Tennis Court reclamation project. The City Council authorizes up to \$95,000 from the American Rescue Plan Act (ARPA) funds in support of this initiative to match the \$95,000 allocated by the Auburn School District.

Passage on 4/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 54-04182023*

City Council Order

IN CITY COUNCIL

ORDERED, that the Auburn City Council hereby authorizes Jason Levesque to vote the shares held by any shareholders for the Lewiston Auburn Railroad Company.

Passage on 4/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



Order 55-05012023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Clerk to waive the \$60 Food Service license fee for Phoenix No Limits Karate for a fundraising event to be held on June 11, 2023.

Passage on 5/1/2023 5-0 (Councilors Morin and Staples absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 56-05012023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the fee waiver request from the Exchange Club of Auburn for the Auburn Lobster Festival on May 6, 2023.

Passage on 5/1/2023 5-0 (Councilors Morin and Staples absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 57-05012023

City Council Order

IN CITY COUNCIL

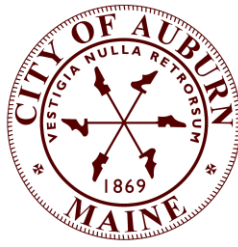
ORDERED, that the City Council hereby accepts the transfer of \$490.00 and a Ruger .380 caliber semi-automatic pistol (Serial #372358035) to the Auburn Police Department (Unified Criminal Court Docket No. CR-2021-02401).

Passage on 5/1/2023 5-0 (Councilors Morin and Staples absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDER - AUTHORIZING ISSUANCE OF GENERAL OBLIGATION BONDS AND A TAX LEVY THEREFOR

Be It Ordered by the Auburn City Council, following a public hearing duly called and held as required by Article 8, Section 8.13 of the Auburn City Charter, that there be and hereby is authorized the issuance and sale of the City's general obligation bonds and notes in anticipation thereof, on either a taxable or a tax-exempt basis, in the principal amount not to exceed \$13,000,000, the proceeds of which, including original issue premium, if any, and investment earnings thereon, are hereby appropriated to finance the following capital equipment and capital improvements (including costs of issuance for the bonds)(the "Projects"), all constituting part of the City's FY23 Capital Improvement Program:

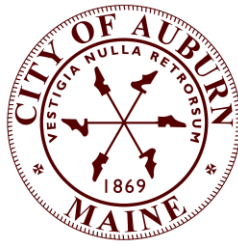
CAPITAL IMPROVEMENT PLAN FY 24 BONDS

Description		TOTAL
City Clerk	Record Restoration	\$ 50,000
Econ Dev & Planning	Dangerous Building Demolition	\$ 300,000
Econ Dev & Planning	Comprehensive Plan Program	\$ 160,000
Facilities	PAL Center	\$ 1,500,000
Facilities	Public Safety Facility-Engine 2 New Auburn	\$ 3,000,000
City Wide Vehicles	Police Vehicle Replacement	\$ 175,500
City Wide Vehicles	Public Works Vehicle Replacement	\$ 25,000
City Wide Vehicles	Recreation Mini Bus Replacement	\$ 80,000
Transportation	Traffic Calming and Pedestrian Safety	\$ 100,000
Engineering	Reclamation	\$ 1,500,000
Engineering	Reconstruction	\$ 1,500,000
Engineering	Major Drainage	\$ 500,000
Engineering	MDOT Match	\$ 1,500,000
Engineering	Resurfacing	\$ 750,000
Engineering	Retaining Walls	\$ 250,000
Fire	Apparatus Replacement	\$ 60,000
Fire	Excavation Equipment	\$ 50,000
IT	Security Camera Project	\$ 50,000
Airport	Operations Truck, Self-service fuel dispensing & Roof repair	\$ 140,000
LATC	Bus Purchase	\$ 50,000

Richard Whiting, Ward One
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Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

Police	Patrol Rifle Replacement	\$ 21,000
Police	TASER Upgrade	\$ 169,000
Public Works	Replace 12 yard plow trucks (2)	\$ 601,600
Public Works	Replace Front End Loader	\$ 250,000
Public Works	Replace One Ton Truck w/Plow (2)	\$ 150,000
Recreation	Update Basketball Court w/New Logo	\$ 35,000
Administration	Contingency	\$ 32,900
TOTAL BOND CIP		\$ 13,000,000

THAT the Finance Director be and hereby is authorized and empowered, in the name of and on behalf of the City, to prepare, issue, and sell the bonds and notes authorized hereby, at one time, or from time to time, as one or more separate issues, as term bonds or serial bonds or some combination thereof, and to establish, determine and approve the date, form, minimum denomination, interest rates, maturities (with the last maturity not to exceed the maximum term permitted by law), provisions for early redemption, with or without premium, and all other details, terms and provisions of such bonds and notes, not inconsistent herewith, including the form and manner of their sale and award as she may approve, such approval to be conclusively evidenced by the execution thereof.

THAT the Finance Director be and hereby is authorized and empowered, in the name of and on behalf of the City, to designate the bond or notes authorized hereby, or a portion thereof, as qualified tax-exempt obligations under and as permitted by Section 265 of the Internal Revenue Code of 1986, as amended.

THAT the bonds and notes authorized hereby shall be signed by the City’s Finance Director and its Treasurer, attested by the City Clerk under the seal of the City.

THAT the Finance Director be and hereby is authorized and empowered, in the name of and on behalf of the City, to take all steps necessary and expedient in respect to the aforesaid borrowing, and to prepare, negotiate, execute, and deliver such agreements, investment agreements, bond purchase agreements, preliminary and final official statements, escrow agreements, continuing disclosure agreements, tax compliance agreements, assignments, certificates and other documents (collectively referred to as the “Bond Documents”), as may be necessary or advisable, as determined and approved by the Finance Director, in connection with the issuance delivery of the bonds and notes authorized hereby, which Bond Documents may be in such form and contain such terms, conditions and provisions including, without limitation, the waiving of the City’s sovereign or governmental immunity with respect to the enforceability of any of the forgoing, as may be approved by the Finance Director, such approval to be conclusively evidenced by the execution thereof.

THAT if the bonds or notes authorized hereby, or any part of them, are issued on a tax-exempt basis, the Finance Director be and hereby is authorized and empowered, in the name of and on behalf of the City,

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

to covenant and certify that no part of the proceeds of such bonds or notes shall be used directly or indirectly to acquire any securities or obligations or property, the acquisition or use of which would cause the bonds or notes to be “private activity bonds” or “arbitrage bonds” within the meaning of Sections 141 and 148 of the Internal Revenue Code of 1986, as amended, and to further authorize and provide that the City will file any required reports and take any other action that may be necessary to insure that interest on the bonds or notes will remain exempt from federal income taxation, and will refrain from any action that would cause interest on the bonds or notes to be subject to federal income taxation.

THAT if the actual cost of any Project differs from the estimated cost, whether due to completion, delay or abandonment of such Project or for any other reason, the Finance Director is authorized and empowered, in the name of and on behalf of the City, in her discretion, to reallocate proceeds of the bonds or notes to any other listed Project, or to any other project or improvement that the City Council has approved or may in the future approve as part of the City’s annual capital improvement plan.

THAT in order to finance temporarily the Projects described above, the Finance Director be and hereby is authorized and empowered to expend up to \$13,000,000 either from available funds of the City or from the proceeds of bond anticipation notes which would be reimbursed or refinanced from bond proceeds.

THAT to the extent not payable from other funds, an amount sufficient for the payment of the annual payments of principal and interest on the bonds and notes authorized hereby shall be included in the tax levy each year until the debt represented by said bonds or notes is extinguished.

THAT the City’s Finance Director, Treasurer, Clerk, and other proper officials of the City be and hereby are authorized and empowered, in the name of and on behalf of the City, to do or cause to be done all such acts and things as may be necessary or advisable to carry out the provisions of this order.

THAT if any of the officers or officials of the City who have signed or sealed the bonds or notes authorized hereby shall cease to be such officers or officials before the bonds or notes so signed and sealed shall have been actually authenticated or delivered by the City, such bonds or notes nevertheless may be authenticated, issued, and delivered with the same force and effect as though the person or persons who signed or sealed such bonds or notes had not ceased to be such officer or official; and also any such bonds or notes may be signed and sealed on behalf of the City by those persons who, at the actual date of the execution of such bonds or notes, shall be the proper officers and officials of the City, although at the nominal date of such bonds or notes any such person shall not have been such officer or official.

THAT if the Finance Director, Treasurer, or Clerk are for any reason unavailable to approve and execute the bonds, notes or any related Bond Document, the person or persons then acting in any such capacity, whether as an assistant, a deputy, or otherwise, or on an interim or acting capacity, is authorized and empowered to act for such official with the same force and effect as if such official had himself or herself performed such act.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

THAT the authority to issue the bonds or notes authorized hereby shall automatically expire 2 years from the date of approval of this Order.

THAT the City may pay certain costs of the Projects prior to the issuance of the bonds and notes (referred to as “original expenditures”); to that end, the City hereby declares its official intent to reimburse itself for such original expenditures from the proceeds of such bonds and notes, and this Order shall constitute a Declaration of Official Intent pursuant to Treasury Regulation §1.150-2, and shall be kept available for public inspection during reasonable business hours at the office of the City Clerk.

A Public Notice describing the general purpose of the borrowing and the terms thereof was published on or before April 14, 2023, in the Sun Journal, a daily newspaper published in the City of Auburn and in Androscoggin County.

NOTE: Must be approved by roll call vote.

Failed first reading on 5/1/2023 4-1 (Councilors Morin and Staples absent, Councilor Gerry opposed, passage requires an affirmative vote of 5).

Passage of second and final reading on 5/15/2023 6-1 (Councilor Gerry opposed).

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby modifies, pursuant to Article XII, the interlocal agreement that established the Auburn-Lewiston Municipal Airport as follows:

ARTICLE III - AIRPORT BOARD ORGANIZATIONAL STRUCTURE

Board of Directors

Section 1. Membership

The Board ~~will shall~~ consist of ~~nine five nine~~ members. The Auburn City Manager and the Lewiston City Administrator shall each designate two staff members from their respective cities based on experience in transportation, public works, finance, or economic development~~The Finance Director of Lewiston and the City Manager of the City of Auburn or their designated representatives will be members of the Board by virtue of their respective offices. A third member of the Board shall be a Councilor of the City of Lewiston and shall be nominated by the Mayor and confirmed by the Lewiston City Council at their first regular meeting. A fourth member of the Board shall be a Councilor of the City of Auburn and shall be nominated by the Mayor and confirmed by the Auburn City Council at their first regular meeting. A fifth member of the Board will be a resident of the City of Auburn and will be appointed by the Auburn City Council. The sixth member of the Board will be a resident of the City of Lewiston and will be appointed by the Lewiston City Council. The seventh member of the Board shall be nominated by the Chamber of Commerce and will be elected by the above six members. The seventh member shall be a resident of Auburn or Lewiston, but will not hold any public municipal office or be a member of any municipal board or committee. After the first election of the seventh member, that member thereafter will be a resident of the alternate city of the previous seventh member. If the eight are unable to agree upon the naming of a seventh member to the Board, any Justice of the Superior Court or Supreme Judicial Court will, on petition of any five members, select the seventh member of the Board.~~

The ~~fifth eighth~~ member of the board shall be the Executive Director of an employee representative of the Androscoggin Valley Council of Governments or their designee. The sixth member shall be a Councilor of the City of Lewiston, the seventh member shall be a Councilor of the City of Auburn, and the eight and ninth members will be ex officio members appointed by the board. ~~The ninth member would be a employee representative of the Lewiston Auburn Economic Growth Council. In the event the Lewiston Finance Director or the Auburn City Manager shall die, become incapacitated, resign or is discharged from said~~

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Phillip L. Crowell, Jr., City Manager



City Council Order

~~offices, their respective City Council shall appoint a member to the Board and such member shall serve only until the respective offices are filled. In the event the Executive Director employee representative of the Androscoggin Valley Council of Governments or the Employee representative of the Lewiston Auburn Economic Growth Council shall die, become incapacitated, resign or is discharged from said offices, their respective agency director vacates the position without naming a representative to serve the AVCOG Board Chair shall appoint a member to the Board and such member shall serve only until the respective offices is are filled.~~

~~The third and fourth members of the Board shall only serve while a Councilor of the City of Lewiston and a Councilor of the City of Auburn, respectfully. In the event that either of said additional members and the fifth, sixth or seventh members shall cease to be residents of their respective Cities or should die, become incapacitated, resign from the Board or are discharged from membership, a successor shall be appointed in the same manner as indicated above to serve out the remainder of his term.~~

~~By a majority vote of four *five* members, formal written notice may be given by the Board to the appointing authority of any member of the Board requesting the removal of said member. ——— The decision of the appointing authority shall be binding.~~

Members of the Board will serve without compensation other than the compensation from the entity they represent but may be reimbursed for their actual expenses incurred in the performance of their duties upon approval of the Board.

Section 2. Terms of Office (After Initial Appointments)

Auburn Staff – By virtue of the appointment

Auburn Staff – By virtue of the appointment

Lewiston Staff – By virtue of the appointment

Lewiston Staff – By virtue of the appointment

AVCOG Executive Director - By virtue of the position

~~Lewiston Finance Director – By virtue of the office.~~

~~Auburn City Manager – By virtue of the office.~~

~~Lewiston Councilor – While a Councilor of the City of Lewiston. Auburn Councilor – While a Councilor of the City of Auburn.~~

~~Fifth Member (Auburn Resident) – Three year term. Sixth Member (Lewiston Resident) – Three year term.~~

~~Seventh Member (Alternating Resident) – Three year term.~~

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 59-05012023

City Council Order

~~Eighth Member (AVCOG) — By virtue of position Ninth Member (LAEGC) — By virtue of position~~

Passage on 6-5-2023 as amended to include a Councilor from the City of Lewiston, a Councilor from the City of Auburn and two ex officio members appointed by the board, 7-0.

Note: The Lewiston City Council voted in opposition of the order to amend the interlocal agreement at their City Council meeting held on June 6, 2023, therefore no changes were made.

Richard Whiting, Ward One
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Ryan Hawes, Ward Two
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

TITLE: ORDER - Reallocating Unspent Proceeds from the City's 2020 General Obligation Bonds.

WHEREAS, on November 12, 2020, the City of Auburn issued its 2020 General Obligation Bonds in the aggregate principal amount of \$8,460,000 (the "2020 Bonds") pursuant to City Council Order No. 67-06012020 (adopted June 15, 2020) (the "2020 Bond Order"), \$900,000 of the proceeds of which was authorized to be used to finance economic development activities and described as the Downtown Vision project (referred to as the "Downtown Vision Project"); and

WHEREAS, there remain unspent proceeds of the 2020 Bonds borrowed for the Downtown Vision Project, which excess proceeds the City Council desires to reappropriate and reallocate to be used as part of a loan forgiveness / grant program to promote and support economic development activity and private capital investment in the City (referred to as the "Downtown Investment Incentive Program");

NOW, THEREFORE, by the City Council of the City of Auburn, be it hereby ORDERED:

THAT the City Council makes the following findings and determinations:

- There is an urgent and growing need to promote and support economic development activity and private capital investment in the City of Auburn.
- The City's financial support for qualified development projects through the Downtown Investment Incentive Program would incentivize the creation of significant new development activities in the City.
- Based on the foregoing, the City's promotion of and financial support for qualified projects through the Downtown Investment Incentive Program will generate substantial direct and indirect economic and other public benefits for the City and its residents and constitutes a good and valid public purpose and will contribute to the creation of new employment opportunities and the economic growth and well-being of the inhabitants of the City.
- Any adverse economic effect on or detriment to the City in the promotion of and financial support for qualified projects through the Downtown Investment Incentive Program is outweighed by the public benefit that will follow from the investment in and development of such qualified economic development projects, including but not limited to the creation of new employment opportunities, the economic growth and well-being of the City and the betterment of the health, welfare and safety of its inhabitants.

Richard Whiting, Ward One
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Phillip L. Crowell, Jr., City Manager



City Council Order

THAT the excess proceeds of the 2020 Bonds, in the amount not to exceed \$400,000 be and hereby are appropriated from the amount borrowed as part of the 2020 Bonds (the "Reallocated Bond Proceeds") for the Downtown Vision Project to fund the Downtown Investment Incentive Program.

THAT the City Manager be and hereby is authorized and empowered, in the name and on behalf of the City, establish a loan forgiveness / grant program (the "Loan and Grant Program") to promote and support economic development activity and private capital investment in the City and to allocate Reallocated Bond Proceeds to such economic development activity and private capital investment in and adjacent to the City's downtown as he shall deem suitable and appropriate.

THAT the City Manager be and hereby is authorized and empowered, in the name and on behalf of the City, to establish and implement eligibility criteria and performance benchmarks appropriate to the administration of such Loan and Grant Program, which criteria and benchmarks (including the appropriate time schedule) may be established and implemented on a programmatic or a project specific basis, or some combination thereof (the "Project Incentive Requirements").

THAT the City Manager be and hereby is authorized and empowered, in the name and on behalf of the City, to approve up to Two Hundred Fifty Thousand Dollars (\$250,000) in incentive funds per project under the Loan and Grant Program, until all available Bond funds (but not to exceed 5% of the issue price of the 2020 Bonds) are depleted, which funds shall be disbursed for a qualifying project initially through a forgivable loan financing structure (a "Forgivable Loan") that will establish the particular Project Incentive Requirements for a qualifying project that must be met in order for funds to be disbursed.

THAT the City Manager be and hereby is authorized and empowered, in the name and on behalf of the City, to determine that the particular Project Incentive Requirements for a given Forgivable Loan have been adequately met and that, following such determination, the City Manager be and hereby is authorized and empowered, in the name and on behalf of the City, to convert the Forgivable Loan to a grant that need not be repaid by the recipient; provided further that if the City Manager determines that the particular Project Incentive Requirements for a given Forgivable Loan have not been adequately met, then such Forgivable Loan shall be repaid to the City under terms and conditions to be established by the City Manager.

THAT the City Manager be and hereby is authorized and empowered in the name and on behalf of the City, to do or cause to be done all such acts and things, and to execute and deliver, all such agreements, certificates, and other documents as may be necessary or advisable to carry out the provisions of this Order.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 60-05012023

City Council Order

A Public Notice describing the repurposing of the unspent proceeds of the 2020 Bonds was published on or before Saturday, April 29, 2023, in the Sun Journal, a daily newspaper published in the City of Auburn and in Androscoggin County.

A public hearing was held on May 15, 2023.

NOTE: Must be approved by roll call vote.

Passage of first reading on 5/01/2023 5-0
(Councilors Morin and Staples absent).

Passage of second reading on 5/15/2023
7-0.

Richard Whiting, Ward One
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Phillip L. Crowell, Jr., City Manager



ORDER 61-05012023

City Council Order

IN CITY COUNCIL

ORDERED, that that City Council hereby adopts the CDBG/HOME Annual Action Plan for Program Year 2023 as recommended by the Business & Community Development Department.

Passage on 5/1/2023 5-0 (Councilors Morin and Staples absent).

Richard Whiting, Ward One
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 62-05152023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Robert Cavanagh to the Age Friendly Community Committee, with a 06/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 5/15/2023 7-0.

Richard Whiting, Ward One
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 63-05152023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Sally Gagnon to the Age Friendly Community Committee, with a 06/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 5/15/2023 7-0.

Richard Whiting, Ward One
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 64-05152023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Diane Vincent to the Age Friendly Community Committee, with a 06/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 5/15/2023 7-0.

Richard Whiting, Ward One
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 65-05152023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Benjamin Weisner to the Age Friendly Community Committee, with a 06/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 5/15/2023 7-0.

Richard Whiting, Ward One
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 66-05152023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Dan Bilodeau to the Auburn Sewer District Board of Trustees, with a 03/01/2027 term expiration as nominated by the Appointment Committee.

Passage on 5/15/2023 7-0.

Richard Whiting, Ward One
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 67-05152023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Brad Kowalski to the Auburn Sewer District Board of Trustees, with a 03/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 5/15/2023 7-0.

Richard Whiting, Ward One
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 68-05152023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Britny Anderson to the Parks and Recreation Advisory Board, with a 10/01/2024 term expiration as nominated by the Appointment Committee.

Passage on 5/15/2023 7-0.

Richard Whiting, Ward One
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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

Ordered that the Auburn City Council hereby adopts and approves the following School Budget articles for Fiscal Year 2023-2024.

1. That \$19,300,554 be authorized to be expended for Regular Instruction;
2. That \$ 12,882,836 be authorized to be expended for Special Education;
3. That \$-0- be authorized to be expended for Career and Technical Education;
4. That \$ 898,147 be authorized to be expended for Other Instruction;
5. That \$ 3,806,698 be authorized to be expended for Student and Staff Support;
6. That \$ 1,200,966 be authorized to be expended for System Administration;
7. That \$ 2,413,311 be authorized to be expended for School Administration;
8. That \$ 2,178,859 be authorized to be expended for Transportation and Buses;
9. That \$ 5,679,257 be authorized to be expended for Facilities Maintenance;
10. That \$ 10,329,269 be authorized to be expended for Debt Service and Other Commitments;
11. That \$ 39,644 be authorized to be expended for All Other Expenditures;
12. That \$ 51,699,304.09 be appropriated for the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and that \$15,245,364.83 be raised as the municipality's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688;

Explanation: *The city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding*

Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.

13. That \$1,187,586 be raised and appropriated for the annual payments on debt service previously approved by the city's legislative body for non-state-funded school construction projects or non-state-funded portions of school construction projects, in addition to the funds appropriated as the local share of the city's contribution to the total cost of funding public education from Pre-kindergarten

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Phillip L. Crowell, Jr., City Manager



City Council Order

to grade 12 as described in the Essential Programs and Services Funding Act in accordance with Maine Revised Statutes, Title 20-A, Section 15690 (2A);

Explanation: *Non-state-funded debt service is the amount of money needed for the annual payments on the city's long-term debt for major capital school construction projects that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the voters or other legislative body.*

14. That \$3,150,553 be raised and appropriated in additional local funds, which exceeds the State's Essential Programs and Services allocation model by \$3,150,553, as required to fund the budget recommended by the School Committee.

The School Committee recommends \$3,150,553, which exceeds the State's Essential Programs and Services allocation model by \$3,150,553. The School Committee gives the following reasons for exceeding the State's Essential Programs and Services funding model:

The Essential Programs and Services funding model does not recognize all of the costs of special education services, transportation services, instructional services, co-curricular services and other services that the School Department provides.

Explanation: *The additional local funds are those locally raised funds over and above the city's local contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment on non-state-funded debt service that will help achieve the school department budget for educational programs.*

15. That the school committee be authorized to expend \$58,729,542 for the fiscal year beginning July 1, 2022 and ending June 30, 2023 from the city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, fund balances, state subsidy and other receipts for the support of schools;

16. That the City of Auburn appropriate \$341,747 for Adult Education and raise \$213,644 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.

17. That in addition to amounts approved in the preceding articles, the School Committee be authorized to expend such other sums as may be received from federal or state grants or programs or other sources during the fiscal year for school purposes, provided that such grants, programs or other sources do not require the expenditure of other funds not previously appropriated.

Richard Whiting, Ward One
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Phillip L. Crowell, Jr., City Manager



City Council Order

18. That in addition to amount approved in the preceding articles, the School Committee be authorized to transfer up to \$125,000 from the School Department's unexpended balances at the end of the 2022-2023 fiscal year to the Edward Little High School Capital Reserve Fund for the purpose of funding capital improvement projects, facility upgrades, and plant maintenance at the new Edward Little High School and adjacent athletic facilities.

19. That in addition to amount approved in the preceding articles, the School Committee be authorized to transfer up to \$125,000 from the School Department's unexpended balances at the end of the 2022-2023 fiscal year to the School Technology Equipment Reserve Fund for the purpose of funding purchase and maintenance of computers, tablets, audiovisual equipment, and related technology for the School Department.

Passage on 5/15/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
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Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

Approval of Credit Enhancement Agreement with American Development Group, LLC

WHEREAS, the City of Auburn (the “City”) designated the **TIF #27 Stable Ridge Municipal Development and Tax Increment Financing District** (the “District”) pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, by action of the City Council at a meeting of the City Council held on March 20, 2023 (the “Vote”) and pursuant to the same Vote adopted a development program and financial plan for the District (the “Development Program”); and

WHEREAS, the Maine Department of Economic and Community Development approved the District and the Development Program on April 24, 2023; and

WHEREAS, American Development Group, LLC (the “Developer”) has undertaken the construction of apartments within the District; and

WHEREAS, the Development Program authorized the City Council to approve a credit enhancement agreement with the Developer, following a public hearing, in an amount of up to \$500,000 for a maximum of 10 years; and

WHEREAS, the City and the Developer desire and intend that this Credit Enhancement Agreement be and constitute such credit enhancement agreement contemplated by and described in the Development Program.

ORDERED AS FOLLOWS:

The City Manager is hereby authorized and directed to enter into the specific credit enhancement agreement with American Development Group, LLC in substantially the form as presented to the City Council and consistent with the procedural requirements that are described in the Development Program.

FAILED unanimously on 5/15/2023 (0-7).

Richard Whiting, Ward One
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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 71-06052023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints the following to serve as Wardens & Ward Clerks for the June 13, 2023 Election.

Audrey Murphy - Warden
Christine Sirois – Ward Clerk
Robert Hayes – Warden
Paul Ouellette – Ward Clerk
Doreen Jordan – Warden
Alice Dill – Ward Clerk

Passage on 6/05/2023 7-0.

Richard Whiting, Ward One
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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 72-06052023

City Council Order

IN CITY COUNCIL

Ordered that the Auburn City Council hereby confirms Mayor Levesque's appointment of Councilor Rick Whiting to the Auburn Lewiston Airport Board.

Passage on 6/05/2023 7-0.

Richard Whiting, Ward One
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 73-06052023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute a donation agreement with Sultan Corporation for the donation of 7 Chestnut Street (Auburn Tax Parcel 250-335).

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 74-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of 188 Chicoine Avenue, Parcel ID 226-027 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 75-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of Garfield Road, Parcel ID 216-062 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 75-06052023

City Council Order

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
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Jason J. Levesque, Mayor

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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 76-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of 126 Goff Street, Parcel ID 250-382 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
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Leroy G. Walker, Ward Five
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Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 77-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of 140 Northern Avenue, Parcel ID 271-080-001 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 78-06052023

City Council Order

IN CITY COUNCIL

ORDERED the City Council hereby authorizes the City Manager to execute the sale of Smith Street, Parcel ID 198-063 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 79-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of South Witham Road, Parcel ID 161-009 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 80-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of Union Street, Parcel ID 240-169 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 81-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of 18 Western Prom, Parcel ID 250-383 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 82-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of 59 Willard Road, Parcel ID 266-045 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 83-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of 192 Winter Street, Parcel ID 260-022 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 83-06052023

City Council Order

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 84-06052023

City Council Order

IN CITY COUNCIL

ORDERED, the City Council hereby authorizes the City Manager to execute the sale of 86 Western Ave, Parcel ID 230-026 (city-owned property) through Bill Bergeron with Fontaine Family Realty.

Passage on 6/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 85-06202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Jane Costlow to the Sustainability and Natural Resource Management Board with a term expiration of 4/1/2026.

Passage on 6/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 85-06202023

City Council Order

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 86-06202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints George Monteith and Dustin Pepin as Constables with firearm/arrest powers for the Auburn Police Department.

Passage on 6/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 87-06202023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby authorizes the cancellation of the Regular City Council meeting that is scheduled for Monday, July 3, 2023.

Passage on 6/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 88-06202023

City Council Order

IN CITY COUNCIL

ORDERED, that that City Council hereby authorizes the use of \$102,000 in ARPA funds for the Third Space Incentive Program, which will comply with established program guidelines and meet all ARPA rules, regulations, and guidance.

Passage on 6/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 89-06202022

City Council Order

IN CITY COUNCIL

ORDERED, that the Auburn City Council hereby approves the Special Event/Mass Gathering permit for the Liberty Festival to be held July 4, 2023 (rain date July 5, 2023) at Great Falls, Festival Plaza, and surrounding areas.

Passage on 6/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDER OF THE AUBURN CITY COUNCIL

June 20, 2023

WHEREAS, the City is authorized pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, to adopt a Tax Increment Financing District and Development Program; and

WHEREAS, the City has received a proposal from Agren Appliance for the commercial development of certain property within its General Business zoning district located on Adamian Drive; and

WHEREAS, adopting and implementing the proposed District and Development Program will provide opportunities for significant new commercial development within the City and new employment opportunities for residents of the City and surrounding communities, and will improve and broaden the tax base of the City and improve the general economy of the City, the region and the State of Maine; and

WHEREAS, the City has held a public hearing on the proposed Agren Appliance Warehouse Municipal Development and Tax Increment Financing District #28 (the "District") in accordance with the requirements of 30-A MRSA §5226(1) upon at least ten (10) days prior notice published in a newspaper of general circulation within the City; and,

WHEREAS, the City desires to designate the proposed District and adopt the proposed Development Program as presented to the City Council this day and as has been on file in the City Clerk's Office at City Hall; and

WHEREAS, it is anticipated that the Commissioner of the Maine Department of Economic and Community Development ("DECD") will approve the designation of the District and adoption of the Development Program;

NOW THEREFORE, the City Council hereby Orders as follows:

Section 1. The City Council hereby finds and determines that:

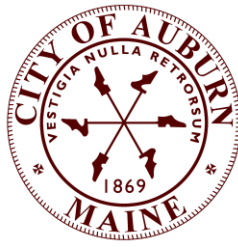
(a) Adoption and implementation of the District and the Development Program will generate substantial economic benefits for the City and its residents, including employment opportunities, broadened and improved tax base and economic stimulus, and therefore constitute a good and valid public purpose and will contribute to the economic growth or well-being of the inhabitants of the City or to the betterment of the health, welfare or safety of the inhabitants of the City; and

(b) The City Council has considered all evidence presented to it with regard to any adverse economic effect on or detriment to any existing business and has found and determined that adoption and implementation of the District and the Development Program will not result in a substantial

Richard Whiting, Ward One
Joseph Morin, Ward Four
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Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

detriment to any existing business in the City, and any adverse economic effect of the District and the Development Program on any existing

EXHIBIT I: RECORD OF DISTRICT DESIGNATION AND DEVELOPMENT PLAN ADOPTION business in the City is outweighed by the contributions expected to be made by the projects and improvements described in the District and the Development Program to the economic growth or well-being of the City or to the betterment of the health, welfare or safety of the inhabitants of the City.

Section 2. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby designates the City of Auburn Municipal Development and Tax Increment Financing District #28 (the "Agren Appliance Warehouse Development District") as presented to the City Council.

Section 3. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby adopts the Development Program for the Agren Appliance Warehouse Development District in the form presented to the City Council.

Section 4. The foregoing designation of the District and adoption of the Development Program shall automatically become final and shall take full force and effect upon approval of the District and Development Program by the Commissioner of the State of Maine Department of Economic and Community Development (DECD), without requirement of any further action by the City, the City Council, or any other party.

Section 5. Pursuant to the provisions of 30-A M.R.S.A. §5227, the percentage of the Increased Assessed Value to be retained as Captured Assessed Value in the District and the term of said District is confirmed as set forth in the Development Program.

Section 6. The City Manager be and hereby is authorized and directed, on behalf of the City of Auburn, Maine, to submit to the Commissioner of DECD for review and approval, pursuant to the requirements of 30-A M.R.S.A. §5226(2), the application and such other documentation as may be necessary or appropriate for the final approval of this District and the Development Program. The City Manager is further authorized and empowered, at his or her discretion from time to time, to make such technical revisions to the District or the Development Program for the District, or to the scope, cost or description of the public improvements to be financed with the portion of tax increment revenues generated by the District and retained by the City as described in the Development Program, as the City Manager deems reasonably necessary or convenient in order to facilitate the process for review and approval of the District and Development Program by DECD, or for any other reason, so long as such revisions are not inconsistent with these resolutions or the basic structure and intent of the District and the Development Program.

Section 7. The City Manager be and hereby is authorized, empowered and directed to enter into the agreements contemplated by the Development Program, in the name of and on behalf of the City, such agreements to be in such form and to contain such terms and provisions, not inconsistent with the

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 90-06202023

City Council Order

Development Program, as the City Manager may approve, the City Manager's approval to be conclusively evidenced by his or her execution thereof.

This Order shall take effect immediately upon adoption.

Passage on 6/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 91-06202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council directs the Planning Board to hold a public hearing on additional changes to “Proposal B”, Article IV District Regulations, Division 2 Agriculture and Resource Protection District as recommended in the attached memo, Titled: Planning Board recommendation to City Council on AGRP Zone Proposals A and B.

Passage on 6/20/2023 5-2 (Councilors Hawes and Milks opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 92-06202023

City Council Order

IN CITY COUNCIL

ORDERED, that Auburn City Council authorizes the City Manager and/or his designee to execute the final purchase and sale agreement of the for tax map 211, lot 288 for 1.08 acres for fire engine 2 replacement.

Passage on 6/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 93-07102023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute the Collective Bargaining Agreement with the MSEA SEIU Local 1989, effective 07/01/2023.

Passage on 7/10/2023 6-0 (Councilor Whiting absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 94-07102023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby accepts the sealed bid from Olan Oleg Opalnyk for 103 Newbury Street and authorizes the City Manager to execute the sale.

Passage on 7/10/2023 as amended 6-0 (Councilor Whiting absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 95-07102023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby accepts the sealed bid from Olan Oleg Opalnyk for 115 Newbury Street and authorize the City Manager to execute the sale.

Passage on 7/10/2023 as amended 6-0 (Councilor Whiting absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 96-07102023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby accepts the sealed bid from ~~Olav~~ Oleg Opalnyk for 351 Main Street and authorizes the City Manager to execute the sale.

Passage on 7/10/2023 as amended 6-0 (Councilor Whiting absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 97-07102023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes retaining 369 Main Street and further authorizes the City Manager to market and execute the sale of 369 Main Street through Bill Bergeron with Fontaine Family Realty.

Passage on 7/10/2023 6-0 (Councilor Whiting absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 98-07102023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby authorizes the cancellation of the Regular City Council meeting that is scheduled for Monday, July 17, 2023.

Passage on 7/10/2023 5-1 (Councilor Gerry opposed, Councilor Whiting absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 99-08072023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby confirms Chief Jason Moen's appoints of Stephen Easley, Cameron Winslow, Dustin Pepin, and Mattingly Simaan as Constables with firearm/arrest powers for the Auburn Police Department.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 100-08072023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby confirms Chief Jason Moen's appointment of Cameron Mason as Constable, without firearm, for the Auburn Police Department.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 101-08072023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby casts the voting ballot for the 2024 Maine Municipal Association's Vice President and Executive Committee Members as nominated by the MMA Nominating Committee as follows:

Vice President, 1-year term:

Melissa Doane, Bradley Town Manager

Executive Committee Members, 3-year terms:

Shiloh LaFreniere, Jay Town Manager

Nathaniel Rudy, Gray Town Manager

Dina Walker, Weld Selectperson

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 102-0872023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby confirms the Mayor's appointment of Andy Titus as a full member of the Ethics Panel with a term expiration of November 1, 2025.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 103-08072023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes Mayor Jason J. Levesque., on behalf of the City of Auburn, to execute the Edward Byrne Justice Assistance Grant Program FY 2023 Local Solicitation – Certifications and Assurances by the Chief Executive of the Applicant Government document to be submitted with the grant application.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 104-08072023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the Mass Gathering permit for the September 9, 2023 Auburn Blues & Brews event sponsored by the City of Auburn.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 105-08072023

City Council Order

IN CITY COUNCIL

ORDERED, that that City Council hereby authorizes an additional \$50,000 in ARPA funds for the continuation of the Victory Garden program into 2024, which will comply with established program guidelines and meet all ARPA rules, regulations and guidance.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 106-08072023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute the Collective Bargaining Agreement with the District Lodge 4, Local S-89, effective August 26, 2023.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 105-08072023

City Council Order

IN CITY COUNCIL

ORDERED, that that City Council hereby authorizes an additional \$50,000 in ARPA funds for the continuation of the Victory Garden program into 2024, which will comply with established program guidelines and meet all ARPA rules, regulations and guidance.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Resolve

IN CITY COUNCIL

ORDER, authorizing the Auburn-Lewiston Municipal Airport Board of Directors to designate and sell surplus personal property, with a value in excess of \$1,000, through December 31, 2023.

WHEREAS, the Auburn-Lewiston Airport is a joint agency between the Cities of Auburn and Lewiston; and

WHEREAS, the 1979 Interlocal Agreement, Article VIII, lays out the requirement that all surplus property with a value in excess of \$1,000 may only be sold with the approval of the respective City Councils; and

WHEREAS, the Airport Board of Directors will be reviewing surplus and unused property during its review of operations during the current fiscal year;

NOW, THEREFORE, BE IT ORDERED by the **CITY COUNCIL** of the **CITY of AUBURN**,

To authorize the Auburn-Lewiston Municipal Airport Board of Directors to designate and sell surplus personal property, with a value in excess of \$1,000, through December 31, 2023.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Resolve

IN CITY COUNCIL

ORDER, authorizing an amendment to the hanger loan between the City's General Fund and the Auburn-Lewiston Municipal Airport to extend its maturity to from FY2034 to FY2036.

WHEREAS, the Auburn-Lewiston Airport is a joint agency between the Cities of Auburn and Lewiston; and

WHEREAS, in 2014, the Airport purchased Hangar #5 from a developer through a \$2.2 million loan provided by the Cities of Auburn and Lewiston; and

WHEREAS, in 2018, due to the lease cancellation by Lufthansa, the Airport requested an amendment to loan to move the maturity date from FY2027 to FY2034; and

WHEREAS, the subsequent tenant in Hangar #5, Elite Airways, was evicted in March 2023 due to non-payment; and

WHEREAS, the Airport Board needs the financial flexibility for FY2023 and FY2024 to resolve challenges with the abandoned property at the hangar, the shift of financial liability for utilities, and to identify a viable tenant;

NOW, THEREFORE, BE IT ORDERED by the CITY COUNCIL of the CITY of AUBURN,

That the loan between the City's General Fund and the Auburn-Lewiston Municipal Airport be amended to extend the maturity from FY2034 to FY2036.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER: 109-08072023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the Liquor License for Gipper's Sports Grill, LLC., located at 120 Center Street, Auburn, ME.

Passage on 8/07/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 110-08212023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby directs City Manager to provide a report to the city council on October 16, 2023 to build an aquatic center which will include the cost, funding sources, locations, and partnerships.

Passage on 8/21/2023 6-1 (Councilor Whiting opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 111-08212023

City Council Order

IN CITY COUNCIL

ORDERED, that the City of Auburn City Council hereby approves the allocation of ~~\$50~~100,000.00 from the American Rescue Plan Act (ARPA) funding to the Safe Voices Sexual Assault Crisis Center to support the renovation costs for their comprehensive resource center located at 100 Lisbon Street in Lewiston.

Passage on 8/21/2023 as amended 5-2 (Councilors Walker and Gerry opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 112-08212023

City Council Order

IN CITY COUNCIL

ORDERED, that the City of Auburn City Council hereby approves the allocation of \$20,000.00 from the American Rescue Plan Act (ARPA) funds to the Boys & Girls Club of Southern Maine – Auburn Clubhouse with \$10,000 to be the “Presenting Sponsor” for the “Fall for the Kids” fundraising event and an additional \$10,000 for additional Auburn programming.

Passage on 8/21/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 113-09052023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the annual renewal request for an Auto Graveyard/Junkyard permit for Randy's Auto Parts, Inc., 899 Broad Street.

Passage on 9/5/2023 6-1 (Councilor Gerry opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 114-09052023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the annual renewal request for an Auto Graveyard/Junkyard permit for M & P Auto, Inc., 227 Merrow Road.

Passage on 9/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the annual renewal request for an Auto Graveyard/Junkyard permit for Don's No Preference Towing of L/A, Inc., dba Morris Auto Parts, 940 Washington St. North, subject to the following conditions imposed pursuant to Sec. 14-74(a) of the Code of Ordinances and 30-A M.R.S. § 3751 *et seq.*:

1. Any vehicle containing fluids or batteries shall only be stored or dismantled within the area shown as "Storage of vehicles w/fluids + batteries limited to this area" on an aerial map entitled "940 Washington Street – 2012 Flood Plain Zones – 2013 Aerial" (the "Compliance Plan"), on file in the City's Planning and Permitting Office, and in no event shall any vehicle containing fluids or batteries be stored or dismantled within 100 feet of the normal high water line of the Little Androscoggin River.
2. No vehicles or junk shall be stored or dismantled within 50 feet of the normal high water line of the Little Androscoggin River.
3. Tires shall be stored at least 100 feet from the normal high water line of the Little Androscoggin River, except that if tires are maintained within a fenced enclosure of sufficient height and durability to contain the tires within the enclosure, they may be stored more than 50 feet but less than 100 feet from the normal high water line of the Little Androscoggin River.
4. The used car display area shall be limited to the area of the premises that is located north of the rectangular building shown on the Compliance Plan.
5. The driveway entrance to the premises and exit onto Washington Street North shall at all times be kept free and clear of dust and debris so that dust and debris is not tracked onto Washington Street North or any other public street.
6. Licensee shall cooperate with the City's Director of Planning and Permitting or their designee, who is to conduct inspections of the premises for compliance with (a) these conditions, (b) Sec. 14-74(c) of the Code of Ordinances, and (c) 30-A M.R.S. § 3751 *et seq.* no less frequently than quarterly. If any violations are observed as a result of such an inspection, they shall be communicated to the licensee for immediate remediation and, if not immediately remediated, to the City Council for potential suspension or revocation proceedings.

Passage on 10/16/2023 as amended 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 116-09052023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the annual renewal request for an Auto Graveyard/Junkyard permit for Prolerized New England Company, LLC., 522 Washington St. North.

Passage on 9/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 117-09052023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the annual renewal request for an Auto Graveyard/Junkyard permit for Isadore T. Miller, 79 & 80 Hotel Road.

Passage on 9/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 118-09052023

City Council Order

IN CITY COUNCIL

ORDERED, that that City Council hereby authorizes The City Manager to execute a real estate transaction to swap City owned parcel 271-100-000 for privately held parcel 261-056-002 and any associated paperwork required.

Passage on 9/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby directs the City Clerk through the City Manager to place the following referendum question before the residents of the City of Auburn on the November 7, 2023, election ballot:

Shall the City of Auburn authorize the issuance of general obligation bonds or notes in anticipation of such bonds in the principal amount not to exceed \$45,000,000 and appropriate the proceeds of such bonds, together with investment earnings, if any, to fund the construction of a new public safety facility at 550 Minot Avenue in Auburn to house the headquarters of the City's Police Department and Fire Department, including all necessary professional services, real estate acquisition and off-site improvements related to such construction project, costs of issuance and capitalized interest as permitted?

Financial Statement: The issuance of bonds by the City of Auburn is one of the ways in which the City borrows money for certain purposes. The following is a summary of the bonded indebtedness of the City of Auburn as of November 7, 2023:

Principal of Bonds to be Issued if Approved by Voters:	\$45,000,000
Estimate of Interest on Bonds to be Issued if Approved:	<u>\$37,800,000</u>
Total Debt to be Issued if Approved by Voters:	\$82,800,000

When money is borrowed by issuing bonds, the City must repay not only the principal amount of the bonds but also interest on that amount as well. Principal on the bonds will be repaid in approximately equal annual installments over a period not to exceed 30 years, along with interest, which will be paid semi-annually. The amount of interest to be paid will vary depending on the rate of interest and the years of maturity at the time of issuance, which is expected to be no sooner than 2024. An estimate of the total interest that may reasonably be expected to be paid on the issue submitted herewith for authorization is \$37,800,000, based on an interest rate of 4.00%. The total principal and interest to be paid over the life of the bonds on the issue submitted herewith, if authorized, is thus estimated to be \$82,800,000.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 119-09052023

City Council Order

The validity of the bonds and of the voters' ratification of the bonds may not be affected by any errors in the foregoing estimate of the costs involved, including varying interest rates, the estimated cost of interest on the bond amount to be issued, and the total cost of principal and interest to be paid at maturity. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

Jill Eastman

Treasurer, City of Auburn

A TRUE COPY

ATTEST _____

Susan Clements-Dallaire, City Clerk Date

Passage on 9/5/2023 6-1 (Councilor Gerry opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 120-09052023

City Council Order

IN CITY COUNCIL

ORDERED, that the City of Auburn City Council hereby approves the allocation of \$10,000.00 from the American Rescue Plan Act (ARPA) funds for Literacy Volunteers – Androscoggin programs.

Passage on 9/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 121-09052023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Manager Execute a Purchase and Sale Agreement with Jim Wu for the Sale of 80 Lake Street (Parcel ID 239-114), 7 Fern Street (Parcel ID 239-113), and 9 Fern Street (Parcel ID 239-112) for One Hundred Thousand Dollars (\$100,000).

Passage on 9/5/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 122-09182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby confirms Chief Moen's appointment of Brent Bynum as Constable with firearm/arrest powers for the Auburn Police Department.

Passage on 9/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 123-09182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby accepts the transfer of \$1,896.00 to Auburn Police Department (Unified Criminal Court Docket No. CR-2020-01965).

Passage on 9/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 124-09182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby accepts the transfer of \$2,114.00 to Auburn Police Department (Unified Criminal Court Docket No. CR-2019-02569).

Passage on 9/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 125-09182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby accepts the transfer of \$1,421.00 to Auburn Police Department (Unified Criminal Court Docket No. CR-22-2172).

Passage on 9/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 126-09182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby accepts the transfer of \$557 to Auburn Police Department (Unified Criminal Court Docket No. CR-23-1609).

Passage on 9/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 127-09182023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby authorizes the cancellation of the Regular City Council meeting that is scheduled for Monday, October 2, 2023 and calls a Special City Council Meeting to be held on Monday, October 23, 2023.

Passage on 9/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 128-09182023

City Council Order

IN CITY COUNCIL

ORDERED, that Chestnut Street, as laid out on plan and titled “Conveyances & Partial Discontinuance of Chestnut Street”, as recommended by the Auburn Planning Board and approved by the Auburn City Council and to be recorded at the Androscoggin County Registry of Deeds , is hereby discontinued 250’ +/- as a City Street as provided in Title 23 M.R.S.A § 3026-A, 1-6 et sequ:

LOCATION:

Exhibit B
0.23 Acre (9,996 sq. ft.) Discontinuance of a Portion of Chestnut Street
City of Auburn, County of Androscoggin, State of Maine
September 1, 2023

A portion of land of Chestnut Street, so-called, between Winter Street, so-called, and Webster Street, so-called, in the City of Auburn, County of Androscoggin, and State of Maine, being more particularly bounded and described as follows, to wit:

Beginning at a point on the northwesterly side of Chestnut Street at the southwesterly corner of land now or formerly of John R & Barbara J. Landry (Book 6864, Page 210), said point being in a general southwesterly direction, along the northwesterly side of Chestnut Street, a distance of 90 feet, more or less, from the westerly side of Winter Street;

Thence, from the Point of Beginning, South 40° 33’ 36” East, crossing said Chestnut Street, a distance of 40.19 feet to a point on the southeasterly side of Chestnut Street and the northwesterly side of land now or formerly of the City of Auburn (Book 1168, Page 229);

Thence, South 43° 48’ 18” West, along the said southeasterly side of Chestnut Street, said land now or formerly of the City of Auburn, and land now or formerly of Sultan Corp (Book 5488, Page 202), a distance of 248.75 feet to a point;

Thence, North 43° 50’ 03” West, crossing said Chestnut Street, a distance of 40.03 feet to a point on the said northwesterly side of Chestnut Street at the southeasterly corner of land now or formerly of Hero Homes, LLC (Book 9614, Page 308), said point being in a general northeasterly direction, along the northwesterly side of Chestnut Street, a distance of 209 feet, more or less, from the easterly side of Webster Street;

Thence, North 43° 48’ 18” East, along the said northwesterly side of Chestnut Street and land now or formerly of the City of Auburn (Book 1168, Page 229), a distance of 251.05 feet to the Point of Beginning.

The above-described parcel of land contains 0.23 acres, more or less (9,996 sq. ft, more or less).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager

All bearings are referenced to Maine State Grid, West Zone, NAD and based on a plan entitled, "Plan showing Conveyances & Partial Discontinuance of Chestnut Street", made for the City of Auburn, dated August 31, 2023, surveyed by Main-Land Development Consultants, Inc.

All Book and Pages refer to the Androscoggin County Registry of Deeds.

Meaning and intending to describe a portion, and only a portion, of Chestnut Street to be discontinued by the City of Auburn. All rights for public and private utilities are retained per § 3026-A, (6)

ABUTTERS:

John & Barbara Landry
28 Winter Street
Auburn, Maine 04210
PID 250-279

Sultan Corp
PO Box 7065
Lewiston, Maine 04242
PID 250-335

Hero Homes LLC
19 Fae Lane
Gorham, Maine 04038
PID 250-333

DAMAGES:

Amount of Damages: \$0 The discontinuance does not affect any property owner in any way as access is not effected to the property.

PUBLIC EASEMENT: All rights for public and private utilities are retained per § 3026-A, (6)

Abstained
Richard Whiting

In Favor
Ryan Hawes

In-Favor
Stephen G. Milks

In-Favor
Joseph Morin

Opposed
Leroy G. Walker

In-Favor
Dana Staples

In-Favor
Belinda A. Gerry

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk Date

Passage on 9/18/2023 5-1-1 (Councilor Walker opposed, Councilor Whiting abstained).



ORDER 128-09182023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby designates City Manager, Phil Crowell as the official voting delegate and Brian Wood as the alternate for the Maine Municipal Association Annual Business Meeting to be held on October 4, 2023.

Passage on 9/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDERED, that Miller Street, as laid out on plan and titled “Easement Plan”, as recommended by the Auburn Planning Board and approved by the Auburn City Council and to be recorded at the Androscoggin County Registry of Deeds, is hereby discontinued 90.94’ +/- as a City Street as provided in Title 23 M.R.S.A § 3026-A, 1-6 et sequ:

LOCATION:

Exhibit A
Proposed Street Relocation
Miller Street

A certain lot or parcel of land with the improvements thereon on the easterly sideline of the current location of Miller Street in the City of Auburn, County of Androscoggin, and State of Maine depicted as “Proposed Relocation of Miller Street 4,827 S.F.” as shown on an Easement Plan made for JCS 18, LLC by Sebago Technics dated May 5, 2023 as revised through July 28, 2023 (Sheet 3, Job #220503-01), and being more particularly bounded and described as follows:

Commencing at a railroad spike in pavement on the now or former westerly sideline of Miller Street at the northeasterly corner of land now or formerly of City of Auburn as described in a deed recorded in Book 3233, Page 1 and southeasterly corner of land now or formerly of Turson, LLC as described in a deed recorded in said Registry in Book 7852, Page 290, thence N 73°04’09” E across said Miller Street a distance of 35.62 feet to the northeasterly corner of “Proposed Discontinuation of Miller Street 3,784 S.F.” as shown on said Plan, and the now or former easterly sideline of said Miller Street, and the **Point of Beginning**;

1. Thence N 05°10’28” E by said easterly sideline of said Miller Street a distance of 42.28 feet;
2. Thence S 46°08’03” E through land of the Grantor a distance of 33.94 feet;
3. Thence S 20°28’47” E through said land of the Grantor a distance of 15.03 feet;
4. Thence S 05°10’28” W through said land of the Grantor a distance of 107.64 feet;
5. Thence S 36°17’25” W through said land of the Grantor a distance of 18.38 feet;
6. Thence S 67°24’21” W through said land of the Grantor a distance of 25.65 feet;
7. Thence S 31°35’33” W through said land of the Grantor a distance of 1.82 feet to the easterly sideline of said Miller Street;
8. Thence N 05°10’28” E by the now or former easterly sideline of said Miller Street a distance of 38.50 feet to the easterly side of said Proposed Discontinuation of Miller Street;
9. Thence N 05°10’28” E by said Proposed Discontinuation of Miller Street a distance of 90.94 feet to the **Point of Beginning**.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager

Meaning and intending to describe the area depicted as "Proposed Relocation of Miller Street 4,827 S.F." as shown on an Easement Plan made for JCS 18, LLC by Sebago Technics dated May 5, 2023 as revised through May 18, 2023 (Sheet 3, Job #220503-01).

Subject to a proposed Temporary Construction Easement as shown on said plan.

Subject to and Together with any easements or restrictions of record.

Bearings are referenced to Grid North, Maine State Plane Coordinate System, West Zone, NAD83.

July 28, 2023

JMS/mwe

ABUTTERS:

William T. Turner
178 Main Street (physical address)
368 Minot Avenue (mailing address)
Auburn, Maine 04210
PID: 231-019

William McDonough
214 Main Street (physical address)
61 Winter Street (mailing address)
Auburn, Maine 04210
PID: 231-021

DAMAGES:

Amount of Damages: \$0 The discontinuance does not affect any property owner in any way as access is not effected to the property.

PUBLIC EASEMENT: All rights for public and private utilities are retained per § 3026-A, (6)

 In-favor
Richard Whiting

 In-Favor
Ryan Hawes

 In-Favor
Stephen G. Milks

 In-Favor
Joseph Morin

 In-Favor
Leroy G. Walker

 In-Favor
Dana Staples

 In-Favor
Belinda A. Gerry

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk Date

Passage on September 18, 2023 7-0.



ORDER 130-09182023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby authorizes the City Manager to modify the solid waste agreement with Casella to initiate a pilot recycling program within designated areas within the city, by using the allocated funding authorized in the FY24 budget.

Passage on 9/18/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

TITLE: ORDER AUTHORIZING ISSUANCE OF GENERAL OBLIGATION BONDS AND A TAX LEVY THEREFOR

WHEREAS, pursuant to Order 119-09052023 (the "Bond Referendum Order"), the City Council submitted a referendum question to the voters of the City of Auburn to see if they would authorize the issuance of the City's general obligation bonds (and notes in anticipation thereof) in the principal amount not to exceed \$45,000,000 to finance a new public safety facility to house the headquarters of the City's Police Department and Fire Department (referred to as the "Public Safety Building Project"); and

WHEREAS, the City Council now desires to supplement the Bond Referendum Order to hold a public hearing with respect to the Public Safety Building Project and the bonds prior to the referendum vote and to establish certain details of the bonds, if approved by the voters;

NOW, THEREFORE, be it hereby ORDERED by the Auburn City Council, following a public hearing duly called and held as required by Section 8.13 of the Auburn City Charter:

THAT subject to and conditioned on an approving vote of the voters of the City pursuant to the Referendum Order and Section 8.13(C)(2) of the City Charter, there is hereby authorized the issuance and sale of the City's general obligation bonds and notes in anticipation thereof in the principal amount not to exceed \$45,000,000, the proceeds of which, including original issue premium and investment earnings thereon, if any, are hereby appropriated to finance the Public Safety Building Project.

Be It Further Ordered by the Auburn City Council:

THAT the Finance Director is hereby authorized, in the name of and on behalf of the City, to prepare, issue, and sell the City's bonds and notes in the aggregate amount of \$45,000,000, which issuance and sale may be at one time or from time to time as one or more separate bond issues, or consolidated with any other issue of bonds and notes authorized to be issued by the City Council, as term bonds or serial bonds, through a public offering or a private placement, on a competitive or negotiated basis, or some combination of any of the foregoing, all as the Finance Director shall determine to be appropriate in her sole discretion.

THAT the Finance Director is hereby authorized, in the name of and on behalf of the City, to establish, determine and approve the form, dates, maturities (not to exceed the maximum term permitted by law), denominations, interest rates, place of payment, provisions for redemption prior to the stated maturity date(s), with or without a premium, as provided in Title 30-A, §5772(6) of the Maine Revised Statutes, as amended, and all other details of the bonds and notes.

THAT the bonds and notes shall be executed in the name of and on behalf of the City by the City's Finance Director and its Treasurer, either or both of whose signatures may be by facsimile to the extent permitted by law, and shall bear the City seal thereon, attested by its Clerk.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

THAT in each year the bonds remain outstanding, there shall be levied a tax in an amount that, with other revenues, if any, available for that purpose, shall be sufficient to pay the principal and interest then coming due on the bonds.

THAT the Finance Director is hereby authorized, in the name of and on behalf of the City, to do or cause to be done all such acts and things, including to approve, execute and deliver such contracts, agreements, loan agreements (including but not limited to one or more loan agreements with the Maine Municipal Bond Bank), investment agreements, bond purchase agreements, continuing disclosure agreements, official statements, certificates, tax certificates, instruments, a Letter of Representation or other agreement required to allow the bonds or notes to be issued through the Depository Trust Company Book-Entry Only System, and such other documents (all collectively, the "Bond Documents"), as may be necessary or advisable in order to accomplish the issuance of the bonds and notes and the investment of the proceeds thereof, to maintain the tax-exempt status of such bonds and notes, and, to the extent available under the Internal Revenue Code of 1986, as amended (the "Code"), to designate the bonds and notes as qualified tax-exempt obligations for purposes of Section 265(b) of the Code, which Bond Documents may be in such form and contain such terms and provisions including, without limitation, the waiving of the City's sovereign or governmental immunity with respect to the enforceability of any of the forgoing, and such other details as she shall approve, such approval to be conclusively evidenced by the execution thereof.

THAT if the Finance Director, Treasurer, or Clerk are for any reason unavailable to approve and execute the bonds, notes or any Bond Document, the person or persons then acting in any such capacity, whether on an interim or acting or temporary basis, as an assistant, a deputy, or otherwise, is authorized to act for such official, in the name of and on behalf of the City, with the same force and effect as if such official had himself or herself performed such act

THAT if any of the officers or officials of the City who have signed or sealed the bonds or notes shall cease to be such officers or officials before the bonds or notes so signed and sealed shall have been actually authenticated or delivered by the City, such bonds or notes nevertheless may be authenticated, issued, and delivered with the same force and effect as though the person or persons who signed or sealed such bonds or notes had not ceased to be such officer or official; and also any such bonds or notes may be signed and sealed on behalf of the City by those persons who, at the actual date of the execution of such bonds or notes, shall be the proper officers and officials of the City, although at the nominal date of such bonds or notes any such person shall not have been such officer or official.

THAT the City may pay certain costs of the projects prior to the issuance of the bonds and notes (referred to as "original expenditures"); to that end, the City hereby declares its official intent to reimburse itself for such original expenditures from the proceeds of such bonds and notes, and this Order shall constitute the City's declaration of official intent pursuant to Treasury Regulation §1.150-2.

THAT during the term any of the bonds are outstanding, the Finance Director and Treasurer of the City are hereby authorized, in the name of 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

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

determine the date, form, interest rate, maturities (not to exceed 30 years from the date of issuance of the original bonds) and all other details of such refunding bonds, which may be made callable, with or without premium, prior to their stated date(s) of maturity, and to determine the form and manner of their sale and award, which refunding bonds shall be signed in like manner as the bonds.

THAT during the term any of the bonds are outstanding, all authority granted pursuant to this Order shall be, remain, and continue in full force and effect without the necessity of any further action of the City Council.

THAT the referendum question submitted to the voters pursuant to the Referendum Order shall be substantially as set forth therein but, shall be accompanied by the financial statement required pursuant to Title 30-A, §5772(2-A) of the Maine Revised Statutes.

A public notice describing the general purpose of the borrowing and the terms thereof and the times and places where copies of the bond proposal were available for inspection by the public was published on or before September 28, 2023, in the Lewiston Sun-Journal, a daily newspaper published in the City of Auburn and in Androscoggin County.

A public hearing was held on October 16, 2023.

Passage of first reading on 10-16-2023 6-1
(Councilor Gerry opposed).

Passage of second reading on 10-23-2023 5-1
(Councilor Gerry opposed, Councilor Hawes absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 132-10162023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby authorizes the City Manager to execute the modified solid waste agreement to include curbside recycling with Casella using allocated funding that was authorized in the FY24 budget.

Passage on 10-16-2023, 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 133-10162023

City Council Order

IN CITY COUNCIL

ORDERED, that the City of Auburn City Council hereby allocates \$10,317.00 from the American Rescue Plan Act (ARPA) funds to the Auburn Ski Association to purchase an alpine ski timing system.

Passage on 10-16-2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 134-10162023

City Council Order

IN CITY COUNCIL

ORDERED, that the City of Auburn City Council hereby allocates \$10,000.00 from the American Rescue Plan Act (ARPA) funds to the Edward Little High School "Outdoor Club" to build a foundation of successful outdoor activities/opportunities that will increase student interest, support, and grow the club.

Passage on 10-16-2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 135-10162023

City Council Order

IN CITY COUNCIL

ORDERED, that the City of Auburn City Council hereby allocates \$10,000.00 from the American Rescue Plan Act (ARPA) funds to Special Olympics Maine to be the “Presenting Sponsor” for the “Special Olympics Maine Winter Games 2024” to be held at Lost Valley in February 2024.

Passage on 10-16-2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 136-10162023

City Council Order

IN CITY COUNCIL

ORDERED, that the City of Auburn City Council hereby allocates up to \$5,000.00 from the American Rescue Plan Act (ARPA) funds to provide public safety costs (Police and EMS services) associated with Special Olympics Maine Winter Games 2024” to be held at Lost Valley in February 2024.

Passage on 10-16-2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 137-10232023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Timothy Cogle to the Parks and Recreation Advisory Board, with a 10/01/2025 term expiration as nominated by the Appointment Committee.

Passage on 10-23-2023 6-0 (Councilor Hawes absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 138-10232023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Julia Bergeron-Smith to the Parks & Recreation Advisory Board, with a 10/01/2025 term expiration as nominated by the Appointment Committee.

Passage on 10-23-2023 6-0 (Councilor Hawes absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 139-10232023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Celia McGuckian to the Auburn Housing Authority Board of Trustees, with a 10/01/2028 term expiration as nominated by the Appointment Committee.

Passage on 10-23-2023 6-0 (Councilor Hawes absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 140-10232023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints Jonathan LaBonté to the Auburn-Lewiston Airport Board, with a 01/01/2026 term expiration as nominated by the Appointment Committee.

Passage on 10-23-2023 6-0 (Councilor Hawes absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 141-10232023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby directs the city manager to execute all documents necessary to apply for the Pathways to Removing Obstacles to Housing grant as released by the U.S. Department of Housing & Urban Development.

Passage on 10-23-2023 6-0 (Councilor Hawes absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 142-11062023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints the following to serve as Wardens & Ward Clerks for the November 7, 2023 Election.

Audrey Murphy - Warden
Christine Sirois – Ward Clerk
Robert Hayes – Warden
Carl Young – Ward Clerk
Paul Ouellette – Warden
Doreen Jordan – Warden
Alice Dill – Ward Clerk
Miles Smith – Warden
Sue Martin – Ward Clerk

Passage on 11-6-2023 6-0 (Councilor Whiting absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDERED, that Chestnut Street, as laid out on plan and titled “Conveyances & Partial Discontinuance of Chestnut Street”, as recommended by the Auburn Planning Board and approved by the Auburn City Council and to be recorded at the Androscoggin County Registry of Deeds , is hereby discontinued 250’ +/- as a City Street as provided in Title 23 M.R.S.A § 3026-A, 1-6 et sequ:

LOCATION:

Exhibit B
0.23 Acre (9,996 sq. ft.) Discontinuance of a Portion of Chestnut Street
City of Auburn, County of Androscoggin, State of Maine
September 1, 2023

A portion of land of Chestnut Street, so-called, between Winter Street, so-called, and Webster Street, so-called, in the City of Auburn, County of Androscoggin, and State of Maine, being more particularly bounded and described as follows, to wit:

Beginning at a point on the northwesterly side of Chestnut Street at the southwesterly corner of land now or formerly of John R & Barbara J. Landry (Book 6864, Page 210), said point being in a general southwesterly direction, along the northwesterly side of Chestnut Street, a distance of 90 feet, more or less, from the westerly side of Winter Street;

Thence, from the Point of Beginning, South 40° 33’ 36” East, crossing said Chestnut Street, a distance of 40.19 feet to a point on the southeasterly side of Chestnut Street and the northwesterly side of land now or formerly of the City of Auburn (Book 1168, Page 229);

Thence, South 43° 48’ 18” West, along the said southeasterly side of Chestnut Street, said land now or formerly of the City of Auburn, and land now or formerly of Sultan Corp (Book 5488, Page 202), a distance of 248.75 feet to a point;

Thence, North 43° 50’ 03” West, crossing said Chestnut Street, a distance of 40.03 feet to a point on the said northwesterly side of Chestnut Street at the southeasterly corner of land now or formerly of Hero Homes, LLC (Book 9614, Page 308), said point being in a general northeasterly direction, along the northwesterly side of Chestnut Street, a distance of 209 feet, more or less, from the easterly side of Webster Street;

Thence, North 43° 48’ 18” East, along the said northwesterly side of Chestnut Street and land now or formerly of the City of Auburn (Book 1168, Page 229), a distance of 251.05 feet to the Point of Beginning.

The above-described parcel of land contains 0.23 acres, more or less (9,996 sq. ft, more or less).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager

All bearings are referenced to Maine State Grid, West Zone, NAD and based on a plan entitled, "Plan showing Conveyances & Partial Discontinuance of Chestnut Street", made for the City of Auburn, dated August 31, 2023, surveyed by Main-Land Development Consultants, Inc.

All Book and Pages refer to the Androscoggin County Registry of Deeds.

Meaning and intending to describe a portion, and only a portion, of Chestnut Street to be discontinued by the City of Auburn. All rights for public and private utilities are retained per § 3026-A, (6)

ABUTTERS:

John & Barbara Landry
28 Winter Street
Auburn, Maine 04210
PID 250-279

Sultan Corp
PO Box 7065
Lewiston, Maine 04242
PID 250-335

Hero Homes LLC
19 Fae Lane
Gorham, Maine 04038
PID 250-333

DAMAGES:

Amount of Damages: \$0 The discontinuance does not affect any property owner in any way as access is not effected to the property.

PUBLIC EASEMENT: All rights for public and private utilities are retained per § 3026-A, (6)

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk Date

Passage on 11-6-2023 5-1 (Councilor Walker opposed, Councilor Whiting absent).



City Council Order

IN CITY COUNCIL

ORDER OF THE AUBURN CITY COUNCIL

November 6, 2023

WHEREAS, the City adopted the #10 Downtown Municipal Development Tax Increment Financing District (the "District") and approved a municipal tax increment financing district development program for said District (the "Development Program") by order of its City Council on July 15, 2002, pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, which was later confirmed by a letter of the Maine Department of Economic and Community Development ("DECD") dated June 15, 2012; and

WHEREAS, the City adopted the First Amendment to the District and Development Program by order of its City Council on December 2, 2013, and DECD approved the amendment by letter dated July 23, 2014 (the "First Amendment"); and

WHEREAS, the City adopted the Second Amendment to the District and Development Program by orders of its City Council on September 12, 2016 (the "Second Amendment"), and adopted the Third Amendment to the District and Development Program by orders of its City Council on November 20, 2017 (the "Third Amendment"), which were jointly approved by DECD per letter dated March 6, 2018; and

WHEREAS, the proposed Fourth Amendment to the District will remove certain properties from the District for the purpose of creating new Tax Increment Financing Districts dedicated to those projects to provide assistance to the developers of said projects; and

WHEREAS, the City seeks to adopt this Fourth Amendment to the District and Development Program in order to maximize the benefits of Tax Increment Financing for certain properties and projects within the City; and

WHEREAS, adopting and implementing the proposed Fourth Amendment to the District and Development Program will provide opportunities for significant new commercial development within the City and new employment opportunities for residents of the City and surrounding communities, and will improve and broaden the tax base of the City and improve the general economy of the City, the region and the State of Maine; and

WHEREAS, the City has held a public hearing on the proposed Fourth Amendment to the District in accordance with the requirements of 30-A MRSA §5226(1) upon at least ten (10) days prior notice published in a newspaper of general circulation within the City; and,

WHEREAS, the City desires to adopt the proposed Fourth Amendment to the District and Development Program as presented to the City Council this day and as has been on file in the City Clerk's Office at City Hall; and

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

WHEREAS, it is anticipated that the Commissioner of the Maine Department of Economic and Community Development (“DECD”) will approve the Fourth Amendment to the District and Development Program;

NOW THEREFORE, the City Council hereby Orders as follows:

Section 1. The City Council hereby finds and determines that:

(a) Adoption and implementation of the Fourth Amendment to the District and the Development Program will generate substantial economic benefits for the City and its residents, including employment opportunities, broadened and improved tax base and economic stimulus, and therefore constitute a good and valid public purpose and will contribute to the economic growth or well-being of the inhabitants of the City or to the betterment of the health, welfare or safety of the inhabitants of the City; and

(b) The City Council has considered all evidence presented to it with regard to any adverse economic effect on or detriment to any existing business and has found and determined that adoption and implementation of the Fourth Amendment to the District and the Development Program will not result in a substantial detriment to any existing business in the City, and any adverse economic effect of the Fourth Amendment to the District and the Development Program on any existing business in the City is outweighed by the contributions expected to be made by the projects and improvements described in the Fourth Amendment to the District and the Development Program to the economic growth or well-being of the City or to the betterment of the health, welfare or safety of the inhabitants of the City.

Section 2. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby adopts the Fourth Amendment to the #10 Downtown Municipal Development Tax Increment Financing District as presented to the City Council.

Section 3. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby adopts the Fourth Amendment to the Development Program for the #10 Downtown Municipal Development Tax Increment Financing District in the form presented to the City Council.

Section 4. The foregoing adoption of the Fourth Amendment to the District and Development Program shall automatically become final and shall take full force and effect upon approval by the Commissioner of the State of Maine Department of Economic and Community Development, without requirement of any further action by the City, the City Council, or any other party.

Section 5. Pursuant to the provisions of 30-A M.R.S.A. §5227, the percentage of the Increased Assessed Value to be retained as Captured Assessed Value in the District and the term of said District is confirmed as set forth in the Development Program.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

Section 6. The City Manager be and hereby is authorized and directed, on behalf of the City of Auburn, Maine, to submit to the Commissioner of DECD for review and approval, pursuant to the requirements of 30-A M.R.S.A. §5226(2), the application and such other documentation as may be necessary or appropriate for the final approval of this Fourth Amendment to the District and the Development Program. The City Manager is further authorized and empowered, at his or her discretion from time to time, to make such technical revisions to the District or the Development Program for the District, or to the scope, cost or description of the public improvements to be financed with the portion of tax increment revenues generated by the District and retained by the City as described in the Development Program, as the City Manager deems reasonably necessary or convenient in order to facilitate the process for review and approval of the District and Development Program by DECD, or for any other reason, so long as such revisions are not inconsistent with these resolutions or the basic structure and intent of the District and the Development Program.

Section 7. The City Manager be and hereby is authorized, empowered and directed to enter into the agreements contemplated by the Development Program, in the name of and on behalf of the City, such agreements to be in such form and to contain such terms and provisions, not inconsistent with the Development Program, as the City Manager may approve, the City Manager's approval to be conclusively evidenced by his or her execution thereof.

This Order shall take effect immediately upon adoption.

A TRUE COPY

ATTEST _____

Susan Clements-Dallaire, City Clerk

Date

Passage on 11/6/2023 5-1 (Councilor Gerry opposed, Councilor Whiting absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 145-11062023

City Council Order

IN CITY COUNCIL

ORDERED, that the City of Auburn City Council hereby approves the allocation of \$10,000.00 from the American Rescue Plan Act (ARPA) funds to the Rebuilding Together Lewiston/Auburn who will make necessary repairs to homes of those financially unable to do so.

Passage on 11-6-2023 6-0 (Councilor Whiting absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 146-11202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby approves the Mass Gathering permit for the December 31, 2023 New Year's Auburn event sponsored by the City of Auburn.

Passage on 11-20-2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 147-11202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council allocate \$150,000.00 of American Rescue Plan Act (ARPA) funds to implement a Public Safety Wellness Program for personnel of the Auburn Police and Fire Departments.

Passage on 11-20-2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 148-11202023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council authorizes the Recreation Department to implement Lifetime Scholarships - to include individual sports and summer camps - for the children of the 18 individuals who perished and 13 individuals who were injured in the mass shootings in the City of Lewiston on October 25, 2023.

Passage on 11-20-2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDERED, that Miller Street, as laid out on plan and titled “Easement Plan”, as recommended by the Auburn Planning Board and approved by the Auburn City Council and to be recorded at the Androscoggin County Registry of Deeds, is hereby discontinued 90.94’ +/- as a City Street as provided in Title 23 M.R.S.A § 3026-A, 1-6 et sequ:

LOCATION:

Exhibit A
Proposed Street Relocation
Miller Street

A certain lot or parcel of land with the improvements thereon on the easterly sideline of the current location of Miller Street in the City of Auburn, County of Androscoggin, and State of Maine depicted as “Proposed Relocation of Miller Street 4,827 S.F.” as shown on an Easement Plan made for JCS 18, LLC by Sebago Technics dated May 5, 2023 as revised through July 28, 2023 (Sheet 3, Job #220503-01), and being more particularly bounded and described as follows:

Commencing at a railroad spike in pavement on the now or former westerly sideline of Miller Street at the northeasterly corner of land now or formerly of City of Auburn as described in a deed recorded in Book 3233, Page 1 and southeasterly corner of land now or formerly of Turson, LLC as described in a deed recorded in said Registry in Book 7852, Page 290, thence N 73°04’09” E across said Miller Street a distance of 35.62 feet to the northeasterly corner of “Proposed Discontinuation of Miller Street 3,784 S.F.” as shown on said Plan, and the now or former easterly sideline of said Miller Street, and the **Point of Beginning**;

1. Thence N 05°10’28” E by said easterly sideline of said Miller Street a distance of 42.28 feet;
2. Thence S 46°08’03” E through land of the Grantor a distance of 33.94 feet;
3. Thence S 20°28’47” E through said land of the Grantor a distance of 15.03 feet;
4. Thence S 05°10’28” W through said land of the Grantor a distance of 107.64 feet;
5. Thence S 36°17’25” W through said land of the Grantor a distance of 18.38 feet;
6. Thence S 67°24’21” W through said land of the Grantor a distance of 25.65 feet;
7. Thence S 31°35’33” W through said land of the Grantor a distance of 1.82 feet to the easterly sideline of said Miller Street;
8. Thence N 05°10’28” E by the now or former easterly sideline of said Miller Street a distance of 38.50 feet to the easterly side of said Proposed Discontinuation of Miller Street;
9. Thence N 05°10’28” E by said Proposed Discontinuation of Miller Street a distance of 90.94 feet to the **Point of Beginning**.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager

Meaning and intending to describe the area depicted as “Proposed Relocation of Miller Street 4,827 S.F.” as shown on an Easement Plan made for JCS 18, LLC by Sebago Technics dated May 5, 2023 as revised through May 18, 2023 (Sheet 3, Job #220503-01).

Subject to a proposed Temporary Construction Easement as shown on said plan.

Subject to and Together with any easements or restrictions of record.

Bearings are referenced to Grid North, Maine State Plane Coordinate System, West Zone, NAD83.

July 28, 2023

JMS/mwe

ABUTTERS:

William T. Turner
178 Main Street (physical address)
368 Minot Avenue (mailing address)
Auburn, Maine 04210
PID: 231-019

William McDonough
214 Main Street (physical address)
61 Winter Street (mailing address)
Auburn, Maine 04210
PID: 231-021

DAMAGES:

Amount of Damages: \$0 The discontinuance does not affect any property owner in any way as access is not effected to the property.

PUBLIC EASEMENT: All rights for public and private utilities are retained per § 3026-A, (6)

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk Date

Passage on 11/20/2023 7-0.



City Council Order

IN CITY COUNCIL

ORDER OF THE AUBURN CITY COUNCIL

November 20, 2023

WHEREAS, the City is authorized pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, to adopt a Tax Increment Financing District and Development Program; and

WHEREAS, the City has received a proposal from JCS 18, LLC for the commercial development of certain property within its Downtown Traditional Center zoning district located on Main Street and abutting the Riverwalk Trail; and

WHEREAS, adopting and implementing the proposed District and Development Program will provide opportunities for significant new commercial development within the City and new employment opportunities for residents of the City and surrounding communities, and will improve and broaden the tax base of the City and improve the general economy of the City, the region and the State of Maine; and

WHEREAS, the City has held a public hearing on the proposed 186 Main Street Municipal Development and Tax Increment Financing District #29 (the "District") in accordance with the requirements of 30-A MRSA §5226(1) upon at least ten (10) days prior notice published in a newspaper of general circulation within the City; and,

WHEREAS, the City desires to designate the proposed District and adopt the proposed Development Program as presented to the City Council this day and as has been on file in the City Clerk's Office at City Hall; and

WHEREAS, it is anticipated that the Commissioner of the Maine Department of Economic and Community Development ("DECD") will approve the designation of the District and adoption of the Development Program;

NOW THEREFORE, the City Council hereby Orders as follows:

Section 1. The City Council hereby finds and determines that:

- (a) Adoption and implementation of the District and the Development Program will generate substantial economic benefits for the City and its residents, including employment opportunities, broadened and improved tax base and economic stimulus, and therefore constitute a good and valid public purpose and will contribute to the economic growth or

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

well-being of the inhabitants of the City or to the betterment of the health, welfare or safety of the inhabitants of the City; and

(b) The City Council has considered all evidence presented to it with regard to any adverse economic effect on or detriment to any existing business and has found and determined that adoption and implementation of the District and the Development Program will not result in a substantial detriment to any existing business in the City, and any adverse economic effect of the District and the Development Program on any existing business in the City is outweighed by the contributions expected to be made by the projects and improvements described in the District and the Development Program to the economic growth or well-being of the City or to the betterment of the health, welfare or safety of the inhabitants of the City.

Section 2. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby designates the City of Auburn Municipal Development and Tax Increment Financing District #29 (the “186 Main Street Development District”) as presented to the City Council.

Section 3. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby adopts the Development Program for the 186 Main Street Development District in the form presented to the City Council.

Section 4. The foregoing designation of the District and adoption of the Development Program shall automatically become final and shall take full force and effect upon approval of the District and Development Program by the Commissioner of the State of Maine Department of Economic and Community Development (DECD), without requirement of any further action by the City, the City Council, or any other party.

Section 5. Pursuant to the provisions of 30-A M.R.S.A. §5227, the percentage of the Increased Assessed Value to be retained as Captured Assessed Value in the District and the term of said District is confirmed as set forth in the Development Program.

Section 6. The City Manager be and hereby is authorized and directed, on behalf of the City of Auburn, Maine, to submit to the Commissioner of DECD for review and approval, pursuant to the requirements of 30-A M.R.S.A. §5226(2), the application and such other documentation as may be necessary or appropriate for the final approval of this District and the Development Program. The City Manager is further authorized and empowered, at his or her discretion from time to time, to make such technical revisions to the District or the Development Program for the District,



City Council Order

or to the scope, cost or description of the public improvements to be financed with the portion of tax increment revenues generated by the District and retained by the City as described in the Development Program, as the City Manager deems reasonably necessary or convenient in order to facilitate the process for review and approval of the District and Development Program by DECD, or for any other reason, so long as such revisions are not inconsistent with these resolutions or the basic structure and intent of the District and the Development Program.

Section 7. The City Manager be and hereby is authorized, empowered and directed to enter into the agreements contemplated by the Development Program, in the name of and on behalf of the City, such agreements to be in such form and to contain such terms and provisions, not inconsistent with the Development Program, as the City Manager may approve, the City Manager's approval to be conclusively evidenced by his or her execution thereof.

This Order shall take effect immediately upon adoption.

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk Date

Passage on 11/20/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDER OF THE AUBURN CITY COUNCIL November 20, 2023

WHEREAS, the City is authorized pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, to adopt a Tax Increment Financing District and Development Program; and

WHEREAS, the City has received a proposal from Diamond Point Developers LLC for the commercial development of certain property within its General Business zoning district located at the intersection of Turner Street and Center Street; and

WHEREAS, adopting and implementing the proposed District and Development Program will provide opportunities for significant new commercial development within the City and new employment opportunities for residents of the City and surrounding communities, and will improve and broaden the tax base of the City and improve the general economy of the City, the region and the State of Maine; and

WHEREAS, the City has held a public hearing on the proposed Diamond Point Storage Municipal Development and Tax Increment Financing District #30 (the "District") in accordance with the requirements of 30-A MRSA §5226(1) upon at least ten (10) days prior notice published in a newspaper of general circulation within the City; and,

WHEREAS, the City desires to designate the proposed District and adopt the proposed Development Program as presented to the City Council this day and as has been on file in the City Clerk's Office at City Hall; and

WHEREAS, it is anticipated that the Commissioner of the Maine Department of Economic and Community Development ("DECD") will approve the designation of the District and adoption of the Development Program;

NOW THEREFORE, the City Council hereby Orders as follows:

Section 1. The City Council hereby finds and determines that:

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

(a) Adoption and implementation of the District and the Development Program will generate substantial economic benefits for the City and its residents, including employment opportunities, broadened and improved tax base and economic stimulus, and therefore constitute a good and valid public purpose and will contribute to the economic growth or well-being of the inhabitants of the City or to the betterment of the health, welfare or safety of the inhabitants of the City; and

(b) The City Council has considered all evidence presented to it with regard to any adverse economic effect on or detriment to any existing business and has found and determined that adoption and implementation of the District and the Development Program will not result in a substantial detriment to any existing business in the City, and any adverse economic effect of the District and the Development Program on any existing business in the City is outweighed by the contributions expected to be made by the projects and improvements described in the District and the Development Program to the economic growth or well-being of the City or to the betterment of the health, welfare or safety of the inhabitants of the City.

Section 2. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby designates the City of Auburn Municipal Development and Tax Increment Financing District #30 (the “Diamond Point Storage Development District”) as presented to the City Council.

Section 3. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby adopts the Development Program for the Diamond Point Storage Development District in the form presented to the City Council.

Section 4. The foregoing designation of the District and adoption of the Development Program shall automatically become final and shall take full force and effect upon approval of the District and Development Program by the Commissioner of the State of Maine Department of Economic and Community Development (DECD), without requirement of any further action by the City, the City Council, or any other party.

Section 5. Pursuant to the provisions of 30-A M.R.S.A. §5227, the percentage of the Increased Assessed Value to be retained as Captured Assessed Value in the District and the term of said District is confirmed as set forth in the Development Program.

Section 6. The City Manager be and hereby is authorized and directed, on behalf of the City of Auburn, Maine, to submit to the Commissioner of DECD for review and approval, pursuant to the

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

requirements of 30-A M.R.S.A. §5226(2), the application and such other documentation as may be necessary or appropriate for the final approval of this District and the Development Program. The City Manager is further authorized and empowered, at his or her discretion from time to time, to make such technical revisions to the District or the Development Program for the District, or to the scope, cost or description of the public improvements to be financed with the portion of tax increment revenues generated by the District and retained by the City as described in the Development Program, as the City Manager deems reasonably necessary or convenient in order to facilitate the process for review and approval of the District and Development Program by DECD, or for any other reason, so long as such revisions are not inconsistent with these resolutions or the basic structure and intent of the District and the Development Program.

Section 7. The City Manager be and hereby is authorized, empowered and directed to enter into the agreements contemplated by the Development Program, in the name of and on behalf of the City, such agreements to be in such form and to contain such terms and provisions, not inconsistent with the Development Program, as the City Manager may approve, the City Manager's approval to be conclusively evidenced by his or her execution thereof.

This Order shall take effect immediately upon adoption.

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk Date

Passage on 11/20/2023 6-1 (Councilor Whiting opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 152-12042023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Riley Bergeron to the Planning Board, full member, with a 1/1/2027 term expiration as nominated by the Appointment Committee.

Passage on 12/4/2023 5-0-1 (Councilor Gerry absent, Councilor Whiting abstained).

Rescinded on 12/18/2023, 4-3 (Councilors Milks, Weisner, and Walker opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 152-12042023

City Council Order

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 153-12042023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Evan Cyr to the Planning Board, full member, with a 1/1/2027 term expiration as nominated by the Appointment Committee.

Passage on 12/4/2023 5-0-1 (Councilor Gerry absent, Councilor Whiting abstained).

Rescinded on 12/18/2023, 4-3 (Councilors Milks, Weisner, and Walker opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 154-12042023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby appoints ~~Stephen Reop~~ Timothy DeRoche to the Planning Board, full member, with a 1/1/2027 term expiration as nominated by the Appointment Committee.

Passage on 12/4/2023 as amended, 5-0-1 (Councilor Gerry absent, Councilor Whiting abstained).

Rescinded on 12/18/2023, 4-3 (Councilors Milks, Weisner, and Walker opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 155-12042023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby accepts and places on file the Annual City Audit for Fiscal Year ending June 30, 2022.

Passage on 12/4/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 156-12042023

City Council Order

IN CITY COUNCIL

Ordered that the City Council hereby confirms the City Clerk's nomination of and hereby appoints the following individuals to serve as Wardens and Ward Clerks for a two-year term, or until a replacement has been confirmed.

Audrey Murphy	Warden
Robert Hayes	Warden
Miles Smith	Warden
Doreen Jordan	Warden
Christine Sirois	Ward Clerk
Carl Young	Ward Clerk
Paul Ouellette	Ward Clerk
Alice Dill	Ward Clerk

Passage on 12/4/2023 7-0.

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 157-12042023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the School Committee to establish a Curriculum Development Reserve Fund for the purpose of funding curriculum development materials, equipment, software and professional development.

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 158-12042023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby authorizes the naming of the city-owned parcel at the corner of Court Street and Great Falls Plaza (where the “Bud Form” sculpture is situated) as “Officer Norman Philbrick Square” (or “Philbrick Square”) in honor of fallen Auburn Police Officer Norman Philbrick, who was killed in the line of duty.

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 159-12042023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby authorizes the naming of the (currently unnamed) access road in front of Norway Savings Bank Arena (that connects to TJ Maxx plaza) “Mustang Alley” in honor of the Central Maine Community College Mustangs.

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 160-12042023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby authorizes the renaming of the upper Pettengill Park softball field to the Joseph 'Joe' Walker Memorial Field" ("Walker Field"), in honor of Joe who was killed in the recent tragedy in Lewiston.

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 161-12042023

City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby authorizes the renaming of the lower Pettengill Park softball field as the “Tricia Asselin Memorial Field” (“Asselin Field”), in honor of Tricia who was killed in the recent tragedy in Lewiston.

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 162-12042023

City Council Order

IN CITY COUNCIL

ORDERED, that Use of Comprehensive Plan Implementation Funding by the Permitting & Planning Department, for the replacement of garage at R&K Properties LLC (PID 221-074), as recommended by the staff estimates, professional opinion and approved by the Auburn City Council not to exceed \$160,767.50 (dollars).

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

December 4, 2023

WHEREAS, the City is authorized pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, to adopt a Tax Increment Financing District and Development Program; and

WHEREAS, the City has received a proposal from Auburn Town Center Apartments, LLC for the commercial development of certain property within its T4.2 zoning district located at the intersection of Main Street and Academy Street; and

WHEREAS, adopting and implementing the proposed District and Development Program will provide opportunities for significant new commercial development within the City and new employment opportunities for residents of the City and surrounding communities, and will improve and broaden the tax base of the City and improve the general economy of the City, the region and the State of Maine; and

WHEREAS, the City has held a public hearing on the proposed Academy Street Housing Municipal Development and Tax Increment Financing District #31 (the "District") in accordance with the requirements of 30-A MRSA §5226(1) upon at least ten (10) days prior notice published in a newspaper of general circulation within the City; and,

WHEREAS, the City desires to designate the proposed District and adopt the proposed Development Program as presented to the City Council this day and as has been on file in the City Clerk's Office at City Hall; and

WHEREAS, it is anticipated that the Commissioner of the Maine Department of Economic and Community Development ("DECD") will approve the designation of the District and adoption of the Development Program;

NOW THEREFORE, the City Council hereby Orders as follows:

Section 1. The City Council hereby finds and determines that:

- (a) Adoption and implementation of the District and the Development Program will generate substantial economic benefits for the City and its residents, including employment opportunities, broadened and improved tax base and economic stimulus, and therefore constitute a good and valid public purpose and will contribute to the



City Council Order

economic growth or well-being of the inhabitants of the City or to the betterment of the health, welfare or safety of the inhabitants of the City; and

- (b) The City Council has considered all evidence presented to it with regard to any adverse economic effect on or detriment to any existing business and has found and determined that adoption and implementation of the District and the Development Program will not result in a substantial detriment to any existing business in the City, and any adverse economic effect of the District and the Development Program on any existing business in the City is outweighed by the contributions expected to be made by the projects and improvements described in the District and the Development Program to the economic growth or well-being of the City or to the betterment of the health, welfare or safety of the inhabitants of the City.

Section 2. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby designates the City of Auburn Municipal Development and Tax Increment Financing District #31 (the “Academy Street Housing Development District”) as presented to the City Council.

Section 3. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby adopts the Development Program for the Academy Street Housing Development District in the form presented to the City Council.

Section 4. The foregoing designation of the District and adoption of the Development Program shall automatically become final and shall take full force and effect upon approval of the District and Development Program by the Commissioner of the State of Maine Department of Economic and Community Development (DECD), without requirement of any further action by the City, the City Council, or any other party.

Section 5. Pursuant to the provisions of 30-A M.R.S.A. §5227, the percentage of the Increased Assessed Value to be retained as Captured Assessed Value in the District and the term of said District is confirmed as set forth in the Development Program.

Section 6. The City Manager be and hereby is authorized and directed, on behalf of the City of Auburn, Maine, to submit to the Commissioner of DECD for review and approval, pursuant to the requirements of 30-A M.R.S.A. §5226(2), the application and such other documentation as may be necessary or appropriate for the final approval of this District and the Development Program. The City Manager is further authorized and empowered, at his or her discretion from time to time, to make such technical revisions to the District or the Development Program for the District,



City Council Order

or to the scope, cost or description of the public improvements to be financed with the portion of tax increment revenues generated by the District and retained by the City as described in the Development Program, as the City Manager deems reasonably necessary or convenient in order to facilitate the process for review and approval of the District and Development Program by DECD, or for any other reason, so long as such revisions are not inconsistent with these resolutions or the basic structure and intent of the District and the Development Program.

Section 7. The City Manager be and hereby is authorized, empowered and directed to enter into the agreements contemplated by the Development Program, in the name of and on behalf of the City, such agreements to be in such form and to contain such terms and provisions, not inconsistent with the Development Program, as the City Manager may approve, the City Manager's approval to be conclusively evidenced by his or her execution thereof.

This Order shall take effect immediately upon adoption.

A TRUE COPY

ATTEST _____

Susan Clements-Dallaire, City Clerk Date

Passage on 12/4/2023 4-1-1 (Councilor Whiting opposed, Councilor Milks abstained, Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

December 4, 2023

WHEREAS, the City is authorized pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, to adopt a Tax Increment Financing District and Development Program; and

WHEREAS, the City has received a proposal from A.R. Building Company, Inc. for the commercial development of certain property within its General Business & Rural Residential zoning districts located on Mount Auburn Avenue and Summer Street; and

WHEREAS, adopting and implementing the proposed District and Development Program will provide opportunities for significant new commercial development within the City and new employment opportunities for residents of the City and surrounding communities, and will improve and broaden the tax base of the City and improve the general economy of the City, the region and the State of Maine; and

WHEREAS, the City has held a public hearing on the proposed Mount Auburn Housing Municipal Development and Tax Increment Financing District #32 (the "District") in accordance with the requirements of 30-A MRSA §5226(1) upon at least ten (10) days prior notice published in a newspaper of general circulation within the City; and,

WHEREAS, the City desires to designate the proposed District and adopt the proposed Development Program as presented to the City Council this day and as has been on file in the City Clerk's Office at City Hall; and

WHEREAS, it is anticipated that the Commissioner of the Maine Department of Economic and Community Development ("DECD") will approve the designation of the District and adoption of the Development Program;

NOW THEREFORE, the City Council hereby Orders as follows:

Section 1. The City Council hereby finds and determines that:

(a) Adoption and implementation of the District and the Development Program will generate substantial economic benefits for the City and its residents, including employment opportunities, broadened and improved tax base and economic stimulus, and therefore constitute a good and



City Council Order

valid public purpose and will contribute to the economic growth or well-being of the inhabitants of the City or to the betterment of the health, welfare or safety of the inhabitants of the City; and

(b) The City Council has considered all evidence presented to it with regard to any adverse economic effect on or detriment to any existing business and has found and determined that adoption and implementation of the District and the Development Program will not result in a substantial detriment to any existing business in the City, and any adverse economic effect of the District and the Development Program on any existing business in the City is outweighed by the contributions expected to be made by the projects and improvements described in the District and the Development Program to the economic growth or well-being of the City or to the betterment of the health, welfare or safety of the inhabitants of the City.

Section 2. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby designates the City of Auburn Municipal Development and Tax Increment Financing District #32 (the "Mount Auburn Housing Development District") as presented to the City Council.

Section 3. Pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, the City Council hereby adopts the Development Program for the Mount Auburn Housing Development District in the form presented to the City Council.

Section 4. The foregoing designation of the District and adoption of the Development Program shall automatically become final and shall take full force and effect upon approval of the District and Development Program by the Commissioner of the State of Maine Department of Economic and Community Development (DECD), without requirement of any further action by the City, the City Council, or any other party.

Section 5. Pursuant to the provisions of 30-A M.R.S.A. §5227, the percentage of the Increased Assessed Value to be retained as Captured Assessed Value in the District and the term of said District is confirmed as set forth in the Development Program.

Section 6. The City Manager be and hereby is authorized and directed, on behalf of the City of Auburn, Maine, to submit to the Commissioner of DECD for review and approval, pursuant to the requirements of 30-A M.R.S.A. §5226(2), the application and such other documentation as may be necessary or appropriate for the final approval of this District and the Development Program. The City Manager is further authorized and empowered, at his or her discretion from time to time, to make such technical revisions to the District or the Development Program for the District, or to the scope, cost or description of the public improvements to be financed with the portion



City Council Order

of tax increment revenues generated by the District and retained by the City as described in the Development Program, as the City Manager deems reasonably necessary or convenient in order to facilitate the process for review and approval of the District and Development Program by DECD, or for any other reason, so long as such revisions are not inconsistent with these resolutions or the basic structure and intent of the District and the Development Program.

This Order shall take effect immediately upon adoption.

A TRUE COPY

ATTEST _____

Susan Clements-Dallaire, City Clerk Date

Passage on 12/4/2023 5-1 (Councilor Staples opposed,
Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



Order: 165-12042023

City Council Order

IN CITY COUNCIL

BE IT ORDERED that the employment agreement between the City and City Manager Philip L. Crowell, Jr. be adopted as set forth in the attached Employment Agreement.

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 166-12042023

City Council Order

IN CITY COUNCIL

ORDERED, that the Auburn City Council hereby allocates \$905,745.00 of unallocated ARPA (American Rescue Plan Act) funds to the Police Activities League (PAL) for the construction of a new center for a total of \$3,905,745.00.

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 167-12042023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council allocate \$1,823,255.00 from the FY2022 Undesigned Fund Balance that is in excess of the recommended 14% as follows:

- \$594,255.00 Construction of PAL Center
- \$500,000.00 Transfer to Worker’s Compensation Fund
- \$500,000.00 Norway Savings Bank Arena Floor
- \$100,000.00 Auburn Sewer District – Storm Water Separation Study
- \$ 9,000.00 Edward Little High School “Project Graduation”
- \$ 20,000.00 Androscoggin Land Trust
- \$ 50,000.00 Relocation of Fountain
- \$ 50,000.00 Food Insecurity Program at PAL Center
- \$100,000.00 Security Evaluation of our Public Buildings
- \$100,000.00 Wayfinding Signage for Memorials and other Facility Naming

Passage on 12/4/2023 as amended, 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

Ordered, that the City Council hereby approves the following increase to EMS care and transport fees with the first increase taking effect December 11, 2023 and the second increase taking effect April 1st 2024 as follows:

Fee	Auburn Current	MRS Suggested 2023 Increase	MRS Suggested 2024 Increase	200% Medicare
Mileage	\$18.00	\$20.00	\$20.00	\$17.42
BLS	\$800.00	\$840.00	\$882.00	\$809.08
ALS - 1	\$1,000.00	\$1,100.00	\$1,100.00	\$960.78
ALS – 2	\$1,500.00	\$1,600.00	\$1,600.00	\$1,390.62
BLS Non Emergency	\$450	\$473	\$497	\$505.68
ALS Non Emergency	\$500	\$525	\$552	\$606.82
No Transports	\$225.00	\$300.00	\$300.00	N/A

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 169-12042023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby authorizes the City Manager to execute the sale of 186 Main Street, Parcel ID 231-020 (city-owned property), to Great Falls Construction, DBA JCS 18, LLC.

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



Order: 170-12042023

City Council Order

IN CITY COUNCIL

Review of Zoning Ordinance Text Amendments Relating to Lake Auburn Watershed Overlay District evidenced by Ordinance #28-11202023

WHEREAS, the City has been working on text amendments to the Zoning Ordinance relating to the Lake Auburn Watershed Overlay District for several years, which amendments are evidenced by Ordinance #28-11202023;

WHEREAS, the City submitted a copy of the proposed text amendments to the Maine Drinking Water Program for comment in advance of the Planning Board public hearing on them and in advance of the City Council first reading of the amendments, but it has not yet received any comments; and

WHEREAS, the City is interested in any comments that may be received by the Planning and Permitting Department or other City departments or officials relating to the efficacy of the text amendments once they become effective, be it from the Maine Drinking Water Program or otherwise;

NOW, THEREFORE, BE IT ORDERED that if Ordinance #28-11202023 is adopted on December 4, 2023 and becomes effective in 5 days under the terms of the City Charter, the City Council shall review the amendments to the Zoning Ordinance evidenced by Ordinance #28-11202023 within six months, *i.e.*, on or before June 4, 2024, to determine whether any additional amendments to the Zoning Ordinance are necessary or desirable.

Passage on 12/4/2023 6-0 (Councilor Gerry absent).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

IN CITY COUNCIL

ORDERED, that the City Council hereby appoint the following named persons to serve documents as Civilian Process Servers (employees and volunteers) on behalf of the Auburn Police Department and Constable Process Servers without firearm/arrest powers (Private) within the City of Auburn for 2024. Constable Process Servers (Private) are not an agent or employee of the city or entitled to hold himself/herself out as such and is not authorized to carry a firearm in the performance of his/her duties, and that his/her authority to act as a constable is limited to private employment as a process server.

Martin Moreau	Employee	Civilian Process Servicer	Without Firearm	New Appointment
Anna Brown	Employee	Civilian Process Server	Without Firearm	Re-appointment
Maegan Kyllonen	Employee	Civilian Process Server	Without Firearm	Re-appointment
Kenneth Edgerly	Volunteer	Civilian Process Server	Without Firearm	Re-appointment
Glenn Garry	Volunteer	Civilian Process Server	Without Firearm	Re-appointment
Harry Gorman	Private	Constable Process Server	Without Firearm	Re-appointment

Passage on 12/18/2023 7-0.

Richard S. Whiting, Ward One
Benjamin J. Weisner, Ward Four
Belinda A. Gerry, At Large

Timothy M. Cowan, Ward Two
Leroy G. Walker, Sr., Ward Five
Jeffrey D. Harmon, Mayor

Stephen G. Milks, Ward Three
Adam R. Platz, At Large
Phillip L. Crowell, Jr., City Manager



ORDER 172-12182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby re-appoints Bryan Bachelder as the Local Sealer of Weights and Measures with a term expiration of December 31, 2024.

Passage on 12/18/2023 7-0.

Richard S. Whiting, Ward One
Benjamin J. Weisner, Ward Four
Belinda A. Gerry, At Large

Timothy M. Cowan, Ward Two
Leroy G. Walker, Sr., Ward Five
Jeffrey D. Harmon, Mayor

Stephen G. Milks, Ward Three
Adam R. Platz, At Large
Phillip L. Crowell, Jr., City Manager



City Council Order

IN CITY COUNCIL

ORDERED, that the City Council hereby confirms Mayor Harmon’s recommendations and appointments to the Agencies, Boards, Committee’s and Commissions as listed below.

<p><u>Auburn-Lewiston Municipal Airport:</u> Benjamin Weisner</p> <p><u>Audit Committee:</u> Richard Whiting Belinda Gerry</p> <p><u>AVCOG:</u> Phil Crowell (Executive Committee) Brian Wood (Executive Committee) Belinda Gerry (General Assembly) Richard Whiting (General Assembly)</p>	<p><u>Lewiston-Auburn 911 Committee</u> Patricia Mador Benjamin Weisner</p> <p><u>LATC (Lewiston Auburn Transit Committee):</u> Timothy Cowan</p> <p><u>Maine Waste to Energy:</u> Leroy Walker</p>
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A TRUE COPY

ATTEST _____

Susan Clements-Dallaire, City Clerk Date

Passage on 12/18/2023 7-0.

Richard S. Whiting, Ward One
Benjamin J. Weisner, Ward Four
Belinda A. Gerry, At Large

Timothy M. Cowan, Ward Two
Leroy G. Walker, Sr., Ward Five
Jeffrey D. Harmon, Mayor

Stephen G. Milks, Ward Three
Adam R. Platz, At Large
Phillip L. Crowell, Jr., City Manager



ORDER #174-12182023

City Council Order

IN CITY COUNCIL

ORDERED, that the City Manager be and hereby is authorized and directed to prepare, in consultation with the City Attorney and appropriate City staff, proposed Zoning Ordinance amendments that would serve to delay the applicability date of the amendments to the Zoning Ordinance evidenced by Ordinance #26-12042023 and Ordinance #28-12042023;

BE IT FURTHER ORDERED, that such proposed Zoning Ordinance amendments be prepared in time for a first reading of them at the January 2, 2024 City Council meeting.

Passage on 12/18/2023 5-2 (Councilors Milks and Walker opposed).

Richard Whiting, Ward One
Joseph Morin, Ward Four
Belinda A. Gerry, At Large

Ryan Hawes, Ward Two
Leroy G. Walker, Ward Five
Jason J. Levesque, Mayor

Stephen G. Milks, Ward Three
Dana Staples, At Large
Phillip L. Crowell, Jr., City Manager