

Mayor LaBonté called the meeting to order at 7:02 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

I. Consent Items

1. Order 01-01042016*

Appointing Warden's and Ward Clerk's for 2016-2017.

Motion was made by Councilor Walker and seconded by Councilor Stone appointing Warden's and Ward Clerk's for 2016-2017. Passage 7-0.

II. Minutes

- December 21, 2015 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Burns accepting the minutes of the December 21, 2015 Council meeting. Passage 7-0.

III. Communications, Presentations and Recognitions

- Proclamation – Human Trafficking Awareness Month – Jamie Ricker, Trish Grant and Chief Phil Crowell spoke on human trafficking.

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*. No one from the public spoke.

V. Unfinished Business – None

VI. New Business

1. Order 02-01042016

Authorizing Issuance of General Obligation Refunding Bonds and a Tax Levy Therefor. First Reading, Public Hearing.

Motion was made by Councilor Titus and seconded by Councilor Walker to Authorize Issuance of General Obligation Refunding Bonds and a Tax Levy Therefor as presented.

Public comment – no one from the public spoke.

Passage 7-0. A roll call vote was taken.

2. Resolve 01-01042016

Supporting Staffs pursuit of the Maine Fire Service Institute (MFSI) 2016 Facilities Grant.

Motion was made by Councilor Stone and Seconded by Councilor Walker supporting Staff's pursuit of the Maine Fire Service Institute (MFSI) 2016 Facilities Grant.
Passage 7-0.

3. Resolve 02-01042016

Supporting Staff's pursuit of the Assistance to Firefighters Grant (AFG).

Motion was made by Councilor Burns and seconded by Councilor Walker supporting Staff's pursuit of the Assistance to Firefighters Grant.

Motion was made by Councilor Stone and seconded by Councilor Walker to amend the resolve to include the Auburn Police Department's ATV shall be offered for sale, if the price were acceptable to staff, and proceeds of the sale would go toward the funding of the local match for this grant. Passage 5-2 (Councilor Burns and Councilor Titus in opposition).

Public Comment – Joe Gray, Sopers Mill Road commented that he would like to see the City look at more options before spending money.

Passage of Resolve 02-01042016 as amended 6-1 (Councilor Titus in opposition).

4. Ordinance 01-01042016

Adopting the proposed amendment to Part II, Code of Ordinance, Chapter 2, Administration, Article II, Mayor and City Council, Division 2, Rules of Procedure, Section 2-58, Time and place of regular meetings. Public hearing and first reading.

Motion was made by Councilor Burns and seconded by Councilor Walker to adopt the proposed amendment to Part II, Code of Ordinance, Chapter 2, Administration, Article II, Mayor and City Council, Division 2, Rules of Procedure, Section 2-58, Time and place of regular meetings as presented and to dispense the requirement of readings on two separate days.

Public Hearing – no one from the public spoke.

Passage 7-0. A roll call vote was taken.

VII. Executive Session - none

VIII. Reports

Mayor LaBonté – Provided an update on the committee structure piece he’s working on and hopes to have an electronic version to staff by tomorrow; dates have been selected for the Neighborhood Conversations starting this Thursday, January 14th and meeting for 4 consecutive Thursday’s - January 14th , January 21st , January 28th & and February 4th at various school locations.

Councilor Young - Thanked Mayor LaBonté for his appointment to a new committee.

Councilor Pross - Thanked Mayor LaBonté for his appointment as Mayor’s Representative to the School Committee. He attended a meeting in December and will be attending one this week. On January 6th at 6:00 PM there will be a meeting at the West Auburn Congregational Church to look at proposed changes in use to the Summer Street extension. The meeting coincides with the Police Department’s Neighborhood Watch Meeting.

Councilor Stone - No report.

Councilor Titus - No report.

Councilor Gilbert – No report.

Councilor Walker – Provided a reminder about the meeting to discuss the New Auburn Village Plan at the Boys and Girls Club this Thursday at 6:00 PM.

Councilor Burns – No report.

City Manager – Provided a reminder of the Airport Board meeting this Thursday at 5:00 PM to go over the annual budget; LAEGC will be meeting on Friday, January 8th at 7:30 A.M. to discuss The Miracle Enterprise Project taking place here in Auburn; and January 29th the City of Auburn will be holding Winterfest.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Joe Gray, Soper’s Mill Road – Inquired about the Committees purpose and asked if the meetings will be open to the public.

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X. Adjournment

Motion was made by Councilor Walker and seconded by Councilor Stone to adjourn. All were in favor, the meeting adjourned at 7:45 PM.

A True Copy.

ATTEST _____
Alison F. Pepin, Deputy City Clerk

IN COUNCIL REGULAR MEETING JANUARY 25, 2016 VOL. 34 PAGE 205

Mayor LaBonté called the meeting to order at 7:10 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

I. Consent Items

1. Order 03-01252016*

Confirming Chief Crowell's appointments of Constables with a firearm for the City of Auburn.

2. Order 04-01252016*

Confirming the appointments of Assistant City Manager, Denis D'Auteuil, to the Lewiston-Auburn Transit Committee with a three year term which will expire on January 1, 2019.

Motion was made by Councilor Walker and seconded by Councilor Burns to accept the consent items as presented. Passage 7-0.

II. Minutes

- January 4, 2016 Regular Council Meeting

Motion was made by Councilor Stone and seconded by Councilor Walker to accept the minutes of the January 4, 2016 Regular Council Meeting as presented. Passage 7-0.

III. Communications, Presentations and Recognitions

- Norway Savings Bank Arena Update - Mark Gosselin

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*. No one from the public spoke.

Joe Gray Sopers Mill Road – commented on the Neighborhood Revitalization item that was presented during the workshop stating that he did not believe this initiative would get to the root of the problem noting that he feels that crime isn't actually the root of the problem in those neighborhoods – poverty is. He added that we should focus on the poverty issue. He said he wanted to talk about “an easy way to save nearly \$1 million dollars in the budget” which is through the 9-1-1 center, stating that we pay the County for services that we do not use. He suggested that we develop a policy giving them a deadline to figure out how they can support us with 9-1-1 service. He also suggested that we look at a way for fewer outside entities to control our destiny and to take control of what is inside of our city.

Dan Herrick 470 Hatch Road – commented on the snow removal that was done just a few days before we had 50° weather when the snow was melting, noting that this was costly for the tax payers of the City. He would like to know why they did it.

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He talked about the Firefighter Grant that was voted on by Council at the previous Council meeting stating that he hopes the grant doesn't get approved. He spoke about the way items get placed on an agenda and commented that he would like to see tax acquired properties put back on the agenda, as well as Agricultural Zoning.

V. Unfinished Business

1. Order 02-01042016

Authorizing Issuance of General Obligation Refunding Bonds and a Tax Levy Therefor. Second reading.

Motion was made by Councilor Stone and seconded by Councilor Walker authorizing the issuance of general obligation refunding bonds and a tax levy therefor.

Public hearing – no one from the public spoke.

Passage 7-0. A roll call vote was taken.

VI. New Business - None

VII. Executive Session - None

VIII. Reports

Mayor LaBonté – noted that first Neighborhood Conversation meeting was held last Thursday. He said it was not a perfect format but it was helpful and he expects it will get better as they progress. He said he will not be able to attend the next one due to medical reasons, however Councilor Pross and the City Manager will help to facilitate that meeting in his absence. He mentioned that the Danville Junction Grange is up for listing on the National Register of Historic Places. He noted that next year, 2017, marks the 150th anniversary of the end or annexation of Danville. There may be opportunities to work with Danville residents, the Grange and the State Preservation office to find a way

to celebrate that milestone anniversary and to celebrate our history. He reported that Auburn has been awarded with a half million dollar grant for Hampshire Street in 2018. He provided documents for Councilors to review on the Council Committees. He would like the committees to kick off with a meeting in February. If all Council Committees are able to meet in February, he would like Council to meet on February 29th for Council goal setting and a work plan.

Councilor Burns – he thanked staff for taking the time on another Saturday for the Orientation tour which he found very informative.

Councilor Walker – his written reports are included in the agenda packet but he wanted to add that tomorrow evening at 6:00 PM at Rolly's Diner, the United New Auburn Association will meet. Guest speaker will be Mamie Ney, the Library Director. The Neighborhood Watch Group will be meeting at the St. Louis Church building at 6:30 on Thursday evening.

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Councilor Gilbert – also wanted to thank staff for the Saturday orientation tours.

Councilor Titus – agreed with Councilor Gilberts comments as well. He noted that he attended the Joint Charter Committee meeting. The draft charter is on line, and he encouraged residents to check it out. He said he is looking forward to more Neighborhood Conversation meetings. There hasn't been an AVCOG Executive Committee meeting yet – the next meeting is scheduled for February.

Councilor Stone – echoed the comments on the orientation tour, and said it was great. The Airport Board met, and a lot of issues are involved in putting together a workable budget. Wednesday morning he is meeting with Bonnie Hayes, Ward 2 School Committee representative to talk about Council and School relations. He will not be able to attend the East Auburn Community Conversation because he will be attending the Chamber of Commerce Annual meeting. He attended the Joint Charter Committee meeting along with Councilor Titus. He said he has a lot of questions and concerns. He urged everyone to take a long, hard look at the proposed by laws.

Councilor Pross – echoed the previous comments that were made on the Neighborhood Conversation meeting held last Thursday. The School Committee is deeply into union contract negotiations, which will be a major cost driver of the budget. He has encouraged School Committee members to reach out to their corresponding Councilors as he did to Councilors at the last Council meeting in order to open up the dialogue before we get into budget discussions. He noted that the School Committee did adopt a formal policy regarding the administration of medical marijuana to minor students in the schools which protects the city and schools from liability issues. He commented on a presentation that was given at the previous School Committee meeting. It was an in depth presentation on the proficiency based diploma implementation plan. He also reported that he let the school committee know about the restructuring effort of the Committees of the City Council in order to be more effective policy makers.

Councilor Young – he attended the meeting of the Great Falls TV advisory board, and the members thought it would be their last meeting but new members have not been

appointed yet. The by-laws have been drafted and will be presented to the new board for approval and eventually to the City Council. He also noted that the chapters have been added to Great Falls TV website after a transmission failure.

City Manager Report – City Manager, Howard Kroll thanked staff and Councilors that attended the Council Orientation workshop and tour on Saturday. He reminded everyone of the upcoming United New Auburn meeting at Rolly’s on Thursday. He mentioned that the Joint Charter Commission consultant will be interviewing department heads. He echoed the positive feedback from the Neighborhood Conversations meeting that was held last week at Edward Little. He wanted to remind everyone that Friday, Saturday, and Sunday of this week is our annual Winter Festival. He thanked the Police, Code, and CDBG Department for their NRU (Neighborhood Revitalization Unit) presentation. He noted that Sabrina Best started today as the new Recreation Department Director, and Michael Chamings is the new Economic Development Director for the city.

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Finance Director, Jill Eastman – December 2015 Monthly Finance Report

Motion was made by Councilor Titus and seconded by Councilor Stone to accept and place on file the December 2015 monthly finance report. Passage 7-0.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

No one from the public spoke.

X. Adjournment

Motion was made by Councilor Stone and seconded by Councilor Burns to adjourn. All were in favor, the meeting adjourned at 8:40 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING FEBRUARY 1, 2016 VOL. 34 PAGE 209

City Manager Kroll called the meeting to order at 7:10 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present, Mayor LaBonté had an excused absence.

Motion was made by Councilor Stone seconded by Councilor Pross to nominate Councilor Young to serve as Mayor Pro Tempore in the absence of Mayor LaBonté. Passage 6-0 with Councilor Young abstaining.

II. Consent Items - None

II. Minutes

- January 25, 2015 Regular Council Meeting

Motion was made by Councilor Titus and seconded by Councilor Burns accepting the minutes of the January 25, 2016 City Council meeting. Passage 6-0 (Councilor Young did not vote).

III. Communications, Presentations and Recognitions

Auburn Police Department Badge Pinning Ceremony

New Hires: Patrol Officer Pedro “Efra” Becerra-Aviles, Patrol Officer Daniel Chabot, Patrol Officer James Davison, Patrol Officer Christopher Saunders.

Promotions: Sergeant Kristopher Bouchard, promoted from Corporal to Patrol Sergeant; Sergeant Matthew Dailey, promoted from Corporal to patrol Sergeant; Sergeant Jason Moore, promoted from Corporal/Detective to Patrol Sergeant; Sergeant Chad Syphers, promoted from Corporal/Detective to Patrol Sergeant.

Certification: Chaplain Roger Cousineau.

Council Communication – Business License Denial (Indeego Spa)

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*. No one from the public spoke.

Mamie Ney – Director of Auburn Public Library, invited everyone to attend a Lincoln Birthday Celebration at 3:00 PM on February 12th at the Library. The movie Lincoln will be featured. She also gave special thanks to Tizz Crowley, Councilor Walker, and City Manager Howard Kroll for their help in putting this event together.

City Manager, Howard Kroll, introduced Sabrina Best, our new Recreation and Special Event Director.

V. Unfinished Business – None

VI. New Business - None

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VII. Executive Session - Economic Development matter, pursuant to 1 M.R.S.A. §405 (6)(C).

Motion was made by Councilor Walker and seconded by Councilor Titus to enter into executive session to discuss an economic development matter, pursuant to 1 M.R.S.A. §405 (6)(C). Passage 6-0 (Councilor Young did not vote). Time 7:36 PM.

Mayor Pro Tem Young declared Council out of executive session at 8:11 PM.

VIII. Reports

Councilor Burns – no new committee reports at this time, but he stated that he is looking forward to working with Councilors Stone and Pross on the policy committee (Economic and Community Development).

Councilor Walker - no new committee reports at this time, but he noted that the meeting for the Transportation committee is set up for either the 25th or 26th of February.

Councilor Gilbert - she will be attending three meetings this week but has nothing new to report for this month.

Councilor Young - no committee report at this time.

Councilor Titus – the Finance and Administration Committee will be meeting on February 18th, the Public Safety committee has not scheduled a date yet but should be confirmed soon. He noted that there was a meeting at ATRC having to do with the Downtown Transportation Center tomorrow.

Councilor Stone – he is looking forward to meeting on the 18th with the Finance & Administration Committee. He also noted that he met with his coordinating School Committee member, Bonnie Hayes, and it was a worth-while effort.

Councilor Pross – Last Thursday on the 28th the second Neighborhood Conversation meeting was held at the East Auburn Community School. He facilitated the meeting in the absence of the Mayor. He received positive feedback. The focus was on both the schools and city based projects. They also talked a bit about the East Auburn Community School and how it stands out in terms of its size overall as far as student population goes and how it measures out compared to other elementary schools. One thing in particular that interested him was that the poverty rate at that school is 41%. He encouraged Councilors again to reach out to their corresponding School Committee members, if they haven't already, to talk about issues before budget conversations begin. Lost valley had a wonderful night at the Winter Fest on Friday. He attended with his daughter and it was a fun time. He thanked city staff for doing a great job putting that together and for making it a success. He also thanked Lost Valley for hosting a wonderful night.

City Manager – thanked the Recreation Department staff for Winter Fest, in particular, Jasmine McLoughlin who really made it happen. All in all it was a great event. Norway Savings Bank Arena opened up for free skating. Tomorrow is a meeting at Androscoggin

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Valley Council of Governments, the LATC will be voting on taking proceeds money out of their reserve account to put toward the Downtown Transportation Center. Thursday at Walton School is the next Neighborhood Conversation meeting. He is expecting a good turnout. Also on Thursday the Airport Board meeting will be at 5PM to discuss the budget. He also mentioned the upcoming meetings with Joint Charter Commission. They've hired a firm out of Rochester, New York that will be interviewing, staff, department heads in particular, and the Mayors of both cities.

- IX. Open Session** - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

No one from the public spoke.

X. Adjournment

Motion was made by Councilor Burns and seconded by Councilor Walker to adjourn. All were in favor, the meeting adjourned at 8:24 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING FEBRUARY 22, 2016 VOL. 34 PAGE 212

Mayor LaBonté called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Councilor Walker had an excused absence. All other Councilors were present.

III. Consent Items

3. Order 05-02222016*

Appointing Mary LaFontaine as the Chair of the Registration Appeals Board with a term expiration of 3/1/2020.

4. Order 06-02222016*

Accept and place on file the FY15 Comprehensive Annual Financial Report (CAFR).

5. Order 07-02222016*

Accepting the transfer of \$2,050.10 forfeiture assets in U.S. currency to the Auburn Police Department (Superior Court Criminal Action Docket No. CV-15-745 Thomas Murphy).

6. Order 08-02222016*

Confirming Chief Crowell's appointment of Francis M. Carignan as Constable without firearm for the Auburn Police Department.

Motion was made by Councilor Titus to pull order 07-02222016 off the Consent agenda and add it under new business.

Motion was made by Councilor Burns and seconded by Councilor Pross to accept the remainder of the consent items as presented. Passage 6-0.

II. Minutes

- February 1, 2016 Regular Council Meeting

Motion was made by Councilor Stone and seconded by Councilor Titus to accept the minutes of the February 1, 2016 Regular Council Meeting as presented. Passage 6-0.

III. Communications, Presentations and Recognitions

- Fund Balance Analysis Presentation – Jill Eastman, Finance Director

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*. No one from the public spoke.

Larry Pelletier 129 Second Street – had questions regarding the school department’s fund balance and wondered how it tied into this discussion. The School Department’s fund balance is restricted. The total fund balance does include the School Department’s.

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Dan Herrick 470 Hatch Road – commented that the last time he came before council he had a concern about removing snow just before a warm up. He said he did receive a call from the Director of Public Works but went on to express his dissatisfaction with the answer he was given.

Joe Gray Sopers Mill Road – stated that he would like to see the screen in Council Chambers used more during meetings. He added that new information is presented at meetings after the agenda has already posted and he finds that to be very discouraging. In regards to the 3.5 million dollar deficit, he noted that it is less than 5% of the budget which he said “is not that big of a deal - it can be made up”. He said that he found it striking that in 2011 expenditures were \$70 million and in 2015 it was \$78 million. He said it is too much and “frivolous spending has to stop”.

V. Unfinished Business - None

VI. New Business

1. Ordinance 02-02222016

Adopting the amendments to Chapter 20, Article IV – Housing Code. Public hearing and first reading.

Motion was made by Councilor Pross and seconded by Councilor Stone to adopt the amendments to Chapter 20, Article IV – Housing Code, draft #2 as presented.

Public hearing:

Dan Herrick, 470 Hatch Road questioned who was going to police this. He commented that there are a lot of issues with this proposal and it should be looked at before it is passed.

Larry Pelletier, 129 Second Street stated that he purchased his home in 1982 and has been able to maintain it over the years. He added that it is now in serious need of paint or siding but they cannot afford it at this time. He asked what kind of assistance is out there for residents to be able to maintain their properties.

Joe Gray, Sopers Mill Road commented that the packet is not well organized. Draft 1 and Draft 2 should be separated by a page rather than noted at the bottom of the pages. He went on to comment that he agrees with Mr. Herrick and this ordinance would not be enforceable. He also questioned who determines what is considered “substantial” and what is not? He noted that the city should do something about structural problems, not paint.

Motion was made by Councilor Burns and seconded by Councilor Gilbert to strike section 12-226 on page 7 under Maintenance that states “free from substantial chipping and peeling paint” and refer this issue to Community and Economic Development Committee to further workshop with CDBG and Code Enforcement to come up with a plan regarding the paint issue.

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Passage of amendment 4-2 (Councilors Stone and Pross opposed).

Passage of Ordinance 02-02222016 (draft 2) as amended 6-0. A roll call vote was taken.

2. Ordinance 03-02222016

Adopting the amendments to Chapter 44, Article IV – Solid Waste. Public hearing and first reading.

Motion was made by Councilor Stone and seconded by Councilor Burns adopting the amendments to Chapter 44, Article IV – Solid Waste.

Public hearing:

Larry Pelletier stated that he applauds them for what they are trying to do but wondered how we would be able to enforce this ordinance.

Dan Herrick stated that he cannot see this happening. He had concerns with trash cans in the road, having to purchase trash cans for his tenants and finding a place to store them. He went on to say that he doesn't support this.

Passage 4-2 (Councilors Young and Titus opposed). A roll call vote was taken.

Order 07-02222016* (this item was removed from the Consent Agenda)

Accepting the transfer of \$2,050.10 forfeiture assets in U.S. currency to the Auburn Police Department (Superior Court Criminal Action Docket No. CV-15-745 Thomas Murphy).

Motion was made by Councilor Titus and seconded by Councilor Young to accept the transfer of \$2,050.10 forfeiture assets in U.S. currency to the Auburn Police

VII. Executive Session - None

VIII. Reports

Mayor's Report – he thanked Councilor Young for serving as Mayor Pro Tempore while he was out on medical leave and thanked the rest of the Council and staff for accommodating his slow movement while he was getting himself back to health. He highlighted some of the work that has been happening over the last week or so in Auburn which has brought in out of town money. We hosted the 44th Annual Lion's Tournament at the Norway Savings Bank Arena, and we were part of a nearly 60 game tournament between our facility and the Portland area which brought teams from all over New England and Canada. He stopped in to see how activities were going and found it impressive. There were visitors from Connecticut that went to the mall, spoke with a business there and it turned into a lead for a new advertiser. Also, Auburn played host at

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the Central Maine Community College to the Yankee Small College Conference Basketball Elite 8 tournament. He gave kudos to Dave Gonyea, the men's basketball coach and athletic director, at CMCC. They are starting a hockey program later this year and already have commitments from Quebec and as far away as Sweden. He added that good things are happening and progress is being made.

City Councilors' Reports

Councilor Stone noted that there was a father daughter dance at the Norway Savings Bank Arena. He said he thought it was an innovative use of the facility. The event was sold out.

Councilor Pross reported that Washburn School has a program called "Open Door Wednesdays" which is an opportunity to get families involved and interested the education of the children and in what is happening in the school. He commended Laura Shaw and Michelle Gagne for their good work in instituting this program. He also reported on the February 3rd School Committee meeting.

Councilor Young reported that he attended at both class A and B indoor track. The Portland Press Herald noted that Bates College was located in Auburn. He congratulated the ELHS girls indoor track team for winning the class A Indoor Track Championship. They will be recognized at an upcoming council meeting.

Councilor Titus attended the AVCOG executive committee meeting. They did get the word that Verso Paper will not be going out of business and it looks like they will actually be hiring. He said he also learned that there is a "Sports Commission" through AVCOG. He is hoping they can help to promote the Norway Savings Bank Arena.

Councilor Gilbert was invited to a senior's banquet at Pettengill Park through the Recreation Department. She thought the event was super, stating the Director knocked

herself out putting it together. She added that she is glad to see that Auburn is a senior friendly town.

Councilor Burns reported that the Board of Directors of the Lewiston-Auburn Economic Growth Council met February 5th. He was in attendance as the Council Rep, commenting that it was a good meeting. There was a brief discussion about Auburn Council's ongoing discussions with them regarding the scope of services. The Marketing Committee reported on their ongoing work in a community branding effort.

City Manager Report – He also spoke about the Father-Daughter dance that was held at the Norway Savings Bank Arena. He thanked Sabrina Best and Jasmine McLoughlin from the Recreation Department for their efforts putting the event together. The event was a success and sold out. He also spoke about the large tournaments that were held at the Norway Savings Bank Arena. He congratulated the St. Dom's Women's hockey team for winning their state championship, the ELHS boys alpine ski team for winning their state championship, and the ELHS girls indoor track team for winning their state championship, and the ELHS girls basketball team who won the Eastern Maine finals and will be going on to the state championship this weekend. He spoke about the Industrial

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Park grant. We are trying to get the grant closed out and get our money back. This will be scheduled for a future workshop.

Finance Director, Jill Eastman – January 2016 Monthly Finance Report

Motion was made by Councilor Stone and seconded by Councilor Pross to accept and place on file the January 2016 monthly finance report. Passage 6-0.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Joe Gray Sopers Mill Road, stated that for the last couple of years a number of residents have been trying to get city staff to “start with yes, as opposed with starting with no” commenting that tonight was a good example of that. He added that “we can't keep looking at the negative things and try to beat everyone in the city down”.

Mamie Anthoine Ney, Library Director wanted to remind everyone of their annual Indoor Farmers Market coming up over the weekend.

X. Adjournment

Motion was made by Councilor Gilbert and seconded by Councilor Burns to adjourn. All were in favor, the meeting adjourned at 8:50 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING MARCH 7, 2016 VOL. 34 PAGE 217

Mayor LaBonté called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

IV. Consent Items

1. Order 09-03072016*

Approving the temporary sign request for Park Avenue Elementary Schools April Festival.

2. Order 10-03072016*

Approving the temporary sign request for the Maine Home Show.

3. Order 11-03072016*

Approving the temporary sign request for the Kora Shrine Circus.

4. Order 12-03072016*

Approving the temporary sign request for the Auburn Business Association.

5. Order 13-03072016*

Accepting the transfer of \$1,857.00 forfeiture assets in U.S. currency to the Auburn Police Department (Superior Court Criminal Action Docket No. CR-15-309 Mustafa Abdi).

Motion was made by Councilor Walker and seconded by Councilor Titus to accept the consent items as presented. Passage 6-0-1 (Councilor Burns was not present for this vote).

II. Minutes - February 22, 2016 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Pross accepting the minutes of the February 22, 2016 City Council meeting. Passage 7-0.

III. Communications, Presentations and Recognitions

The Mayor gave recognition to the Edward Little High School Girls Indoor Track Team for their State Championship victory and to the Edward Little High School Boys Alpine Ski Team for also winning the State Championship. The coaches and members of the teams were present.

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*. No one from the public spoke.

Mary LaFontaine, Western Avenue – opened by commenting that she loves this community and chooses to live here and we are doing some really great things. She noted that she sat in the Ward 3 Council seat for 4 years and understands the work and understands that decisions that are made are not easy decisions to make and when decisions are made to fund or not fund a program or department, it comes with a cost. She asked that Councilors approach their decisions in a couple of ways. Approach decisions as a whole community,

seek out opinions, fact, data, and historical perspective. Don't listen to just one group. Consider the greater community and future of this community. The business community needs support from both cities. When she moved to L-A in 1988, she saw it as one community. She lives in Auburn, works in Lewiston, and shops, dines, and recreates in both. While many decisions they make are for Auburn specifically, many decisions will be about the greater community. She asked that they consider why decisions were made previously, and honor consistency and dependability. She spoke about property valuations and the work of the Growth Council. She commented that we now have a different leader at the Growth Council and there is good work going on. She spoke about the impact on businesses and the community if Auburn were to defund the Growth Council and asked that they honor the commitment that was made, do complete research, talk to a variety of people before a decision is made.

Alan Hahnel, Chairman of the Board of Lewiston Auburn Economic Growth Council. He wanted to express his concern that Auburn is looking to move backwards in terms of Economic Development in the Lewiston – Auburn Community. He mentioned the topic of rescinding the \$50,000 for the Rail Study. He added that there are rumors that Auburn wants to defund LAEGC, and the message is that Auburn does not care about Economic Development and that perception is not good for the community.

Lincoln Jeffers, Economic Development Director in Lewiston, stated that as a rule, he tries to not speak at Auburn Council meetings but with rumor that Auburn is looking to defund the Lewiston Auburn Economic Growth Council, it compelled him to speak. He spoke in support of the LAEGC and John Holden and the work that is being done. He noted that he agreed with the comments Mary LaFontaine made.

Stephanie Gelinias, Lewiston resident – stated that she believes this is not just an Auburn discussion, as the dialogue that is occurring has ramifications that go well beyond Auburn and Lewiston and beyond. The LA Metro Chamber released a strong support statement for LAEGC stating that they should be allowed to continue doing the important work they are doing. She noted that LAEGC was the first resource she accessed when she started her business years ago and that is where she refers others. She added that now is not the time to withdraw from LAEGC and now is the time for Lewiston and Auburn to support joint efforts.

Gabrielle Russell, a downtown resident of Lewiston and owns a building on Lisbon Street - noted that she grew up in Auburn and works in Auburn. She expressed her strong support for the work that LAEGC is doing now. She reached out to John Holden when she was looking for a tenant for her Lisbon Street building. He responded right away and within 2 weeks she had a lease agreement. She added that she also worked with LAEGC to get a small business loan and noted that she couldn't have made it happen without John Holden and the staff at LAEGC.

Carl Shalene, commented that we need to understand that what is good for Lewiston is good for Auburn and what is good for Auburn is good for Lewiston. He spoke in support of LAEGC adding that Lewiston and Auburn are better together and we need the Growth Council.

V. Unfinished Business

IN COUNCIL REGULAR MEETING MARCH 7, 2016 VOL. 34 PAGE 219

1. Ordinance 02-02222016

Adopting the amendments to Chapter 20-Housing Code. Public hearing and second reading.

Motion was made by Councilor Titus and seconded by Councilor Walker to adopt the amendments to Chapter 20-Housing Code which would include the amendments made at the 2/22/2016 Council meeting.

Public hearing – no one from the public spoke.

Passage 6-1 (Councilor Pross opposed). A roll call vote was taken.

2. Ordinance 03-02222016

Adopting the amendments to Chapter 44 – Solid Waste. Public hearing and second reading.

Motion was made by Councilor Titus and seconded by Councilor Gilbert to adopt the amendments to Chapter 44 – Solid Waste.

Public hearing:

Larry Pelletier, 129 Second Street asked who will be responsible for enforcing this.

A gentleman that did not identify himself spoke asking who is responsible if tenants do not put their trash out in the trash cans and he went on to talk about enforcement of this proposed ordinance amendment.

Dan Herrick, 470 Hatch Road – asked where this proposal originated adding that he has never heard a complaint about trash strewn across city streets. He also asked who would be responsible for enforcing this.

Motion failed 3-4 (Councilors Walker, Young, Stone, and Titus opposed). A roll call vote was taken.

VI. New Business

3. Ordinance 04-03072016

Adopting amendments for a Form Based Code and Zoning Map for portions of Downtown Auburn and New Auburn. The Form Based Code Text Amendment will replace Article IV, Division 14, Central Business District, Sec. 60-546, amend related sections of the Zoning Ordinance and create 5 new Form Based Code Districts (T-4.1, T-4.2, T-5.1, T-5.2 and T-6). Public hearing and first reading.

The notification on this hearing was sent to property owners within the affected area and 100 feet around the area affected but it was determined afterwards that the ordinance states that notification has to go out to owners within and 500 feet around the affected area. Because of that, this item will be postponed and will be going before the

Planning Board for a further public hearing. An update on this item was provided but action will be postponed until after giving full and proper notice.

Public comment – Chris Branch of Sebago Technics, was representing the Hilton Garden. He spoke in support of the Form Based Code and feels that the area that the Hilton Garden is in would be better fit by being in the T-6 instead of the T-5.2 classification.

Adam Lee, Main St – stated that he commends highly the Form Based Code and encouraged expansion on the T-6 classification in the downtown area.

4. Order 14-03072016

Appointing Board and Committee members as nominated by the Appointment Committee.

Council may enter into executive session pursuant to 1 M.R.S.A. §405 (6)(A).

Motion was made by Councilor Burns and seconded by Councilor Walker to appoint Board and Committee members as nominated by the Appointment Committee. Passage 7-0.

5. Order 15-03072016

Approving to discontinue the use of Fund Balance to balance the General Fund budget over the next 2 fiscal years, FY 17 and FY 18 as recommended by the Finance Director.

Motion was made by Councilor Titus and seconded by Councilor Stone to approve to discontinue the use of Fund Balance to balance the General Fund budget over the next 2 fiscal years, FY17 and FY18 as recommended by the Finance Director.

Public comment – no one from the public spoke.

Passage 7-0.

VII. Executive Session

Discussion on a poverty abatement case # 2879-16 pursuant to (36 M.R.S.A § 841) with possible action to follow.

Motion was made by Councilor Burns and seconded by Councilor Titus to enter into executive session to discuss a poverty abatement, pursuant to (36 M.R.S.A § 841) with possible action to follow. Passage 7-0, time in 8:12 PM.

Council was declared out of executive session at 8:32 PM.

Motion was made by Councilor Burns and seconded by Councilor Walker to approve the poverty abatement, case #2879-16 in the amount of \$456.00. Passage 7-0.

Discussion on a real estate matter, pursuant to 1 M.R.S.A. §405 (6)(C).

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Motion was made by Councilor Pross and seconded by Councilor Burns to enter into executive session to discuss a real estate matter, pursuant to 1 M.R.S.A. §405 (6)(C). Passage 7-0, time in 8:34 PM.

Council was declared out of executive session at 9:17 PM.

VIII. Reports

Mayor's Report – Mayor LaBonte wanted to clarify a comment that was made during open session that Auburn is viewed poorly in regards to economic and business development. He stated that nothing is further from the truth. He spends a lot of time interacting and working with businesses and investors in the State. Auburn and Lewiston-Auburn are seen as a place for opportunity. People see Auburn as a place that is wide open for business and there is a lot in the pipeline.

Councilor Young – reported that last week was a busy week. One meeting cancelled, and one gave just a couple hours notice of another meeting. He was unable to attend due to such short notice. He noted that last weekend he visited two out of three caucuses. He was a guest at one and participated at the other. Pictures can be found on Flickr.

Councilor Walker - working with Tizz Crowley on the Denny Sullivan celebration. He encouraged people to check out the City website and Great Falls TV to find out what is happening.

City Manager – noted that next Monday will be first CIP presentation. It will be in draft form, and he is looking for feedback from Council and the public. He also noted that the Council Committee meetings are ongoing.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

No one from the public spoke.

X. Adjournment

Motion was made by Councilor Walker and seconded by Councilor Stone to adjourn. All were in favor, the meeting adjourned at 9:23 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

Mayor LaBonté called the meeting to order at 7:05 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

V. Consent Items

7. Order 17-03212016*

Amending Order 14-03072016 which was previously adopted at the 3/7/2016 City Council meeting to reflect the corrected term expiration date for the re-appointment of Robert Bowyer (Planning Board) to 1/1/2019 (previously adopted as 10/1/2019 in error).

8. Order 18-03212016*

Confirming Chief Crowell's appointment of Randall Burnham as Constable without firearm for the Auburn Police Department.

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the consent items as presented. Passage 7-0.

II. Minutes

- March 7, 2016 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Gilbert to accept the minutes of the March 7, 2016 Regular Council Meeting as presented. Passage 7-0.

III. Communications, Presentations and Recognitions

The Mayor provided recognition to the St. Dominic's Academy Girls Hockey Team for winning the State Championship.

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

No one from the public spoke.

V. Unfinished Business - None

VI. New Business

6. Resolve 03-03212016

Supporting staffs pursuit of the SAFER (Staffing for Adequate Fire and Emergency Response) Grant.

Motion was made by Councilor Titus and seconded by Councilor Burns supporting staffs pursuit of the SAFER (Staffing for Adequate Fire and Emergency Response) Grant.

Public comment – no one from the public spoke.

Passage 6-1 (Councilor Titus opposed).

9. Ordinance 04-03212016

Amending the ordinance regarding parking standards for junk cars. Public hearing and first reading.

Motion was made by Councilor Burns and seconded by Councilor Walker to amend the ordinance regarding parking standards for junk cars as presented.

Public hearing – Joe Gray, Sopers Mill Road, commented that some residents in outlying areas have unregistered, uninspected vehicles that are used as plow trucks or for personal use on their own property and will never be placed on the road. He said that he has a truck on his property that has a refrigerated rear end that he leaves parked in his yard. The truck doesn't move but he uses the refrigeration portion as a cool room. He added that it is serving a good purpose and not doing any harm and went on to question "why would you want to take that away?" He stated that these changes target certain people.

Passage 5-2 (Councilors Walker and Titus opposed). A roll call vote was taken.

VII. Executive Session - None

VIII. Reports

Mayor's Report – The Mayor reported that he had an opportunity to sit with the management team and staff from Planning and Development, Public Services and the Maine Department of Transportation, to talk about a number of infrastructure projects. They discussed the New Auburn redevelopment efforts, and the Lown Bridge investment the State plans to make and other ways the State might be able to invest with us to implement those neighborhood recommendations. There are good ideas on the table to bring more State money to Auburn. There was significant discussion about Miracle Enterprises and the infrastructure needs on Minot Avenue. He added that staff did an excellent job laying out the case and securing MDOT's quick response to doing what we need to do to pursue State construction money and federal resources. He wanted to publicly give kudos to staff for their work in moving these things forward.

City Councilors' Reports

Councilor Burns – reported on the last meeting of the Council Committee (Community and Economic Development) which was held on March 17th. He stated that they covered a lot of ground, and will be bringing forth four items to move forward to the Council at large. They discussed a proposal from Derek Boulanger putting out an RFP for a solarized power project for Auburn to pool their resources to get discounted solar panels for residential use with the City acting as the facilitator of that process, they went over the draft of the CDBG budget and they opted to move the draft forward to the entire Council for a workshop. They also voted to move forward on the Adaptive Re-Use Ordinance that has been proposed which allows for the re-use of using historical
IN COUNCIL REGULAR MEETING MARCH 21, 2016 VOL. 34 PAGE 224

buildings, and finally, they discussed the on the ongoing issue for the Transportation Center sewer system. There was also a lengthy discussion with John Holden (President of LAEGC) to discuss their draft marketing plan and the relationship between Council and LAEGC.

Councilor Walker – reported that on March 24th all Neighborhood Watch groups will be meeting at Sherwood Heights School at 6:30PM, on March 29th the United New Auburn Association will be meeting at Rolly’s Diner at 6:00 PM. He added that the Council Committee he is on (Transportation and Environment) is moving forward and making progress with the 9-1-1 mission that they’ve taken on. They are meeting with the County Sheriff. They will be meeting again on the 24th of March at 4:00 PM at Auburn Hall.

Councilor Gilbert - no report

Councilor Titus - no report

Councilor Stone – reported on the Community and Economic Development Council Committee discussion with John Holden regarding LAEGC. He has been getting phone calls, emails, and requests for meetings from many people. He said it was a productive discussion which can be seen on the Great Falls TV website and anyone interested in seeing the discussion should tune in. He said there was a very in depth marketing plan presented by Mr. Holden but the one thing he did not hear was any mention on what LAEGC commits to do in terms of adding dollars to Auburn’s taxable valuation. He said in the future, if we are to continue with LAEGC we’ve got to have some sort of a written commitment from them to generate real taxable dollars.

Councilor Pross – also reported on the discussion with John Holden regarding LAEGC. He also encouraged members of the Community interested in the topic to go to the Great Falls TV website to review the recording of the March 17th meeting. He commented that LAEGC is acting as the agent, by contract, with the Auburn Business Development Corporation with regard to the management of the Industrial Park and has been doing so since the Industrial Park was initially acquired. He said it appears they are wearing two hats; one is working for ABDC and the other for the taxpayers of Auburn to promote economic development. He went on to say that we’ve lost tax revenues and the City of Auburn has suffered as a result of LAEGC’s failure to record a sub division development plan for the Industrial Park (from 2006 to date). Lots are being marketed in that sub-division without a recorded subdivision plan. He added that it calls into question not only state law which prevents marketing a subdivision without a recorded subdivision plan, but it has also cost the taxpayers of Auburn who have taken a large portion of the liability of funding the development over the years for not having those lots individually assessed. He said it raises the question; who the Growth Council is working for in this case - the taxpayers of Auburn or the Auburn Business Development Corporation?

He also provided a School Committee update. At the last School Committee meeting they spent a lot of time talking about the proposed budget scenarios, the Superintendents budget which would be a 4.8% increase from the previous year, they looked at what that

would look like if they stuck to the CPIU and what it would mean in the budget. It would be a reduction of 1.5 million dollars and it would be taking a huge step backwards. That doesn't take into account the revenue they would be losing from the State side for not meeting the State Essential Program and Services (EPS) requirements. They also looked at a budget meeting the EPS which would be an increase of 3% on the school side which would allow them to continue to draw down the State funds they are relying on for revenues. He also sits on the Finance Committee of the School Department and they've been looking closely at cost drivers and ways to gain efficiencies in the future.

Councilor Young – reported on the Transportation and Environmental Council Committee. They were able to move forward on the Woodlot Management Ordinance proposal which will be placed on a future Council agenda. The Committee was not ready to make a recommendation on the Solid Waste and Recycling contract item yet. The Recreation and Special Events Committee item was crossed off the list. The Council Committee has decided to continue with the current ordinance that is in place rather than trying to re-invent the wheel. The Summer Street extension reconstruction project is shovel ready has already been approved by council. There was an update on Route 4 and were told they are still waiting for bids to go out.

City Manager Report – he called Eric Cousens up to provide an update on the Downtown Transportation Center Sewer issues. While installing the water line last fall, they found that they cannot connect into the Esplanade's line as they originally thought because of issues with that line. Another option was a continuation of the line to another manhole closer to the Hilton but there is a 24 inch water main owned by the City of Lewiston which is directly in that path. They looked at gravity flow to Turner Street and found that they would have to go approximately 19 feet deep to achieve gravity flow. After doing some test borings they found that there is ledge which would be very cost prohibitive. The Planning Department has been working with the Sewer District to come up with a pump solution. Three options were discussed. One is a pump system that would serve the future development-the Transportation Center and mainly two other lots in the development, another is a pump station which is much smaller and would be privately owned by the Transportation Center and serves only the Transportation Center, and the 3rd option would be to install a pump station serving only the Transportation Center so a septic system might be an option, however the City would be spending funds on something that does not serve the rest of the development. The pump station that would be publicly owned and taken over by the Sewer District would be able to service the larger development but they would charge the city a fee of \$50,000 on top of the construction cost to accept that pump station. A policy was set several years ago by the Sewer Board not to accept any new pump stations, however an exception was made a few years ago with the Town of Poland who was charged a \$50,000 fee, so precedence has been set in order to accept a new pump station. The Sewerage District is here to serve the sewer customers in the City of Auburn and staff will be asking them to reconsider that and treat Auburn differently.

Finance Director, Jill Eastman – February 2016 Monthly Finance Report

Motion was made by Councilor Stone and seconded by Councilor Pross to accept and place on file the February 2016 monthly finance report. Passage 7-0.

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IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Joe Gray, Sopers Mill Road wanted to thank the Councilors for bringing to light the LAEGC issues discussed earlier. He also commented on the schools needing money, yet Council keeps growing government on the City side. He added that they have to stop the spending. He commented on the SAFER grant, stating it is not just \$22,000 for equipment. He asked if anyone has read the SAFER agreement noting that there were so many questions that still had to be answered. He asked if the Summer Street extension project could be held off for another year. He also commented on Code Enforcement stating that Council keeps giving Code Enforcement more authority. He said he knows of at least 4 different people who have tried starting or expanding their businesses and Code Enforcement is stopping them by not allowing them to do certain things. He said he has contacted city staff and administration but he has no patients and wants to “see it ended now”.

X. Adjournment

Motion was made by Councilor Burns and seconded by Councilor Walker to adjourn. All were in favor, the meeting adjourned at 8:09 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING APRIL 4, 2016 VOL. 34 PAGE 227

Mayor LaBonté called the meeting to order at 7:20 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Councilor Titus had an excused absence. All other Councilors were present.

VI. Consent Items

7. Order 19-04042016*

Setting the date for the School Budget Validation Referendum Election for June 14, 2016.

8. Order 20-04042016*

Approving the time to open the polls at 7:00 A.M. for the June 14, 2016 Election.

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the consent items as presented. Passage 6-0 (Councilor Titus absent).

II. Minutes - March 21, 2016 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Burns accepting the minutes of the March 21, 2016 City Council meeting. Passage 6-0.

III. Communications, Presentations and Recognitions

Reine Mynahan presented the Community Development Block Grant (CDBG) Budget to Council.

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*. No one from the public spoke.

KC Geiger – 1464 Pownal Road, and Auburn Water District President, he wanted to comment on the Mayor’s comments from the last meetings “off agenda” discussion when he stated the city should “take over the Water and Sewer District and eliminate the redundant capacity of staff and equipment and we’d save taxpayers and ratepayer’s significant money and end the racket”. He also encouraged the Mayor to attend a few meetings to see how well run the Water and Sewer Districts are. A copy of his statement was provided and placed on file.

Peter Murphy - 15 Fairview Avenue and a volunteer board member of the Growth Council and Auburn Business Development Corporation. He stated that he is in favor of the Growth Council and explained his recent experience with them and what it meant to his business. He said that his experience with the Growth Council has been positive and has resulted in real economic growth. He also wanted to mention that the Auburn Business Association is sponsoring the Auburn Citizen of the Year on May 5th at Martindale adding that he would love to see them all there.

Jessica Michaud -180 North River Road, urged the City Council to accept the School budget.

IN COUNCIL REGULAR MEETING APRIL 4, 2016 VOL. 34 PAGE 228

Korin McGuigan, 444 Turner Street, stated that she has 2 children in the Auburn School District and wants them to have a great education and the great support of the community. She stated that she has the conversation with her husband often, “do we stay or do we go”? She went on to say that she loves the community and wants the ship to turn. She said she supports the teachers and the community and supports Superintendent and School Committee.

Michelle Scott and her son Quinn who is a third grader at Park Avenue School spoke. Michelle stated that she and her wife have lived in Auburn for 13 years and long before having children, they voted every year to support the school budget. She said they too have had the discussion about whether they stay in Auburn or leave. They do not want that. Her son has had phenomenal teachers and is flourishing at Park Avenue School. Quinn spoke stating that he really likes his school and said he heard that they might take away the Library Teacher. He said she is good for him and she teaches them good literacy skills. He said that she helps them with the book fair and helps them pick out good books to read adding that he hopes we keep the library teacher.

Lisa Mayer -1 Roosevelt Street, stated that this is not just a school decision it’s a business decision. She said she is hoping Council will pass the Superintendent’s budget and keeps the Library, Music, and Art programs.

Erin Breau - 225 South Main Street supports the proposed budget adding that she has kids in the Auburn School system and wants them to continue to get a good education adding that she supports the increase in the School budget.

V. Unfinished Business

6. Ordinance 04-03212016

Adopting the ordinance regarding parking standards for junk cars. Public hearing and second reading.

Motion was made by Councilor Stone and seconded by Councilor Walker to adopt the ordinance regarding parking standards for junk cars as presented.

Public hearing – no one from the public spoke.

Passage 6-0. A roll call vote was taken.

VI. New Business

The Mayor requested that without any objections he was taking item #2 (Order 21-04042016) under new business out of order and acted on before the hearing. There were no objections from Council.

7. Order 21-04042016

Approving the issuance of a Special Amusement and Liquor license to Firehouse Grill located at 47 Broad Street. Public Hearing.

IN COUNCIL REGULAR MEETING APRIL 4, 2016 VOL. 34 PAGE 229

Motion was made by Councilor Burns and seconded by Councilor Walker to approve the issuance of a Special Amusement and Liquor License to Firehouse Grill located at 47 Broad Street.

Public hearing - no one from the public spoke. Passage 6-0.

Hearing on the appeal of the denial of a business license for Indeego Spa (owner Lanli Liu) pursuant Chapter 14 Section 14-39 (a). Executive Session pursuant to 1 M.R.S.A. §405 (6)(G).

Motion was made by Councilor Burns and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A. §405 (6)(G) to hear the appeal of the denial of a business license for Indeego Spa (owner Lanli Liu). Passage 6-0, time 7:56 PM.

The Mayor declared Council out of executive session at 9:10 PM.

Motion was made by Councilor Pross and seconded by Councilor Stone that the City Council deny the applicant, Lanli Liu's appeal on the denial of a business license for a

massage establishment license, Indeego Spa, located at 405 Center Street because incomplete and false information was knowingly provided to the Auburn Police Department in support of the application.

Passage 5-1 (Councilor Walker opposed). A roll call vote was taken.

VII. Executive Session

Discussion on a real estate matter (Auburn Intermodal/Port of Auburn), pursuant to 1 M.R.S.A §405 (6)(C) with possible action to follow.

Motion was made by Councilor Burns and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A §405 (6)(C) to discuss a real estate matter with possible action to follow. Passage 6-0, time 9:12 PM.

The Mayor declared Council out of executive session at 9:32 PM.

Motion was made by Councilor Pross and seconded by Councilor Walker to adopt Resolve 22-04042016 to authorize the City Manager to execute a lease agreement with the Auburn-Lewiston Municipal Airport as follows;

Be it resolved by the Auburn City Council that the City Manager is hereby authorized to execute a lease agreement with the Auburn-Lewiston Municipal Airport to lease real property north of Lewiston Junction Road for the Maine Intermodal Transportation Facility, as shown on Exhibit A as parcels I, II, and III, at a rent of \$1 per year for a term of 99 years.

Passage 6-0.

IN COUNCIL REGULAR MEETING APRIL 4, 2016 VOL. 34 PAGE 230

VIII. Reports

Mayor's Report – Mayor LaBonte reported that CMCC is pursuing an EDA grant for their Precision Machining Technology Lab on its campus. As part of the process, they have to demonstrate to EDA that they have worked to raise public awareness and the local elected body is aware of the project. He would like the minutes to reflect that. He provided a fact sheet that has been attached to the minutes and placed on file in the Clerk's office.

Councilor Young – reported that earlier in the meeting that we were not being recorded live on Great Falls TV but he did get a report that 10 minutes into the meeting we did go live. He also commented that Great Falls TV is supposed to have a meeting on Thursday however he has not seen a posting that a meeting is scheduled. He also hasn't heard whether or not the Lewiston Auburn Public Health Committee was meeting or not. He has not seen anything posted for that either.

Councilor Burns – reported that the Citizen's Advisory Committee met last week to discuss the CDBG and Home budget. The room was full and it was a robust discussion. The meeting lasted for approximately 3 hours and they went over the budget line by line. He thanked the

members of the CAC for their hard work. He also reported that last Friday was the monthly meeting of the Lewiston Auburn Growth Council. There was a long discussion among members there as they went over the draft scope of service and metrics on how they are going to evaluate their performance.

Councilor Walker – reported on April 21st at 6:00 PM is the MMWAC (Mid Maine Waste Action Corporation) kickoff. Joe Kazar will be here at Auburn Hall. The public is invited to attend. Joe will be retiring soon so it will be a good time for people to come and speak to Joe. It is the kick off for Earth Day in the City of Auburn.

City Manager – reported that he was gone last week on active duty in Virginia and he is glad to be back. He noted that there would be a meeting next Monday where he will roll out the Municipal budget and hopefully come up with a schedule on department and agency budget presentations.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

No one from the public was present to speak.

X. Adjournment

Motion was made by Councilor Stone and seconded by Councilor Young to adjourn. All were in favor, the meeting adjourned at 9:45 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING APRIL 11, 2016 VOL. 34 PAGE 231

Mayor LaBonté called the meeting to order at 5:30 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag and requested a moment of silence for the recent passing of Joshua Titus, son of Councilor Andy Titus.

Councilor Titus had an excused absence. All other Councilors were present.

I. New Business

1. Order 23-04112016

Appointing Jonathan P. LaBonté to the Lewiston Auburn Railroad Company Board of Directors for a term of 3 years from 2016-2019 and he shall be authorized to vote the shares held by any shareholder.

Motion was made by Councilor Pross and seconded by Councilor Walker to appoint Jonathan P. LaBonté to the Lewiston Auburn Railroad Company Board of Directors for a term of 3 years from 2016-2019 and he shall be authorized to vote the shares held by any shareholder.

Passage 6-0.

II. Presentations: The City Manager presented the FY2017 Budget.

Public comment:

Alfreda Fournier, resident of 43 Davis Avenue and Androscoggin County Commissioner suggested better communication in regards to the County. The Mayor invited her and other County Commissioners to attend the Council meeting when joint services are discussed.

Carl Shaline suggested that budget information is easily accessible and available on the website, and on facebook for residents who cannot make it to the meetings.

Gary Simard, 157 Cook Street commented that he would like to hear the pros and cons of combining the Police and Fire Departments to one Public Safety department.

III. Adjournment

Motion was made by Councilor Pross and seconded by Councilor Walker to adjourn. All were in favor, the meeting adjourned at 6:22 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING APRIL 25, 2016 VOL. 34 PAGE 232

Mayor LaBonté called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

VII. Consent Items

10. Order 24-04252016*

Appointing Election Clerks to serve a two year term from May 1, 2016 through April 30, 2018.

Motion was made by Councilor Burns and seconded by Councilor Walker appointing Election Clerks to serve a two year term from May 1, 2016 through April 30, 2018 as presented. Passage 7-0.

II. Minutes

- April 4, 2016 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Burns to accept the minutes of the April 4, 2016 Regular Council Meeting as presented. Passage 7-0.

III. Communications, Presentations and Recognitions

- Portrait presentation - former Mayor John Linnell

- IV. Open Session** – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Mamie Anthoine Ney, Director of the Auburn Public Library invited residents and the Council to visit the Library to see the exhibit called ***Discover Nassau - From Our Town to Outer Space*** that opened last week. The exhibit will be at the Library until July 8, 2016.

- V. Unfinished Business** - None

- VI. New Business**

- 1. Order 25-04252016**

Approving the issuance of a Special Amusement permit to MVL, Inc., DBA Tio Juan's Margaritas Mexican Restaurant, an existing business, located at 180 Center Street. Public Hearing.

Motion was made by Councilor Pross and seconded by Councilor Walker to approve the issuance of a Special Amusement permit to MVL, Inc., DBA Tio Juan's Margaritas Mexican Restaurant located at 180 Center Street.

Public hearing - no one from the public spoke. Passage 7-0.

- 2. Public Hearing on the FY17 City Manager Budget**

IN COUNCIL REGULAR MEETING APRIL 25, 2016 VOL. 34 PAGE 233

Larry Pelletier, Second Street – commented that the City Manager and Council has some tough budget decisions to make and asked if we could go back to the drawing board with the school budget stating what they are asking for is well deserved and that it is time to do something positive with the school budget.

Ron Potvin, Northern Ave. homeowner, resident of Lewiston and former Auburn City Councilor, expressed that when Council is faced with tough decisions that other Councils have had to face, keep in mind the level of service we have now and what it is providing. If the proposed cuts are to do something a different way to try to get to the same point, he feels it might be worth a try, adding that there are a lot of proposed cuts and by reducing them, whether it is this Council or a future Council, they may want to put them back. He warned them to be careful “not to slice the bone”. One in particular for him is the Auburn Public Library. He said he has spent a lot of time at the Library and sees it as not just a Library, but a Community Center adding that he supports the Library.

Pat Gautier, 136 Pride Road – shared some thoughts that she wanted Council to consider. She expressed that the Council needs to fund our City and asked them to stop using retired people as an excuse to not raise taxes to fund our City. She said she will be retiring in June and doesn't want to see taxes go up but realizes that sometimes you have to. Over the last decade or more, our City has cut budgets and services and we are now paying dearly for that. She asked that they please consider

getting rid of the CPIU ordinance, to reconsider the cuts to the Library, to pass school budget as presented, avoid cutting positions, programs, and readjusting staff assignments, restore LAEGC and AVCOG funding, restore positions that have been cut on the city side and reconsider them individually. Do what is necessary to keep our City moving forward and sometimes that means that you have to raise taxes.

Wayne Werts, 556 Pownal Road, commented that the City Manager has done the best he can with the direction he was given and has done a good job and he wanted to be sure that his comments do not reflect badly on the City Manager. He understands the fund balance is a big issue and is lower than we want it to be adding that we did not get here over night. He agrees that we have to get it back to where it needs to be but said that we should walk and not sprint back to get there. He suggested looking at a long term strategic plan to get it back to where it needs to be. He commented on the Fire Department and asked why the one department that brings in a million dollars in revenue is the department that gets cut? He understands the process and reasoning behind a Public Safety Department noting that we tried doing this several years ago and why would it work now when it didn't work then? He doesn't feel that it would be efficient or cost effective suggesting that Council looks at that hard. He went on to add that the cuts to LAEGC and AVCOG represent two very short term gains for a long term negative to this community with what these organizations can for this community. He went on to talk about the educational budget. He said that he has not had a chance to really look at it closely but feels that the lack of funding would be worse than funding education in this community.

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Adam Lee, Main Street, said that Wayne said a lot of what he wanted to say but he wanted to comment on the fund balance issue. He said the City Manager's budget letter noted that this was required by ordinance which he said was incorrect. It is a policy that was passed by resolution in 2011. Ordinance is defined as the authoritative law of a municipality and a resolution is not law but merely a form in which a legislative body expresses an opinion. It is a policy passed by resolution, not an ordinance. He talked about how that resolution and how the fund balance number came to be adding that Council can change that the policy in addition to the number of years it would take to *walk* back to a meaningful number when it comes to the fund balance.

Lisa Mayer, 1 Roosevelt Ave. spoke in support of the school budget. She said she started working at St Mary's Hospital recently and they have a lot of meetings because they are having a difficult time attracting and retaining doctors in this area. One of the reasons is because of cuts made to the school budget.

Gary Simard, Cook Street, asked why the Fire Chief position was eliminated before Council has even made a decision to merge the Police and Fire Departments? He went on to say that taking the Fire Chief out of the picture isn't right and the public will not know what the true consequences are of this merger. He said again, he

would like to know all of the pros and cons of the changes being made adding, in his opinion, this does impact public safety.

Bob Gardner, a resident and taxpayer of Auburn, said he is sorry to learn of position Council is in by having to make some serious cuts that can handicap operations that residents normally count on. He commented positively on the Library adding that “it is a treasure”.

VII. Executive Session - None

VIII. Reports

Mayor’s Report – the Danville Junction Grange has officially been listed on the National Register of Historic Places as of April 5, 2016.

He spoke about the Bike-Ped Committee which was formed by resolution and had a sunset clause when formed and had the Mayors of each City reporting back to Council on next steps. He said he has concerns of the current structure and the use of everyone’s time. The suggestion he is offering members of the board, all highly capable citizen volunteers on the committee, to empower them to do the work called out and rather than ask a City Councilor to attend those meetings and have the Bike-Ped Committee become a direct report to the Transportation and Environment Committee. One of those members would be expected to attend the monthly Transportation and Environment Committee meeting to report to them.

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He provided an update to the TIF workforce training initiative discussion that was talked about at the joint meeting with school department. It is still moving forward but needs additional work. Because no other community has considered doing what we are proposing to do, the DECD (Department of Economic and Community Development) staff wants to work with us to ensure that the metrics we will use can be replicated elsewhere. Unfortunately the news story that ran inferred that we were looking to subsidize the school operations with TIF accounts and that you cannot do. The perception was out there and DECD received many calls as a result.

Last week he attended the LARC (Lewiston Auburn Railroad Corporation) meeting. They talked about renegotiation of a contract with the Growth Council, and the creation of a land sub-committee.

Tomorrow from 2-5 NEPRA (Northern New England Passenger Rail Authority) staff and board members will be coming to Lewiston - Auburn to kick off the service development plan effort. The City of Lewiston is taking lead with State Representative Golden, the Chamber of Commerce is hosting the forum and the meeting is open to public.

On Wednesday morning the University of Southern Maine hosts a monthly corporate partners’ breakfast in Portland, and the Mayor will be serving on a panel discussion to

talk about the role of Transportation Development for Economic Development for the City of Auburn.

Later this week, he and Doug Greene will be attending a meeting with the New England Chapter of the Congress of New Urbanism which will include an opportunity for the Mayor to speak on a panel at the conference on what is happening in Auburn.

This morning the City broke ground on the Barker Mill Trail Extension. It is an eight foot trail segment. It is expected to be completed within a couple of weeks. There should be an upcoming ribbon cutting.

City Councilors' Reports

Councilor Burns reported on the Community & Economic Development Committee who met last week. There was a presentation to discuss the proposed structure of the new department as well as an overview of budget. They also had an overview and discussion with Reine Mynahan, Community Development Director regarding proposed amendments to a number of programs that are administered by her department. Several proposed amendments were provided to allow more access to these programs.

They heard an update on the FERC licensing issue relating to the Barker Mill Dam. It looks like there have been a few snags, but the Committee recommended Council action.

They also had a short discussion with John Holden regarding the potential repercussions if the LAEGC was not funded in this current budget cycle.

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Friday before last, LAEGC had a meeting in which the issue of Auburn's funding came up. The meeting centered around examining the prospect of the loss of funding and what it would look like for the organization.

Councilor Pross added that a suggestion came up during the Council Committee meeting for a formal process or procedure after a Council Committee deliberates an issue, and comes out with a vote and recommendation to the full Council which would be to include on the info sheet in the Council packet, a separate line item listing which committee vetted the policy issue and if they have made a recommendation.

Councilor Walker noted that most of his reports are in the packet, but he wanted to add that the United New Auburn Association has a meeting on the 26th of April at 6pm and the new Recreation Director, Sabrina Best will be speaking. The Neighborhood Watch Group meeting is on April 28th at 6:30pm at the St. Louis building, the Public Safety Committee Group will meet May 4th at 5:30 here at Auburn Hall.

Councilor Gilbert met with the LATC (Lewiston Auburn Transit Committee), the bus station is really coming along ahead of schedule and will hopefully be opening in July. They will be meeting with the Environment and Transportation Committee meeting on

May 18th at 5:30. She attended first Airport Board meeting as a board member adding that they have a lot of work that has to be done there.

Councilor Young – asked if there was a conflict with the May 4, 2016 Transportation and Environment and Public Safety and Community Services meeting and there is. They may look into rescheduling the Transportation and Environment meeting.

Councilor Titus commented on the budget stating that his philosophy is that things have to change. We need to have measurable goals and we have to follow through with those goals. Change is always difficult, but the discussions are healthy. He offered his phone number and email address adding that he would like to hear from folks to understand where they are coming from.

He said that he will be attending the Western Avenue Neighborhood Watch Meeting on Thursday at 6pm, and the public is invited to attend.

The Finance and Public Administration Council Committee met in March and discussed EMS and EMS billing and a possible ordinance and will continue that discussion on May 12th. The Committee also discussed tax acquired properties.

Councilor Stone also reported on the Community & Economic Development Council Committee meeting. He commended Councilors Burns and Pross. They tackled a number of items. He also expressed appreciation to Michael Chamings, Eric Cousens and staff for the work they've done. They are working together as a good team. He added that the Finance and Public Administration Committee would be meeting soon.

He praised the Public Services Department with their efforts in helping a resident on Silver Street up by Taylor Pond who reached out to him regarding a drainage issue on her
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Property. He met with the City Engineer, Tony Beaulieu, and the resident and by mid afternoon they had a cost estimate. They did make it clear to the resident that everything for this year was already in the hopper and the work would not be happening this season.

Yesterday was the 33rd awards banquet for the Lewiston Auburn Sports Hall of Fame, which is the only one in Maine. There were four inductees. He noted that it means a lot to them for their home community to recognize them. They have a lot of paraphernalia and would like to have a facility or a couple of accessible rooms in Lewiston or Auburn to set up a display. If anyone knows of any space that could be used please contact him with that information adding that he thinks it could be a tourist attraction.

Councilor Pross wanted to let everyone know that the Summer Street extension work has begun over by West Auburn Road. He thanked Dan Goyette and the Engineering team for getting that going.

On May 21st from 9:30am to Noon at the Lake Auburn Community Center on North Auburn Road, the Lake Auburn Neighborhood Watch Group will be holding the first annual "Trash Off" to clean up litter and debris.

He thanked the Auburn Police Department who responded to a vandalism call at the Taylor Pond Yacht Club. Damage was done to some of the buildings out there. It is being investigated and the private non-profit group is working to try to get that damage cleaned up.

On June 25th the Androscoggin Land Trust is hosting its first annual Boats and Brews Paddling River Race, open to kayakers and canoers starting at Festival Plaza and going down to the Durham Boat Launch. It is being held in conjunction with the Great Falls Brew Fest. This will be a huge day for Lewiston and Auburn and a great event for the community.

He wanted to let everyone know that the Auburn School Committee continues to work on the union contract issue with the teachers.

Councilor Young reported that the Transportation and Environment Committee met. They are still discussing recycling, and single sort. He attended the Great Falls TV Committee meeting and talked about filling those vacant seats.

City Manager Report – he brought up public comments made at the last meeting regarding the Water and Sewer Districts having to do with comments the Mayor made at a previous meeting. The City Manager wanted to set the record straight on those comments and is hoping to create better working relations with them and encourage a meeting between Council and the Water and Sewerage Districts. Assistant City Manager, Denis D'Auteuil, went over some issues that have occurred and also encouraged a joint meeting between Council and the Water and Sewerage Districts to open communications and try to get this moving in a positive way.

Finance Director, Jill Eastman – March 2016 Monthly Finance Report

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Motion was made by Councilor Stone and seconded by Councilor Walker to accept and place on file the March 2016 monthly finance report. Passage 7-0.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Larry Pelletier talked about St. Louis Church and what to put in there. They are searching for developers to help them.

Gary Simard commented that 7-8 years ago the City went through this with cuts. People were scared and they lost a lot of good, valuable people. Some were hired back because the City needed their expertise. He said he would expect that employee morale is pretty poor wondering who is next. He stated that the employees are the City. Let them work for us the best we can, don't over work or make them feel like they will be laid off.

Annette Auger, Elm Street said she worked for State of Maine years ago, and they were all subject to furlough days and asked if anyone has thought of that? She said she feels it is better to have a job and it is one way to cut the budget.

Alfreda Fournier, 46 Davis Avenue said she had a nice conversation with the City Manager, and learned a lot in terms of how stuck we are now. She said this is an accumulative situation that we can't ignore it because it pushes it further down the road. She commended him for grabbing the bull by the horns and making some hard decisions. She did suggest that they take a look at fund balance numbers and if something were to be added back in, she would like to see library funding put back in.

X. Adjournment

Motion was made by Councilor Walker and seconded by Councilor Titus to adjourn. All were in favor, the meeting adjourned at 8:36 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING MAY 2, 2016 VOL. 34 PAGE 239

Mayor LaBonté called the meeting to order at 7:03 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Councilor Burns had an excused absence. All other Councilors were present.

VIII. Consent Items - None

IX. Minutes

- April 11, 2016 Special Council Meeting
- April 25, 2016 Regular Council Meeting

Motion was made by Councilor Titus and seconded by Councilor Walker to accept the minutes of the April 11, 2016 meeting as presented. Passage 5-0 (Councilor Pross was not in the room for this vote).

Motion was made by Councilor Walker and seconded by Councilor Titus to accept the minutes of the April 25, 2016 meeting as presented. Passage 5-0 (Councilor Pross was not in the room for this vote).

III. Communications, Presentations and Recognitions

- Presentation - Auburn's Odyssey of the Mind Team

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

No one from the public spoke.

V. Unfinished Business

1. Ordinance 04-03072016

Adopting amendments for a Form Based Code and Zoning Map for portions of Downtown Auburn and New Auburn. The Form Based Code Text Amendment will replace Article IV, Division 14, Central Business District, Sec. 60-546, amend related sections of the Zoning Ordinance and create 5 new Form Based Code Districts (T-4.1, T-4.2, T-5.1, T-5.2 and T-6). Public hearing and first reading.

Motion was made by Councilor Pross and seconded by Councilor Walker to adopt amendments for a Form Based Code and Zoning Map for portions of Downtown Auburn and New Auburn. The Form Based Code Text Amendment will replace Article IV, Division 14, Central Business District, Sec. 60-546, amend related sections of the Zoning Ordinance and create 5 new Form Based Code Districts (T-4.1, T-4.2, T-5.1, T-5.2 and T-6).

Public hearing – Chris Branch with Sebago Technics who was there on behalf of the Hilton Garden Inn stating that they are very supportive of this recommendation and gave thanks to the Planning Board for their work on this.

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Passage 6-0. A roll call vote was taken.

VI. New Business

2. Public Hearing on the Community Development Block Grant Budget

Talia Chamberlin, Executive Director of Literacy Volunteers of Androscoggin County and a student of the program, Theresa Winslow spoke in support of the program.

3. Order 26-05022016

Approving the request to waive the business licensing fee for the New Auburn Little League, a non-profit organization (Sherwood Heights and Pulsifer Park) for the 2016 season.

Motion was made by Councilor Titus and seconded by Councilor Walker to approve the request to waive the business licensing fee for the New Auburn Little League, a non-profit organization (Sherwood Heights and Pulsifer Park) for the 2016 season.

Motion was made by Councilor Pross and seconded by Councilor Walker to postpone until we negotiate and formalize a Memorandum of Understanding or a lease with the New Auburn Little League. Motion failed 2-4 (Councilors Young, Stone, Titus, and Gilbert opposed).

Passage of original motion 6-0.

4. **Order 27-05022016**

Approving the request to waive the business licensing fee for Kiddo's, LLC , a for-profit organization.

Motion was made by Councilor Titus and seconded by Councilor Young to approve the request to waive the business licensing fee for Kiddo's, LLC, a for-profit organization. Motion failed 0-6.

There was consensus from the Council to refer this to the Community & Economic Development Council Committee to add this to a future agenda to review the ordinance (Sec. 14-31) and business licensing fees.

5. **Resolve 04-05022016**

Authorizing the Mayor to send a letter on behalf of the City Council to FERC requesting that KEI provide at least 60 days notice to the City for recreational flow studies related to the relicensing of the Barker Mill Dam.

Motion was made by Councilor Titus and seconded by Councilor Walker authorizing the Mayor to send a letter on behalf of the City Council to FERC requesting that KEI provide at least 60 days notice to the City for recreational flow studies related to the relicensing of the Barker Mill Dam. Passage 6-0.

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VII. Executive Session

Discussion on a real estate/economic development matter, pursuant to 1 M.R.S.A §405 (6)(C).

Motion was made by Councilor Pross and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A §405 (6)(C). Passage 6-0, time 7:51 PM.

The Mayor declared Council out of executive session at 8:03 PM.

VIII. Reports

Mayor's Report – The Mayor provided Council with a Power Point Presentation “Breaking Down the Culture of Low Expectations – Rebooting Auburn’s Growth Plan”.

Councilor Young – reported on a few date changes with upcoming meetings.

Councilor Gilbert – reported that the biggest complaint she is getting from people is how to find information on our website as to when meetings are scheduled. Assistant City Manager, Denis D’Auteuil explained how to get to the event calendar on the city’s website.

City Manager – No report.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

No one from the public was present to speak.

X. Adjournment

Motion was made by Councilor Stone and seconded by Councilor Walker to adjourn. All were in favor, the meeting adjourned at 9:00 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

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Mayor LaBonté called the meeting to order at 7:09 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

X. Consent Items

11. Order 28-05162016*

Amending Order 14-03072016 which was previously adopted at the 3/7/2016 City Council meeting to reflect the corrected term expiration dates for the appointment of Tizz Crowley (Auburn Water District) and Heidi McCarthy (Auburn Sewerage District) to 3/1/2020 (previously adopted as 3/1/2019 in error).

Motion was made by Councilor Walker and seconded by Councilor Burns amending Order 14-03072016 which was previously adopted at the 3/7/2016 City Council meeting to reflect the corrected term expiration dates for the appointment of Tizz Crowley (Auburn Water District) and Heidi McCarthy (Auburn Sewerage District) to 3/1/2020 (previously adopted as 3/1/2019 in error). Passage 7-0.

II. Minutes

- May 2, 2016 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the minutes of the May 2, 2016 Regular Council Meeting as presented. Passage 7-0.

III. Communications, Presentations and Recognitions

- Proclamation – Maine Arbor Week
- Proclamation – Women’s Lung Health Week
- Proclamation – National Kids in the Park Day
- Proclamation – Lucia Cowles
- Edward Little Student Briefing on Recent Washington DC trip

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Sue Patneau, President of the First Auburn Senior Citizens Group city of Auburn provided an overview of the history of that group and how they came to be. She said they would like Auburn to continue to be an aging friendly community providing social and recreational activities for them. She recommended that the City make a formal commitment to the aging population. She said they need a special place that belongs to them - a senior center, a place where seniors can go for programs and services that will become more and more necessary as our population ages.

Belinda Gerry, 143 Mill Street respectfully requested that the rules be suspended so that they could continue the discussion on the CIP and the \$90,000 funding for the Senior Center so the seniors could speak during open session or make a motion to take the

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agenda items out of order because many of the seniors will not want to stay late while waiting until the CIP item comes up on the agenda.

Larry Pelletier, 129 Second Street gave praise to the high school students who were out doing community service in the City.

V. Unfinished Business

6. Ordinance 04-03072016

Adopting amendments for a Form Based Code and Zoning Map for portions of Downtown Auburn and New Auburn. The Form Based Code Text Amendment will replace Article IV, Division 14, Central Business District, Sec. 60-546, amend related sections of the Zoning Ordinance and create 5 new Form Based Code Districts (T-4.1, T-4.2, T-5.1, T-5.2 and T-6). Second reading.

Motion was made by Councilor Stone and seconded by Councilor Walker adopting amendments for a Form Based Code and Zoning Map for portions of Downtown Auburn and New Auburn. The Form Based Code Text Amendment will replace Article IV, Division 14, Central Business District, Sec. 60-546, amend related sections of the Zoning Ordinance and create 5 new Form Based Code Districts (T-4.1, T-4.2, T-5.1, T-5.2 and T-6).

Public comment – no one from the public spoke.

Passage 7-0. A roll call vote was taken.

VI. New Business

7. Order 29-05162016

Appointing the Board and Committee Members as nominated by the Appointment Committee.

Motion was made by Councilor Titus and seconded by Councilor Gilbert to appoint the Board and Committee members as nominated by the Appointment Committee.

Passage 7-0.

8. Order 30-05162016

Authorizing the City Manager to enter into a Supplemental Lease Agreement for Cellular Micro-site locations on city poles or structures with Portland cellular Partnership, a Maine general partnership, d/b/a Verizon Wireless.

Motion was made by Councilor Titus and seconded by Councilor Walker authorizing the City Manager to enter into a Supplemental Lease Agreement for Cellular Micro-site locations on city poles or structures with Portland cellular Partnership, a Maine general partnership, d/b/a Verizon Wireless, Order 30-05162016 (B).

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Public comment – no one from the public spoke. Passage 7-0.

9. Resolve 05-05162016

Clarifying that the resolve passed under the previous City Council (Resolve 04-06012015) does not authorize city employees to perform support activities for the Joint Charter Commission.

Motion was made by Councilor Stone and seconded by Councilor Pross.

Public comment:

Gene Geiger, Lewiston resident and Chair of the Joint Charter Commission, Dave Burke, 38 Harmons Corner Road, Bruce Rioux, 85 Mary Carroll Street, Charles Morrison, 46 Lake Street, Eliot Epstein, 8 Cushman Place, Mary LaFontaine, 113 Western Avenue, Leonard Kimble, 63 Olive Street, and Donna Steckino, Maple Hill Road all spoke in opposition of the resolve.

Ron Potvin, Auburn property owner and resident of Lewiston spoke in favor of the resolve.

Passage 4-3 (Councilors Burns, Titus, and Young opposed).

10. Order 31-05162016

Adopting the CDBG (Community Development Block Grant) Consolidated Plan and Budget.

Motion was made by Councilor Stone and seconded by Councilor Gilbert to adopt the CDBG consolidated plan and budget.

Motion was made by Councilor Stone and seconded by Councilor Titus to amend the order to ensure that the Hampshire Street reconstruction meets the needs of the

neighborhood by re-allocating \$312,050 from the Sidewalk Project to the Hampshire Street Project.

Passage of amendment 7-0.

Motion was made by Councilor Stone and seconded by Councilor Walker to amend the order to establish the Storefront Traffic Accelerates Revitalization (STAR) Program using \$200,000 under Economic Development Programs out of the CDBG Budget which would be re-allocated to the STAR Program.

This CDBG Program would establish forgivable loans for up to \$50,000 based on several criteria:

1. Location in a storefront location within one of the three target areas
2. Loan must be matched dollar for dollar

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3. Loan terms would be established following those used in the Gardiner Growth Initiative

Passage of amendment 7-0.

Motion was made by Councilor Pross and seconded by Councilor Walker to amend the order by establishing the Neighborhood Challenge Grant Program under the Rehabilitation Loan Program designating \$25,000 out of the \$250,743 of the Rehab Loan Program to be earmarked for a Neighborhood Challenge Grant with staff to work out the program details which would then be presented to Council for approval.

Passage of amendment 7-0.

Motion was made by Councilor Pross and seconded by Councilor Stone to amend by establishing an Auburn Cooperative Housing Program by re-allocating \$225,000 from the proposed purchase of two single family dwellings under the HOME budget to provide purchase/rehab/technical support for cooperative housing in the Target Area.

Passage of amendment 7-0.

Public comment – no one from the public spoke.

Passage of Order 31-05162016 as amended 7-0.

11. Order 32-05162016

Adopting the School Budget for Fiscal Year 2017.

Motion was made by Councilor Titus and seconded by Councilor Stone to adopt the School Budget for FY17 as presented.

Public comment – no one from the public spoke. Passage 4-3 (Councilors Walker, Titus, and Gilbert opposed).

12. **Order 33-05162016**

Authorizing the Finance Director to execute issuance of general obligation bonds and a tax levy therefore. Public hearing and first reading.

Motion was made by Councilor Titus and seconded by Councilor Walker to authorize the Finance Director to execute issuance of general obligation bonds and a tax levy therefore.

Public comment - Belinda Gerry spoke in regards to the funding for the Senior Center stating that she does not support moving the Senior Center to the old St. Louis Church building which was discussed during the workshop.

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Motion was made by Councilor Burns and seconded by Councilor Pross to amend by increasing the reclamation and resurfacing line item from \$900,000 to \$3,000,000. Passage of the amendment 5-2 (Councilors Titus and Young opposed).

Passage of order 33-05162016 as amended 6-1 (Councilor Titus opposed). A roll vote was taken.

13. **Order 34-05162016**

Authorizing the Finance Director to reallocate \$353,845 of unspent proceeds from various City General Obligation Bonds to a portion of the Capital Improvement Projects for FY 17.

Motion was made by Councilor Stone and seconded by Councilor Burns authorizing the Finance Director to reallocate \$353,845 of unspent proceeds from various City General Obligation Bonds to a portion of the Capital Improvement Projects for FY 17.

Public comment-no one from the public spoke. Passage 7-0. A roll call vote was taken.

14. **Resolve 06-05162016**

Adopting the Appropriations Resolve for Fiscal Year 2017. Public Hearing and first reading.

Motion was made by Councilor Burns and seconded by Councilor Walker adopting the Appropriations Resolve for Fiscal Year 2017.

Public comment – John Holden, 19 Second Street and President of the Lewiston Auburn Economic Growth Council, spoke on the Growth Council and Economic Development noting that the LAEGC staff are committed and dedicated to their work

for this Community – Lewiston and Auburn, and the work of the new Growth Council is just getting started.

John Turner, 46 Rubellite Lane spoke about the Growth Council and Economic Development in Lewiston and Auburn. He said he feels it would be a mistake for Auburn to withdraw from the Growth Council.

Gary Simard, Cook Street stated that the consequences of the cuts that are possibly being made in this budget are still unknown, specifically the Fire Department and Code Enforcement. He commented that with a city this size, specialized people should be dealing with specialized codes. He also commented on the proposal to merge the Planning and Economic Development Departments stating that he did not think it was a good idea to do that. He also added that he would like to hear more from the City Manager on City Programs.

Ron Potvin spoke about Consumer Price Index and what the intent was when the ordinance was adopted. He went on to note that he thought that a reasonable override
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for this budget year would be appropriate given the circumstances and to restore some of the reductions that have been made.

Belinda Gerry had questions regarding how the proposed budget would impact the mil rate.

Charles Morrison spoke in support of the Growth Council stating that today's Growth Council is better it would be a disaster for this Community to lose them.

Passage 6-0 (Councilor Young was not present for the vote). A roll call vote was taken.

15. Order 35-05162016

Adopting the 5 year Capital Improvement Plan.

Motion was made by Councilor Titus and seconded by Councilor Burns to adopt the 5 year Capital Improvement Plan as presented.

Public comment – no one from the public spoke. Passage 6-0 (Councilor Young was not present for the vote). A roll call vote was taken.

VII. Executive Session - Discussion regarding a personnel matter, pursuant to 1 M.R.S.A. Section 405(6)(A).

Motion was made by Councilor Walker and seconded by Councilor Stone to enter into executive session pursuant to 1 M.R.S.A. Section 405(6)(A).

Due to the late hour, the Mayor asked if Council would forego reports tonight. Councilor Walker and Stone withdrew their motion to enter into executive session in order to take

the last open session out of order, before entering into the executive session. All were in favor.

VIII. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Larry Pelletier, Second Street talked about the upcoming School Budget Validation Referendum Election and what can be done to get voters out to vote. He encouraged Council to get the word out to voters in order to have a better turnout.

Executive Session

Motion was made by Councilor Pross and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A. Section 405(6)(A). Passage 6-0 (Councilor Young was not present for the vote), time 10:30 P.M.

Council was declared out of executive session at 10:50 P.M.

IX. Adjournment
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The meeting adjourned at 10:50 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL SPECIAL MEETING MAY 31, 2016 VOL. 34 PAGE 249

Mayor LaBonté called the meeting to order at 8:15 P.M. in the Council Chambers of Auburn Hall. Councilor Burns had an excused absence. All other Councilors were present.

XI. Executive Session

To discuss real estate negotiations pursuant to 1 M.R.S.A. Sec. 405(6)(C) with possible action to follow.

Motion was made by Councilor Titus and seconded by Councilor Pross to enter into executive session to discuss real estate negotiations pursuant to 1 M.R.S.A. Sec. 405(6)(C). Passage 6-0, time 8:15 P.M.

The Mayor declared Council out of executive session at 8:50 P.M. and no action was taken.

XII. Adjournment

Motion was made by Councilor Walker and seconded by Councilor Gilbert to adjourn. All were in favor, the meeting adjourned at 8:50 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING JUNE 6, 2016 VOL. 34 PAGE 250

Mayor LaBonté called the meeting to order at 7:04 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

XIII. Consent Items

16. Order 36-06062016*

Appointing Wardens and Ward Clerks for the June 14, 2016 Election.

17. Order 37-06062016*

Approving the temporary sign placement request for the Great Falls Model Railroad Club.

Motion was made by Councilor Burns and seconded by Councilor Titus to accept the consent items as presented. Passage 7-0.

XIV. Minutes

- May 16, 2016 Regular Council Meeting
- May 31, 2016 Special Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Gilbert to accept the minutes of the May 16, 2016 and May 31, 2016 meetings as presented. Passage 7-0.

III. Communications, Presentations and Recognitions

- Proclamation – Immigrant Heritage Month, Guests Fatuma Hussein, Director of the Immigrant Resource Center of Maine, and Debbie Cleveland from the Auburn Public Library spoke
- Communications – Liberty Festival Mass Gathering/Special Event Application

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Larry Pelletier, 129 Second Street – spoke about activities that are taking place under the Main Street Bridge and by Bonnie Park in the evening. He said in his opinion, the City should invest in cameras so that we can see who is causing these acts.

V. Unfinished Business

1. Order 33-05162016

Authorizing the Finance Director to execute issuance of general obligation bonds and a tax levy therefore. Public hearing and second reading. *Passage requires an affirmative vote of 5 Councilors.*

Motion was made by Councilor Burns and seconded by Councilor Walker authorizing the Finance Director to execute issuance of general obligation bonds and a tax levy therefore.

Public hearing – Belinda Gerry, 143 Mill Street spoke in support of the renovation of Hasty Armory in the parks garage for the new senior center.

IN COUNCIL REGULAR MEETING JUNE 6, 2016 VOL. 34 PAGE 251

Motion was made by Councilor Walker and seconded by Councilor Pross to amend by funding \$137,466.13 a hard wood floor to cover the ice in order to be able to hold other functions at the Arena.

Motion failed 3-3-1 with Councilors Young, Titus and Stone opposed and Councilor Gilbert abstained.

Passage of Order 33-05162016 as presented 7-0. A roll call vote was taken.

2. Order 34-05162016

Authorizing the Finance Director to reallocate \$353,845 of unspent proceeds from various City General Obligation Bonds to a portion of the Capital Improvement Projects for FY 17. Second reading. *Passage requires an affirmative vote of 5 Councilors.*

Motion was made by Councilor Burns and seconded by Councilor Walker authorizing the Finance Director to reallocate \$353,845 of unspent proceeds from various City General Obligation Bonds to a portion of the Capital Improvement Projects for FY 17.

Passage 7-0. A roll call vote was taken.

18. Resolve 06-05162016

Adopting the Appropriations Resolve for Fiscal Year 2017. Second reading. *Passage requires an affirmative vote of 4 Councilors.*

Motion was made by Councilor Burns and seconded by Councilor Stone to postpone the second reading until the June 20, 2016 Council meeting. Passage 7-0.

VI. New Business

19. Order 38-06062016

Waiving the Flea Market licensing fee for Four Seasons Market from June through September of 2016.

Motion was made by Councilor Burns and seconded by Councilor Walker to waive the Flea Market licensing fee for Four Seasons Market from June through September of 2016.

Public comment – Joe Gray, Sopers Mill Road and owner of Four Seasons Market asked that Council deny the request adding that they did not make the request.

Motion failed 1-5-1 (Councilors Pross, Stone, Titus, Gilbert, Burns opposed, Councilor Young abstained).

20. **Resolve 07-06062016**

Supporting staffs pursuit of the Northern Borders Regional Commission Grant.

Motion was made by Councilor Burns and seconded by Councilor Walker supporting staffs pursuit of the Northern Borders Regional Commission Grant.

IN COUNCIL REGULAR MEETING JUNE 6, 2016 VOL. 34 PAGE 252

Public comment – Joe Gray, Sopers Mill Road wanted clarification on this item.

Passage 5-0-2 (Councilor Pross and Walker abstained).

21. **Order 39-06062016**

Terminating the LA Public Health Committee Interlocal Agreement between Lewiston and Auburn.

Motion was made by Councilor Titus and seconded by Councilor Gilbert to terminate the LA Public Health Committee Interlocal Agreement between Lewiston and Auburn.

Public comment – no one from the public spoke.

Passage 6-1 (Councilor Young opposed).

VII. Executive Session - None

VIII. Reports

Mayor's Report – No report.

Councilor Pross – wanted to remind the public of an upcoming Route 4 Safety meeting that is to be held on Wednesday at 5:30 P.M. in the Community Room of Auburn Hall.

Councilor Stone – wanted to publicly recognize the 14,000 American men that were killed 72 years ago during the Invasion of Normandy commenting that they should not be forgotten. They deserve more and need to be recognized.

Councilor Titus – informed the public of some upcoming meetings. The first is a Community Watch meeting at 6:00 P.M. on Tuesday and the second is the Finance & Public Administration Council Committee meeting to be held on Thursday, June 9th at 5:30 P.M.

Councilor Burns – reported that the LAEGC met this past Friday. He will be forwarding the agenda and attachments from that meeting to the Council.

City Manager – thanked Public Services staff for the work they did to get the flags up and lawn mowed at the cemeteries in preparation for Memorial Day. He also mentioned the Route 4 Safety meeting. He also thanked Councilor Stone for mentioning D-Day and the men that sacrificed their lives adding that they should be well respected.

Assistant City Manager, Denis D’Auteuil proposed meeting with each chair of the Council Committees to set a schedule that is permanent and to develop a plan on agendas and how they are set and to look at the Boards and Committees that fall under each of the Council Committees, hold workshops with them and to discuss a 12 month work plan in order to provide direction.

Finance Director, Jill Eastman -April 2016 Monthly Finance Report

IN COUNCIL REGULAR MEETING JUNE 6, 2016 VOL. 34 PAGE 253

Motion was made by Councilor Stone and seconded by Councilor Titus to accept and place on file the April 2016 monthly finance report. Passage 7-0.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Joe Gray, Sopers Mill Road spoke about business licensing in Auburn. He also talked about a recent experience he had trying to pay for a parking ticket.

X. Adjournment

Motion was made by Councilor Burns and seconded by Councilor Titus to adjourn. All were in favor, the meeting adjourned at 8:10 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING JUNE 20, 2016 VOL. 34 PAGE 254

Mayor LaBonté called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

XV. Consent Items - None

II. Minutes

- June 6, 2016 Regular Council Meeting

Motion was made by Councilor Titus and seconded by Councilor Walker to accept the minutes of the June 6, 2016 Regular Council Meeting as presented. Passage 7-0.

III. Communications, Presentations and Recognitions - None

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Mamie Ney, Director of the Auburn Public Library wanted to remind residents that the Discover Nasa exhibit will be closing on July 8, 2016.

Kathy Shaw, owner of Four Seasons Market invited everyone to attend the Farmers Market on Wednesdays. They will be located on the water below Festival Plaza.

V. Unfinished Business

22. Resolve 06-05162016

Adopting the Appropriations Resolve for Fiscal Year 2017. Second reading.

Motion was made by Councilor Titus and seconded by Councilor Walker to adopt the Appropriations Resolve for Fiscal Year 2017.

Motion was made by Councilor Pross and seconded by Councilor Stone to amend by implementing traffic calming measures to improve pedestrian safety on Mill Street in New Auburn, to be funded in the amount of \$20,000, from the Downtown TIF.

This amendment would fund the installation of traffic calming measures, including authorizing a raised crosswalk, to be installed on Mill Street, with a focus on the mid-block crossing from Third Street to the historic Pontbriand Building that is now home to Selco.

The amendment would also fund a pedestrian activated crossing signal to further raise driver awareness of pedestrians seeking to cross this street.

Public comment- no one from the public spoke.

Passage 6-1 (Councilor Titus opposed).

IN COUNCIL REGULAR MEETING JUNE 20, 2016 VOL. 34 PAGE 255

Motion was made by Councilor Burns and seconded by Councilor Gilbert to amend by adding \$52,756 from the General Fund to fund the Lewiston-Auburn Transit Committee.

Public comment – no one from the public spoke.

Motion failed 3-4 (Councilors Pross, Stone, Walker, and Titus opposed).

Motion was made by Councilor Burns and seconded by Councilor Stone to amend by restoring funding in the amount of \$233,559 from the General Fund for L-A 911.

Public comment –no one from the public spoke.

Passage 6-1 (Councilor Titus opposed).

Motion was made by Councilor Burns and seconded by Councilor Gilbert to amend by restoring \$26,000 in funding to the Androscoggin Valley Council of Governments (AVCOG) through TIF accounts.

Public comment –no one from the public spoke.

Passage 6-1 (Councilor Young opposed).

Motion was made by Councilor Burns and seconded by Councilor Walker to amend by restoring \$45,900 in funding to the Auburn Public Library through General Fund revenue.

Public Comment - Sonya Buck, President of the Board of Trustees spoke in support of the amendment; Barbara Trafton, Highland Avenue and Trustee of the Library Board also spoke in support of the amendment.

Passage 7-0.

Motion was made by Councilor Burns and seconded by Councilor Titus to amend by restoring \$120,271 to the Fire Department budget through the General Fund.

Public comment – no one from the public spoke.

Motion was made by Councilor Stone and seconded by Councilor Walker to amend the amendment by reducing the amount of the proposed increase from \$120,271 to \$60,000.

Passage of the amendment to the amendment 4-3 (Councilors Young, Gilbert, and Burns opposed).

Passage of the amendment as amended 5-2 (Councilors Young and Titus opposed).

IN COUNCIL REGULAR MEETING JUNE 20, 2016 VOL. 34 PAGE 256

Motion was made by Councilor Burns and seconded by Councilor Titus to amend by restoring \$160,610 in funding LAEGC (the Lewiston Auburn Economic Growth Council) from TIF account revenue.

Public comment – Joanne Campbell, 1 Fairview Court and Chair of LAEGC Board of Directors, and Stephanie Lewis, 65 Tournament Drive and the Vice President of LAEGC read a statement from John Holden; Larry Pelletier, 129 Second Street, had a question regarding the proposed amendment (if the Growth Council Board would be reviewing itself). Councilor Burns provided the answer to his question.

Motion failed 1-6 (Councilors Young, Pross, Stone, Titus, Gilbert, and Walker opposed).

Motion was made by Councilor Pross and seconded by Councilor Stone to amend to include funding of \$100,000 for a full time City Solicitor position to be funded by adding \$80,000 to the General Fund and taking \$20,000 from the Legal Services Budget .

Public comment – Tim Doughty, Cherry Vale Circle questioned why we needed in house legal service adding that he it sounds expensive and he did not think it would be effective. Councilor Pross addressed his concerns.

Passage 6-1 (Councilor Young opposed).

Motion was made by Councilor Walker and seconded by Councilor Titus to amend by funding \$5,000 to be funded from the Downtown TIF account to establish a New Auburn Village Outdoor Farmers' Market pilot program.

Public comment – Kathy Shaw, owner of Valley View Farm and Four Seasons Market spoke in favor of the amendment.

Passage 7-0.

Motion was made by Councilor Pross and seconded by Councilor Walker to amend by funding \$86,818 for a full time Special Projects/Grant Administration position within the Economic and Community Development Department, with a base salary of up to \$60,000 plus benefits, who shall report to and work under the supervision of the Economic and Community Development Director and be a non-union position, to be funded by TIF Funds.

Public comment- no one from the public spoke.

Passage 6-1 (Councilor Titus opposed).

Motion was made by Councilor Burns and seconded by Councilor Walker to amend to invest Recreation Special Revenue Funds into basketball court improvements at "The Gully" in the amount of \$12,000, to attract additional programming

opportunities and enhance the ability of the courts to support youth skills development.

Public comment – Larry Pelletier, 129 Second Street talked about “inadequate” lighting at this particular basketball court.

Passage 7-0.

Passage of the Appropriations Resolve for Fiscal Year 2017 as amended 7-0. A roll call vote was taken.

VI. New Business

Without opposition from Council, item 6, Order 44-06202016 was taken out of order.

Order 44-06202016

Approving the Mass Gathering Permit for the 2016 Liberty Festival. Public hearing.

Motion was made by Councilor Burns and seconded by Councilor Walker to approve the Mass Gathering Permit for the 2016 Liberty Festival.

Public hearing – no one from the public spoke. Passage 7-0.

Without opposition from Council, item 5, Order 43-06202016 was taken out of order.

Order 43-06202016

Establishing the Economic and Community Development Department which will combine the Economic Development, Planning and Permitting, and Community Development Departments into one.

Motion was made by Councilor Titus and seconded by Councilor Walker establishing the Economic and Community Development Department which will combine the Economic Development, Planning and Permitting, and Community Development Departments into one.

Public comment – no one from the public spoke. Passage 7-0.

Without opposition from Council, reports were taken out of order while waiting for the City Attorney to arrive.

Mayor – no report.

City Councilors – no report.

City Manager – commended City Staff for putting together an impressive presentation to the Krispy Kreme Company who was doing location research in Maine. The presentation went extremely well.

IN COUNCIL REGULAR MEETING JUNE 20, 2016 VOL. 34 PAGE 258

Finance Director, Jill Eastman – May 2016 Monthly Finance Report

Motion was made by Councilor Stone and seconded by Councilor Titus to accept and place on file the May 2016 monthly finance report. Passage 6-0-1 (Councilor Walker abstained).

Without opposition from Council, the second open session was taken out of order. No one from the public spoke.

The Mayor called for a 5 minute recess while waiting for the City Attorney to arrive.

The meeting was called to order at 8:35 PM.

The Mayor asked if there were any representatives present for 16-18 Newbury Street, 12 Patton Street, or 180 Station Road properties. There were not.

Order 41-06202016

Disposition of building located at 16 Newbury Street under dangerous building statute. Hearing for parties with interest in property.

Public hearing – no one from the public spoke.

Motion was made by Councilor Pross and seconded by Councilor Stone to adopt the Findings of Fact and Conclusions of Law and Order of Demolition for 16-18 Newbury Street.

Passage 7-0.

Order 40-06202016

Disposition of building located at 12 Patton Street under dangerous building statute. Hearing for parties with interest in property.

Public hearing – no one from the public spoke.

Motion was made by Councilor Titus and seconded by Councilor Pross to adopt the Findings of Fact and Conclusions of Law and Order of Demolition for 12 Patten Street.

Passage 6-0-1 (Councilor Walker abstained).

Order 42-06202016

Disposition of building located at 180 Station Road under dangerous building statute. Hearing for parties with interest in property.

Public hearing – no one from the public spoke.

IN COUNCIL REGULAR MEETING JUNE 20, 2016 VOL. 34 PAGE 259

Motion was made by Councilor Titus and seconded by Councilor Gilbert to adopt the Findings of Fact and Conclusions of Law and Order of Demolition for 180 Station Road.

Passage 5-0-2 (Councilors Walker and Pross abstained).

VII. Executive Session - None

VIII. Adjournment - Motion was made by Councilor Burns and seconded by Councilor Gilbert to adjourn. All were in favor, the meeting adjourned at 8:56 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL SPECIAL MEETING JULY 6, 2016 VOL. 34 PAGE 260

Mayor LaBonté called the meeting to order at 5:38 P.M. in the Council Chambers of Auburn Hall. Councilor Burns and Stone had excused absences. All other Councilors were present.

XVI. Executive Session

To discuss a personnel matter pursuant to 1 M.R.S.A. Sec. 405(6)(A) with possible action to follow.

Motion was made by Councilor Pross and seconded by Councilor Walker to enter into executive session to discuss a personnel matter pursuant to 1 M.R.S.A. Sec. 405(6)(A). Passage 5-0, time 5:40 P.M.

The Mayor declared Council out of executive session at 6:12 P.M. and no action was taken.

XVII. Adjournment

Motion was made by Councilor Titus and seconded by Councilor Walker to adjourn. All were in favor, the meeting adjourned at 6:12 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING JULY 11, 2016 VOL. 34 PAGE 261

Mayor LaBonté called the meeting to order at 7:06 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

XVIII. Consent Items

1. Order 45-07112016*

Appointing Robert Stone as the MMA LPC (Maine Municipal Association's Legislative Policy Committee) member for the 2016-2018 term.

2. Order 46-07112016*

Confirming Chief Crowell's appointment of Devon A. Bohacik as a Constable with firearm for the Auburn Police Department.

Motion was made by Councilor Pross and seconded by Councilor Walker to accept the consent items as presented. Passage 6-0-1 (Councilor Burns was not present for the vote).

XIX. Minutes

- June 20, 2016 Regular Council Meeting
- July 6, 2016 Special Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Titus to accept the minutes of the June 20, 2016 and July 6, 2016 meetings as presented. Passage 6-0-1 (Councilor Burns was not present for the vote).

III. Communications, Presentations and Recognitions - None

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Larry Pelletier, 129 Second Street – asked about his recent inquiry regarding surveillance cameras being placed in certain areas of the City. He referred to a recent incident where a piano was vandalized in Festival Plaza.

V. Unfinished Business - None

VI. New Business

3. Ordinance 05-07112016

Adopting the Woodlot Management Ordinance. Public hearing and first reading.

Motion was made by Councilor Stone and seconded by Councilor Young to postpone this item until the July 18, 2016 City Council Meeting. Passage 7-0.

4. Order 47-07112016

Adopting the collection policy for Emergency Management Services.

Motion was made by Councilor Titus and seconded by Councilor Walker to adopt the collection policy for Emergency Management Services.

Public comment - Joe Gray, Sopers Mill Road stated that he thought this item should also be postponed. He asked if we had a person on staff to do this extra work or would we have to hire someone. He also had concerns about balance billing and why there was a provision for the Fire Department to have first right of refusal for large scale events and asked what was considered a large scale event? He said he did not think the policy was well written.

Motion was made by Councilor Stone and seconded by Councilor Gilbert to postpone this item as well. Passage 4-3 (Councilors Pross, Young, and Walker opposed).

5. Order 48-07112016

Authorizing the Finance Director to dispose of the tax acquired property in accordance with the City of Auburn Policy regarding the acquisition and disposition of Tax Acquired Property.

Motion was made by Councilor Titus and seconded by Councilor Young authorizing the Finance Director to dispose of the tax acquired property in accordance with the City of Auburn Policy regarding the acquisition and disposition of Tax Acquired Property.

Public comment – no one from the public spoke. Passage 6-0-1 (Councilor Walker abstained).

6. Order 49-07112016

Amending Order 30-05162016 (b) which was previously adopted at the 5/16/2016 City Council meeting (Verizon wireless micro site lease agreement at 650 Center Street) to reflect a change to the proposed lease rate and annual adjustment.

Motion was made by Councilor Burns and seconded by Councilor Walker to amend Order 30-05162016 (b) which was previously adopted at the 5/16/2016 City Council meeting (Verizon wireless micro site lease agreement at 650 Center Street) to reflect a change to the proposed lease rate and annual adjustment.

Public comment – no one from the public spoke. Passage 7-0.

VII. Executive Session

- Discussion on a real estate matter, pursuant to 1 M.R.S.A. §405(6)(C)

This item was taken up during the workshop.

- Discussion on a real estate matter, pursuant to 1 M.R.S.A. §405(6)(C)

Motion was made by Councilor Burns and seconded by Councilor Walker to enter into executive session to discuss a real estate matter pursuant to 1 M.R.S.A. §405(6)(C).

Passage 7-0, time 7:22 P.M.

Council was declared out of executive session at 7:48 P.M.

- Discussion on a personnel matter, pursuant to 1 M.R.S.A. §405(6)(A) with possible action to follow.

Motion was made by Councilor Burns and seconded by Councilor Pross to enter into executive session to discuss a personnel matter.

Passage 5-0-2 (Councilor Gilbert abstained, Councilor Walker was not present for the vote). Time 7:49 P.M.

Council was declared out of executive session at 8:07 P.M.

Motion was made by Councilor Pross and seconded by Councilor Walker to accept, with regret, the letter of resignation from City Manager Howard Kroll dated July 1, 2016 with Friday, September 9, 2016 being his last day. Passage 7-0. This becomes Order #50-07112016.

VIII. Reports

Mayor's Report – reported that he had outreach from Genesee & Wyoming, the parent company of St. Lawrence & Atlantic Railroad regarding a bill in Congress they are seeking support for that would extend a tax credit for short line railroads with a push to make it permanent. He said that he wrote to Senators King and Collins asking to them sign on as sponsors for that legislation. Senator Collins has agreed. He is still waiting to hear from Senator King.

He also reported that June was pride month and our local LGBTQ community and the Unitarian Universalist Church on Spring Street quickly showed support and held a vigil after the tragedy in Orlando. He noted that it was clear at that there is a hole in the Auburn Lewiston area with the LGBTQ community and he offered to lend his support to show that municipal government in Auburn and as Mayor wants to show support and have an open door. A small email chain has been set up and he will host at least the first meeting which is scheduled for July 25th at 5:30 P.M. in the Community Room in Auburn Hall adding that this will be the first of many meetings.

He added that he had a great meeting with Maggie Davis, Bill Grant and Jim Horne, who reached out to see how they could be helpful with the workforce initiative.

Last, he noted that he sent a memo to the Economic Development Administration in Philadelphia about the income re-utilization plan for the Industrial Park and received

some clarification on the matter adding that he will be sharing that communication with the Council.

Councilor Pross – thanked the Mayor for seeking out on his own on the restructuring of the income reutilization plan and for getting clarification from the EDA adding that it is an important step forward.

Councilor Burns – LAEGC met on Friday July 1st as a result of Auburn not funding them for FY17. The Board passed a change in their bylaws stating if a City does not fund the growth council equally as the other City, the directors that serve on the board by virtue of their position within the City are assigned as suspended directors until equal funding is restored.

Councilor Gilbert - reported that she attended the Airport meeting and learned of problems in the area of Foster Road and no one seems to be taking ownership of who owns the land and of the problems there and she wanted residents to know she is working on it.

Councilor Stone – asked the City Manager about the status of an agenda request form that he and Councilor Walker submitted for a workshop regarding the provisions of 30-A Sec. 2152 on the Joint Charter Commission. He would like to workshop that item.

Councilor Titus – informed the public of Finance & Administration meeting that is to be held on Thursday July 14, 2016 at 5:30 P.M. here in Council Chambers.

City Manager – wanted to thank the Council and staff for their support during this process adding that Auburn is on the move to doing great things and he is looking forward to seeing that come to fruition.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Larry Pelletier, 129 Second Street thanked City Manager Howard Kroll for everything he has done for the City and for his service to this country.

X. Adjournment

Motion was made by Councilor Burns and seconded by Councilor Pross to adjourn. All were in favor, the meeting adjourned at 8:28 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING JULY 18, 2016 VOL. 34 PAGE 265

City Manager Howard Kroll called the meeting to order at 7:04 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present. Mayor LaBonté had an excused absence.

Motion was made by Councilor Burns and seconded by Councilor Walker to nominate Councilor Young to serve as Mayor Pro Tempore. There were no other nominations. Passage 6-0-1 (Councilor Young abstained).

XX. Consent Items - None

II. Minutes

- July 11, 2016 Regular Council Meeting

Motion was made by Councilor Titus and seconded by Councilor Walker to accept the minutes of the June 11, 2016 Regular Council Meeting as presented. Passage 6-0-1 (Councilor Young abstained).

III. Communications, Presentations and Recognitions - None

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Larry Pelletier, 129 Second Street commented on the closing of Cascade Fiber adding that they were applying for a tax abatement for a large amount of money. He also commented on the sulfur problem at the lake a few years and said these were two things the Council should consider.

V. Unfinished Business

7. Ordinance 05-07112016

Adopting the Woodlot Management Ordinance. Public hearing and first reading.

Motion was made by Councilor Titus and seconded by Councilor Gilbert to adopt the Woodlot Management Ordinance.

Public hearing – Dave Griswold, 199 Gamage Avenue and member of the Forest Board has no concern about Council making the determination of funding but he did have concerns because of the nature of harvesting revenues which tend to be periodic. The Forest Board would like some assurance of some revenue over the next 5 to 10 years before another harvest is done. He is concerned that if the money is put into the general fund for the budget, it could disappear within a year and with the exception of tax revenue, there would be no money left for the Forest Board. Some communities set aside a dedicated amount for the purpose of supporting the forest.

Passage 7-0. A roll call vote was taken.

IN COUNCIL REGULAR MEETING JULY 18, 2016 VOL. 34 PAGE 266

8. Order 47-07112016

Adopting the collection policy for Emergency Management Services.

Motion was made by Councilor Burns and seconded by Councilor Pross to adopt the collection policy for Emergency Management Services.

Motion was made by Councilor Titus and seconded by Councilor Stone to postpone this item to the first meeting in September (September 12, 2016).
Passage 5-1-1 (Councilor Young opposed, and Councilor Walker abstained).

VI. New Business

9. Resolve 08-07182016

Supporting the Industrial Park Income Reutilization Negotiations.

Motion was made by Councilor Stone and seconded by Councilor Walker supporting the Industrial Park Income Reutilization Negotiations.

Public comment –no one from the public spoke.

Passage 7-0.

10. Order 51-07182016

Approving the request to waive the fees for the Team McKesson Flea Market fundraiser for the Dempsey Center.

Motion was made by Councilor Pross and seconded by Councilor Stone approving the request to waive the fees for the Team McKesson Flea Market fundraiser for the Dempsey Center.

Public comment –no one from the public spoke.

Passage 4-3 (Councilors Pross, Titus, and Burns opposed).

VII. Executive Session

- **Executive Session to discuss labor negotiations, pursuant to 1 M.R.S.A. §405(6)(D)**

Motion was made by Councilor Burns and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A. §405 (6)(D).

Passage 5-0-2 (Councilors Young and Gilbert abstained). Time 7:30 P.M.

Council was declared out of executive session at 8:30 P.M.

- **Executive Session to discuss a personnel matter, pursuant to 1 M.R.S.A. §405(6)(A)**

IN COUNCIL REGULAR MEETING JULY 18, 2016 VOL. 34 PAGE 267

Motion was made by Councilor Pross and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A. §405 (6)(A).

Passage 5-0 (Councilors Burns and Stone were not present for the vote). Time 8:31 P.M.

Council was declared out of executive session at 9:07 P.M.

VIII. Reports

A. City Councilors' Reports

Councilor's Pross, Stone, Titus, and Gilbert had nothing to report.

Councilor Walker reminded the public that next Tuesday night the United New Auburn Association would be meeting at Rolly's Diner in New Auburn. Doug Greene, City Planner will be speaking at the meeting. He also wanted to remind everyone that the next Neighborhood Watch meeting is scheduled for July 28th at 6:30 PM at the Sixth Street Congregational Church in New Auburn.

Councilor Burns announced to the public of the next Community and Economic Development Meeting which is to be held on Thursday (July 21st), at 5:30 PM in Council Chambers in Auburn Hall.

B. City Manager Report – Reported that Deb Grimmig, long time Human Resource Director for the City is retiring. Friday, June 22, 2016 is her last day. He added that she has been with the City for over 35 years. The City is losing a very dedicated employee, one he respects, adding that she will be missed.

He noted that the Police Department is going through their CALEA (Commission on Accreditation for Law Enforcement Agencies) recertification.

He also announced that on Thursday at 5:30 PM in the Community Room, the Mayor and Police Chief have invited the public to come out to let their voice be heard regarding what has taken place over the last few weeks with Police Officers across the nation. He also offered his condolences to Police Officers who have lost their lives in the line of duty.

C. Finance Director, Jill Eastman – June 2016 Monthly Finance Report

Motion was made by Councilor Titus and seconded by Councilor Walker to postpone until the next meeting that the Finance Director is in attendance.

Passage 7-0.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

No one from the public spoke.

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X. Adjournment - Motion was made by Councilor Burns and seconded by Councilor Gilbert to adjourn. All were in favor, the meeting adjourned at 9:14 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

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City Manager Howard Kroll called the meeting to order at 7:04 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present. Mayor LaBonté had an excused absence.

Motion was made by Councilor Burns and seconded by Councilor Walker to nominate Councilor Young to serve as Mayor Pro Tempore. There were no other nominations. Passage 7-0.

XXI. Consent Items - None

XXII. Minutes

- July 18, 2016 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the minutes of the July 18, 2016 meeting as presented. Passage 7-0.

III. Communications, Presentations and Recognitions

- Proclamation – National Night Out
- Proclamation and Presentation – Make a Wish Maine (Sonya Purington spoke)
- Norway Savings Bank Arena Update – Marc Gosselin

IV. Open Session – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

Joe Gray, Sopers Mill Road commented on the workshop item regarding crosswalk painting.

V. Unfinished Business

11. Ordinance 05-07112016

Adopting the Woodlot Management Ordinance. Second reading.

Motion was made by Councilor Burns and seconded by Councilor Titus to adopt the Woodlot Management Ordinance.

Motion was made by Councilor Burns and seconded by Councilor Pross to amend by adding section 3.11 to the definitions of this ordinance that would read “timber harvest special revenue account a special revenue account whose funds are restricted to use in improving the community forest, funding the community cords account, the support of departments managing harvested woodlots and projects that may promote

conservation and reduce any municipal energy costs or promote the cost of renewable energy”.

Public comment – no one from the public spoke.

The motion to amend failed 3-4 (Councilors Stone, Titus, Gilbert, and Walker opposed).

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Passage of the main motion 7-0. A roll call vote was taken.

VI. New Business

23. Order 52-08012016

Authorizing the City Manager to execute the amendment to Article 19 of the MAP Auburn Command Unit Collective Bargaining Agreement.

Motion was made by Councilor Titus and seconded by Councilor Stone authorizing the City Manager to execute the amendment to Article 19 of the MAP Auburn Command Unit Collective Bargaining Agreement.

Public comment – no one from the public spoke. Passage 7-0.

24. Order 53-08012016

Authorizing the City Manager to execute the Collective Bargaining Agreement with I.A.F.F. (International Association of Firefighters) Local 797 for July 1, 2016 through June 30, 2019.

Motion was made by Councilor Stone and seconded by Councilor Burns authorizing the City Manager to execute the Collective Bargaining Agreement with I.A.F.F. (International Association of Firefighters) Local 797 for July 1, 2016 through June 30, 2019.

Public comment – no one from the public spoke. Passage 6-1 (Councilor Titus opposed).

VII. Executive Session - None

VIII. Reports

Mayor's Report – the Mayor was not present to report.

Councilor Burns – reported on the Community and Economic Development Council Committee meeting that was held in July noting that their next meeting is to be held on August 18th at 5:30 PM in Council Chambers of Auburn Hall.

Councilor Gilbert – reported that the Airport Board was meeting this week and would be discussing the selling the mining rights adding that she is not in favor of that until property rights in that area are taken care of.

Councilors Stone – had nothing to report.

Councilor Titus - had nothing to report.

Councilor Pross – reported that the School Committee’s sub-committee on Finance will be meeting on August 2nd adding that he would report back after that meeting.

Councilor Walker – reported that the Marshall’s Popcorn Truck was going to be on display at the National Night Out event on August 2nd.

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City Manager – congratulated Marc Gosselin, the General Manager of the Norway Savings Bank Arena on what he has been able to accomplish with the arena floor and the contract with Central Maine Orthopedics. He commended Deb Grimmig, Denis D’Auteuil, and Captain Mike Scott for their efforts during contract negotiations. He also wanted to remind residents that Tuesday, August 2nd was National Night Out at Festival Plaza. Friday through Sunday is Auburn’s Summer Festival. August 13th is the date for the Color Me RAD 5k event. Jim Horn, Aspirations Director at ELHS brought forth some ideas on working with the City and the technical school in Lewiston on constructing some homes on some of the vacant lots in Auburn.

Economic and Community Development Director Mike Chammings spoke on wanting to begin the process of an Agricultural Study.

Finance Director, Jill Eastman -June 2016 Monthly Finance Report

Motion was made by Councilor Titus and seconded by Councilor Stone to accept and place on file the June 2016 monthly finance report. Passage 7-0.

IX. Open Session - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

David St. Germain, Morris Auto Parts, talked about the renewal of their auto graveyard/junkyard license. He stated that they are not really a junkyard/auto graveyard, but more of an automotive recycler and he would like the city to recognize him as such. He added that enforcement of the 100 year flood plan should be looked at, adding that the laws were written back in 1971.

Dan Herrick, 470 Hatch Road, raised concerns about allowing the Mayor Pro Tem to vote and allowing Council to vote to go into executive session during a workshop. He also commented on the newly adopted woodlot ordinance and the community cords program.

X. Adjournment

Motion was made by Councilor Pross and seconded by Councilor Walker to adjourn. All were in favor, the meeting adjourned at 8:24 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk