

IN COUNCIL REGULAR MEETING JANUARY 5, 2015 VOL. 34 PAGE 90

Mayor LaBonté called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall. Cub Scout Pack 111 performed a flag ceremony and led the assembly in the salute to the flag. Councilor Lee had an excused absence. All other Councilors were present.

I. Consent Items

1. **Order 01-01052015***
Appointing Karen Scammon as City Assessor for a two year term beginning 2/1/2015 with an expiration of 1/31/2017.
2. **Order 02-01052015***
Confirming Chief Crowell's appointment of Constables without firearms for the Auburn Police Department.
3. **Order 03-01052015***
Accepting the transfer of \$699.00 forfeiture assets in U.S. currency (Jermaine Motley).
4. **Order 04-01052015***
Confirming Chief Crowell's appointment of James S. Davison as a Constable with a firearm for the Auburn Police Department.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to accept the consent items as presented. Passage 6-0.

II. Minutes

- December 15, 2014 Regular Council Meeting

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to accept the minutes of December 15, 2014 as presented. Passage 6-0.

III. Reports*

**For trial period, Council agrees to shift Reports to the last item on the meeting agenda. To do so, a motion should be made "To suspend the rules and move item III. Reports on the agenda to immediately after item VIII. Executive Session".*

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to suspend the rules and move item III, Reports on the agenda to immediately after item VIII, Executive Session. Passage 4-2 (Councilors Walker and Crowley opposed).

IV. Communications, Presentations and Recognitions

- Cub Scout Pack 111 presented a bronze memorial plaque to the City. The plaque is dedicated to the 17 victims that perished in a tragic fire in Auburn in 1945.

V. Open Session

Andy Titus, 17 Lamplighter Circle commented on the light agenda, the road projects on South Main Street and Park Avenue, and committee reports, and economic development.

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Joe Gray, Sopers Mill Road commented on Councilor reports, and on the first workshop item on the Future Land Use Map amendment proposal.

VI. Unfinished Business - None

VII. New Business - None

VIII. Executive Session - None

Reports*

Mayor's Report – Commented on scheduling workshop and agenda items, staff preparation, meetings with John Holden (President of LAEGC), meeting with the Town of Poland to talk about economic development partnerships, discussions with St. Lawrence and Atlantic Railroad, negotiations between the City and National Guard regarding the land in the Mt. Apatite and Auburn Suburban ball field area and determining the land value, workforce development, an upcoming meeting with University of Maine system (USM and Lewiston Auburn College officials), and the Airport's Strategic Planning and possible land acquisition.

City Manager's Report – Municipal Wireless Network update, CIP (Capital Improvement Program) for requests have been turned in by Department heads, thanked City Staff who took part in delivering gifts and meals at Christmas time, meetings to be videotaped by chapter moving forward, on Monday nights without a scheduled City Council meeting, he will be available until 8pm to take concerns or to meet with residents.

Committee and City Councilor Reports

Councilor LaFontaine – On scheduling a meeting with Council and the School Committee to talk about process, members of the School Committee and high school administration visited a school in Worcester, Massachusetts; she encouraged School Administration to not think about building only when talking about curriculum for high school students. She also commented on the Auburn Public Library activities and events, and on the labor shortage in our community (and all of Maine).

Councilor Walker - On Mid Maine Waste Action Corporation and a price increase which we'll see. The increase will be approximately \$40 - \$41 per ton. Also, the Recycling Committee will be coming forward with a new plan for recycling.

Councilor Gerry - On the Lewiston Auburn Transit Committee will meet next week, the Citizens Advisory Committee will meet tomorrow, the Auburn Housing authority generally meet the last Wednesday of the month. The Mayor requested to see AVCOG's total expenditures relating to transit including any indirect charges, and in regards to the Auburn Housing Authority, he would like a briefing on the Spring Street Project.

Councilor Young – no report.

Councilor Crowley - On Auburn Recreation and Special Events meeting, posting on message board, the Winter Festival, the First Auburn Senior Citizens group activities, Ingersoll update report, programming updates, Auburn Water and Sewerage District report included budget, cell tower lease agreement, Auburns share of the Lewiston-Auburn Water Pollution Control

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Authority and her Sewer tip. Written reports were provided and were posted on our website. She also provided her Ward 1 report which included the lighting of St. Louis church on New Year's Eve, thanked the new owners of the church, thanked Auburn residents for giving gifts and food during the holidays, dates to watch, visiting hours at the Library, calls regarding recycling and the Norway Savings Bank Arena, Salute to Denny Sullivan Day, and City Council schedule.

Councilor Hayes – Commented on an article that was in the newspaper regarding the Airport. He also stated that the Airport Board is in the process of strategic planning and the public is invited to attend and participate during the open session. The Railroad received national press in a transportation magazine on the length of track, and increased services, and at the next Airport session they should be able to discuss another contract (an eatery).

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*.

Jim Tierney, 7 Drummond Street commented on snow removal.

Joe Gray, Sopers Mill Road had questions on the Airport and Railroad, and the Spring Street project, recommended looking at our economic development strategy, and commented on TIF's.

Andy Titus, 17 Lamplighter Circle asked if there would be an open session at the January 12th workshop.

X. Adjournment – Motion was made by Councilor Crowley and seconded by Councilor LaFontaine to adjourn. All were in favor and the meeting adjourned at 8:57 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

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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 Young had an excused absence. All other Councilors were present.

I. Consent Items

5. Order 05-01202015*

Setting June 9, 2015 as the date for the School Budget Validation Referendum and Special Municipal Election.

Motion was made by Councilor Gerry and seconded by Councilor LaFontaine to accept the one consent item as presented. Passage 6-0.

II. Minutes - January 5, 2015 Regular Council Meeting

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to accept the minutes of January 5, 2015 as presented. Passage 5-0-1 (Councilor Lee abstained as he was not present at that meeting).

III. Reports

Motion was made by Councilor Lee and seconded by Councilor LaFontaine to suspend the rules to move item III. Reports on the agenda to immediately after item VIII. Executive Session. Passage 5-1 (Councilor Crowley opposed).

IV. Communications, Presentations and Recognitions

- Introduction of John Holden, President of the Lewiston-Auburn Economic Growth Council
- EMS (Emergency Medical Services) update by Chief Roma

Public comment - Joe Gray, Sopers Mill Road with billing questions

V. Open Session – No one from the public spoke

VI. Unfinished Business - None

VII. New Business

1. Order 06-01202015

Approving the proposed amendment to the 2010 Comprehensive Plan's Land Use Plan from Agricultural/Rural to Low Density Residential for the property located at 113 Woodbury Road. First reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to approve order 06-01202015 as presented.

Public comment – no one from the public spoke

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

2. Ordinance 01-01202015

Adopting the proposed amendment to Part II, Code of Ordinance, Chapter 2, Administration, Article V, Boards, Commissions and Committees, Division 4, Planning Board. First reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to adopt Ordinance 01-01202015 as presented.

Public comment – no one from the public spoke

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

3. Ordinance 02-01202015

Adopting the proposed amendment to Part II, Code of Ordinance, Chapter 2, Administration, Article Article II, Mayor and City Council, Division 2, Rules of Procedure, Section 2-59, Order of Business. Public hearing and first reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to adopt Ordinance 02-01202015 as presented.

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

4. Ordinance 03-01202015

Adopting the proposed amendment to Part II, Code of Ordinance, Chapter 2, Administration, Article Article V, Boards, Commissions, and Committees, Division 1, Generally. Public hearing and first reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Gerry to postpone this item for a future workshop. Passage 6-0.

VIII. Executive Session - Discussion regarding real estate matter, pursuant to 1 M.R.S.A. 405(6)(C) with possible action to follow.

Motion was made by Councilor LaFontaine and seconded by Councilor Lee to enter into executive session to discuss a real estate matter, pursuant to 1 M.R.S.A. 405(6)(C) with possible action to follow. Passage 4-1 (Councilor Crowley opposed and Councilor Walker was not in the room for the vote). Time 8:19 P.M.

Council was declared out of Executive Session at 8:44 P.M. and no action was taken.

Mayor's Report – No report

City Councilor Reports

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Councilor LaFontaine – Teen Life Series at the Auburn Public Library and Saturday is National Read-a-thon day.

Councilor Lee – Bike Ped Committee has not met recently, LAEGC – met with John Holden, the Citizens Advisory Committee will be meeting January 27, 2015.

Councilor Gerry – no report

Councilor Walker – no report

Councilor Crowley – Dates to watch, Winter Festival, history of skiing at the Auburn Public Library, Bunko at the Women's Literary Union, Recreation Advisory Committee meeting on February 11th, Valentine's Day, Salute to Denny Sullivan Day is March 14th, no committee reports tonight, trash and recycling calls, a newspaper article in regards to follow up from her previous Sewerage report, and calls regarding Great Falls TV.

Councilor Hayes - an announcement regarding the Airport Café which is reopening.

City Manager's Report – Commended the Police Department on the well organized effort with the Lewiston Police Department, the Lisbon Police Department, the County Sheriff's

office and various State and Federal agencies on the arrest of 24 individuals who were selling drugs in the area.

Finance Director, Jill Eastman - December 2014 Monthly Finance Report

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to accept and place on file the December 2014 monthly finance report. Passage 6-0.

IX. Open Session – No one from the public spoke

X. Adjournment – Motion was made by Councilor LaFontaine and seconded by Councilor Walker with a unanimous vote to adjourn. Time 9:07 P.M.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL SPECIAL MEETING JANUARY 26, 2015 VOL. 34 PAGE 96

Mayor LaBonté called the meeting to order at 5:49 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Councilors Young and Crowley had excused absences. All other Councilors were present.

I. New Business

1. Ordinance 04-01262015

Amending the Code of Ordinances Chapter 14, Article IX - Mass Gatherings, section 14-275 – Alcoholic Beverages. Public hearing and first reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to approve amending the Code of Ordinances Chapter 14, Article IX - Mass Gatherings, section 14-275 – Alcoholic Beverages as presented.

Public hearing – Andy Titus, 14 Pinnacle Drive – asked if this open the door to all festivals or just this one event.

Passage 4-1 (Councilor Hayes opposed). A roll call vote was taken.

II. Executive Session

- Discussion of a personnel matter, pursuant to 1 M.R.S.A. Section 405(6)(A).

Motion was made by Councilor LaFontaine seconded by Councilor Walker to enter into executive session to discuss a personnel matter, pursuant to 1 M.R.S.A. Section 405(6)(A). Passage 5-0, time 5:54 P.M.

Council was declared out of executive session at 7:00 P.M.

III. Adjournment

Motion was made by Councilor Walker and seconded by Councilor Gerry to adjourn. There were no objections and the meeting adjourned at 7:00 P.M.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING FEBRUARY 9, 2015 VOL. 34 PAGE 97

This meeting was scheduled for 2/2/2015 but due to inclement weather, was postponed until 2/9/2015.

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. Councilors Young and Crowley had excused absences. All other Councilors were present.

II. Consent Items

5. Order 07-02022015*

Setting the date for the Special Municipal Election for the vacant Ward 5 School Committee seat as June 9, 2015.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to approve the consent item as presented. Passage 5-0.

II. Minutes

- January 20, 2015 Regular Council Meeting

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to accept the minutes of January 20, 2015 as presented. Passage 5-0.

IV. Reports*

**For trial period, Council agrees to shift Reports to the last item on the meeting agenda. To do so, a motion should be made "To suspend the rules and move item III. Reports on the agenda to immediately after item VIII. Executive Session".*

Motion was made by Councilor Lee and seconded by Councilor Gerry to suspend the rules and move item III, Reports on the agenda to immediately after item VIII, Executive Session. Passage 5-0.

IV. Communications, Presentations and Recognitions

- Community Little Theater Presentation – E. Chris L’Hommedieu presenter
- LA Arts Presentation – Josh Vink presenter
- LA Harley and The Wolf Mass Gathering application - was reviewed during the workshop
- Council Meeting Calendar – was reviewed during the workshop

V. Open Session

Joe Gray, Sopers Mill Road commented on the Community Little Theater and the vacant School Committee seats.

Dan Herrick, 470 Hatch Road commented on the budget, EMS (Emergency Management Services), and the Comprehensive Plan.

VI. Unfinished Business

IN COUNCIL REGULAR MEETING FEBRUARY 9, 2015 VOL. 34 PAGE 98

1. Order 06-01202015

Approving the proposed amendment to the 2010 Comprehensive Plan's Land Use Plan from Agricultural/Rural to Low Density Residential for the property located at 113 Woodbury Road. Public hearing and second reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to approve the proposed amendment to the 2010 Comprehensive Plan's Land Use Plan from Agricultural/Rural to Low Density Residential for the property located at 113 Woodbury Road.

Public hearing – Rick Lanman, Auburn Lewiston Airport Manager and Dan Herrick, 470 Hatch Road both spoke.

Passage 4-1 (Councilor Gerry opposed). A roll call vote was taken.

2. Ordinance 01-01202015

Adopting the proposed amendment to Part II, Code of Ordinance, Chapter 2, Administration, Article V, Boards, Commissions and Committees, Division 4, Planning Board. Public hearing and second reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Lee to adopt the proposed amendment to Part II, Code of Ordinance, Chapter 2, Administration, Article V, Boards, Commissions and Committees, Division 4, Planning Board.

Public hearing – no one from the public spoke.

Motion was made by Councilor Lee and seconded by Councilor LaFontaine to amend by restoring the original language under section 2-474. Passage of the amendment 5-0.

Passage of Ordinance 01-01202015 as amended 5-0. A roll call vote was taken.

3. Ordinance 02-01202015

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 2-59, Order of Business. Second reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Lee 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 2-59, Order of Business.

Public comment – no one from the public spoke.

Passage 4-1 (Councilor Walker opposed). A roll call vote was taken.

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4. Ordinance 04-01262015

Amending the Code of Ordinances Chapter 14, Article IX - Mass Gatherings, section 14-275 – Alcoholic Beverages. Second reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to amend the Code of Ordinances Chapter 14, Article IX - Mass Gatherings, section 14-275 – Alcoholic Beverages.

Public comment – no one from the public spoke.

Motion was made by Councilor Lee and seconded by Councilor Gerry to amend by providing a full replacement by redrafting the original version making it easier for applicants (a draft copy was handed out). The amendment had no substantive changes, but rather format changes which create more of a checklist for applicants. The amendment also included 2 minor modifications. 1. On the first line the word “of” should be part of the deletion and 2. A colon should follow the word under on the second line.

Passage of the amendment 5-0.

Passage of Ordinance 04-01262015 as amended 5-0. A roll call vote was taken.

VII. New Business

5. Order 08-02022015

Authorizing the Interim City Manager to execute all documents for a license agreement to lease property within the Auburn intermodal terminal.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to authorize the Interim City Manager to execute all documents for a license agreement to lease property within the Auburn intermodal terminal.

Public comment – Andy Titus 14 Pinnacle Drive

Passage 4-1 (Councilor Lee was opposed).

6. Ordinance 05-02022015

Adopting the proposed amendment change to Part II, Code of Ordinance, Chapter 56, Vegetation, Article II – Trees and Shrubs, Section 56.19 - Tree Maintenance. Public hearing and first reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to adopt the proposed amendment change to Part II, Code of Ordinance, Chapter 56, Vegetation, Article II – Trees and Shrubs, Section 56.19 - Tree Maintenance.

Public hearing – no one from the public spoke.

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Failed 3-2 (Councilors Walker and Gerry opposed and 4 affirmative votes are required for passage). A roll call vote was taken.

7. Ordinance 06-02022015

Adopting the proposed amendment change to Part II, Code of Ordinance, Chapter 56, Vegetation, Article II – Trees and Shrubs, Section 56.21 – Shade Trees. Public hearing and first reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to adopting the proposed amendment change to Part II, Code of Ordinance, Chapter 56, Vegetation, Article II – Trees and Shrubs, Section 56.21 – Shade Trees.

Public hearing-no one from the public spoke.

Passage 5-0. A roll call vote was taken.

8. Ordinance 07-02022015

Adopting the proposed ordinance for a Conservation Commission (Part II – Code of Ordinance, Chapter 2 – Administration, Article V – Boards, Commissions and Committees, Division 5). Public hearing and first reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Lee to adopt the proposed ordinance for a Conservation Commission (Part II, Code of Ordinance, Chapter 2, Administration, Article V – Boards, Commissions and Committees, Division 5).

Public hearing – no one from the public spoke.

Failed 3-2 (Councilors Walker and Gerry opposed and 4 affirmative votes are required for passage). A roll call vote was taken.

9. Ordinance 08-02022015

Adopting the proposed amendment change to Part II, Code of Ordinance, Chapter 2 – Administration, Article III – Officers and Employees, Division 7 – Tax Assessor, Section 2-256 (a) Powers and Duties. Public hearing and first reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to adopt the proposed amendment change to Part II, Code of Ordinance, Chapter 2 – Administration, Article III – Officers and Employees, Division 7 – Tax Assessor, Section 2-256 (a) Powers and Duties.

Public hearing – no one from the public spoke.

Passage 5-0. A roll call vote was taken.

10. Ordinance 09-02022015

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Adopting the proposed amendment change to Part II, Code of Ordinance, Chapter 2 – Administration, Article IV – Departments, Division 3 – Finance, Section 2-359 -Established. Public hearing and first reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to adopt the proposed amendment change to Part II, Code of Ordinance, Chapter 2 – Administration, Article IV – Departments, Division 3 – Finance, Section 2-359 - Established.

Public hearing – no one from the public spoke.

Passage 5-0. A roll call vote was taken.

11. Order 09-02092015

Approving the Mass Gathering permit request for LA Harley and The Wolf Country Festival to be held August 1, and August 2, 2015 at the Auburn Lewiston Airport, pending all Ordinance requirements, applicable department approvals and conditions are met. Public hearing.

Motion was made by Councilor LaFontaine and seconded by Councilor Lee to approve the Mass Gathering permit request for LA Harley and The Wolf Country Festival to be held August 1, and August 2, 2015 at the Auburn Lewiston Airport, pending all Ordinance requirements, applicable department approvals and conditions are met.

Public hearing – Dan Herrick 470 Hatch Road in support, Andy Titus 14 Pinnacle Drive in support, and Dean Staffieri (one of the organizers) commented that he was hopeful that this will be an ongoing and successful event.

Passage 4-1, Councilor Hayes opposed.

VIII. Executive Session - Discussion regarding labor negotiations (Fire), pursuant to 1 M.R.S.A. Section 405(6)(D).

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to enter into executive session regarding labor negotiations (Fire), pursuant to 1 M.R.S.A. Section 405(6)(D). Passage 5-0, time 9:05 PM.

Council was declared out of executive session at 9:57 PM.

Reports*

Mayor's Report – No report (the Mayor was not present for this portion of the meeting).

City Manager's Report – commented on a program offered by the Public Services Department called "Sand for Seniors", and he also advised Council that the Public Services winter

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maintenance and salt budget is close to being depleted due to the number of recent storms. He would like to request money from the emergency reserve fund at the next meeting.

Committee and City Councilor Reports

Councilor Hayes – reported that the Airport restaurant will be opening on the 24th of the month, and in the terminal, a conference room was going to be upgraded with furniture for small group meetings.

Councilor LaFontaine – reported on the School Committee and the National Science Foundation has funded a project designed to close the gap between research and practice in Math and STEM (Science, Technology, Engineering, and Math) activities in the schools and Auburn was selected as one of three nationwide sites to participate in this grant. The school is also considering placing a sign somewhere in the community and they are hoping that the city will partner in that process. She also commented on the upcoming Farmers Market that will be held at the Library Friday, February 27th.

Councilor Lee – reported on the recent LAEGC meeting and stated that he would be sharing with Council a document that was provided by John Holden, LAEGC President. He also reported that the Business to Business trade show will be held on June 18th and the annual dinner will be held on May 7th. He stated that it would be nice to hold a joint meeting with Lewiston to discuss the Bike-Ped Committee.

Councilor Walker – submitted a written report which has been placed on file.

Councilor Gerry – reported on the upcoming meetings of the LATC (Lewiston Auburn Transportation Center), and the Citizens Advisory Committee.

X. Adjournment – Motion was made by Councilor Lee and seconded by Councilor Walker to adjourn. All were in favor and the meeting adjourned at 10:10 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

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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 Lee arrived at 8:20 P.M. All other Councilors were present.

III. Consent Items

6. Order 10-02172015*

Approving the temporary sign request for the Kora Shriners for the 2015 circus to be held in April.

7. Order 11-02172015*

Confirming the appointment of Sean Scully as Constable without a firearm as a process server.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to accept the consent item as presented. Passage 6-0.

II. Minutes - January 26, 2015 Special Council Meeting

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to accept the minutes of January 26, 2015 as presented. Passage 5-0-1 (Councilor Crowley abstained as she was not present at that meeting).

III. Communications, Presentations and Recognitions

- Recognition - Auburn Wellness Team

IV. Open Session – No one from the public spoke

V. Unfinished Business

12. Ordinance 05-02022015

Adopting the proposed amendment change to Part II, Code of Ordinance, Chapter 56, Vegetation, Article II – Trees and Shrubs, Section 56.19 - Tree Maintenance. Second reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to adopt the proposed amendment change to Part II, Code of Ordinance, Chapter 56, Vegetation, Article II – Trees and Shrubs, Section 56.19 - Tree Maintenance.

Public comment - no one from the public spoke.

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

13. Ordinance 06-02022015

Adopting the proposed amendment change to Part II, Code of Ordinance, Chapter 56, Vegetation, Article II – Trees and Shrubs, Section 56.21 – Shade Trees. Second reading.

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Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to adopt the proposed amendment change to Part II, Code of Ordinance, Chapter 56, Vegetation, Article II – Trees and Shrubs, Section 56.21 – Shade Trees.

Public comment - no one from the public spoke.

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

14. Ordinance 07-02022015

Adopting the proposed ordinance for a Conservation Commission (Part II – Code of Ordinance, Chapter 2 – Administration, Article V – Boards, Commissions and Committees, Division 5). Second reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to adopt the proposed ordinance for a Conservation Commission (Part II, Code of Ordinance, Chapter 2 – Administration, Article V – Boards, Commissions and Committees, Division 5).

Public comment - no one from the public spoke.

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

15. Ordinance 08-02022015

Adopting the proposed amendment change to Part II, Code of Ordinance, Chapter 2 – Administration, Article III – Officers and Employees, Division 7 – Tax Assessor, Section 2-256 (a) Powers and Duties. Second reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to adopt the proposed amendment change to Part II, Code of Ordinance, Chapter 2 – Administration, Article III – Officers and Employees, Division 7 – Tax Assessor, Section 2-256 (A) Powers and Duties.

Public comment - no one from the public spoke.

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

16. Ordinance 09-02022015

Adopting the proposed amendment change to Part II, Code of Ordinance, Chapter 2 – Administration, Article IV – Departments, Division 3 – Finance, Section 2-359 - Established. Second reading.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to adopt the proposed amendment change to Part II, Code of Ordinance, Chapter 2 – Administration, Article IV – Departments, Division 3 – Finance, Section 2-359 - Established.

Public comment - no one from the public spoke.

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

VI. New Business

17. Order 12-02172015

Adopting the lead loan guidelines as recommended by Community Development staff.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to adopt the lead loan guidelines as recommended by the Community Development staff.

Public comment – no one from the public spoke.

Passage 6-0.

18. Order 13-02172015

Adopting the 2014 New Auburn Village Center Plan as an amendment to the 2010 Comprehensive Plan.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to adopt the 2014 New Auburn Village Center Plan as an amendment to the 2010 Comprehensive Plan.

Public comment – no one from the public spoke.

Passage 4-1-1 (Councilor Gerry opposed and Councilor Hayes abstained).

19. Order 14-02172015

Approve funding \$250,000 to implement a portion of the Comprehensive Plan, specifically design and permitting of the New Auburn Riverway Road.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to approve funding \$250,000 to implement a portion of the Comprehensive Plan, specifically design and permitting of the New Auburn Riverway Road.

Public comment – no one from the public spoke.

Passage 5-1 (Councilor Crowley opposed).

20. Order 15-02172015

Approve funding \$12,691 to LA Arts.

Motion was made by Councilor LaFontaine and seconded by Councilor Young to approve funding \$12,691 to LA Arts.

Motion was made by Councilor Hayes and seconded by Councilor Crowley to amend by reducing the amount to \$8,500.

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Motion by Councilor Hayes and seconded by Councilor Crowley to further amend with the funding to be taken out of the Economic Development consulting services budget.

Motion on the amendment to the amendment (for the funding to be taken out of the Economic Development consulting services budget) failed 2-4 (Councilors Young, LaFontaine, Walker, and Gerry opposed).

Motion on the original amendment (to reduce the amount from \$12,691 to \$8,500) failed 2-4 (Councilors Young, Crowley, LaFontaine, and Gerry opposed).

Motion was made by Councilor Crowley and seconded by Councilor Walker to postpone allowing time for the City Manager provide funding alternatives. Passage 4-2 (Councilors Young and Gerry opposed).

21. Ordinance 10-02172015

Adopting additional language to the Code of Ordinances Chapter 14, Article IX - Mass Gatherings, under section 14-251 (e) (22). Public hearing and first reading.

Motion was made by Councilor Hayes and seconded by Councilor Walker to adopt additional language to the Code of Ordinances Chapter 14, Article IX - Mass Gatherings, under section 14-251 (e) (22) as proposed.

Public hearing - no one from the public spoke.

Passage 4-1 (Councilor Crowley opposed). A roll call vote was taken.

22. Order 16-02172015

Authorize the City Manager to fund the Public Services department with an additional \$150,000 from the Emergency Reserve Account.

Motion was made by Councilor Walker and seconded by Councilor Crowley to authorize the City Manager to fund the Public Services department with an additional \$150,000 from the Emergency Reserve Account.

Public comment - no one from the public spoke.

Passage 6-0.

VII. Reports

Mayor's Report – discussed scheduling time to talk about the State budget and City impacts, funding LA Arts, and a multi page report he is working on regarding economic development.

City Councilors' Reports

IN COUNCIL REGULAR MEETING FEBRUARY 17, 2015 VOL. 34 PAGE 107

Councilor LaFontaine – on programs offered at the Auburn Public Library, she has been attending the Lewiston Auburn Public Health ad-hoc committee, and recommended adding signage to the joint workshop with the School Department.

Councilor Crowley – thanked all of the emergency preparedness personnel for readying the community for the blizzard that was expected to hit, congratulated Mechanic Savings Bank for 140 years of service in the Community. They are now in the process of renovating and merging with Biddeford Savings Bank, she spoke about today being Fat Tuesday and talked about Mardi Gras, visiting hours at the Library, National Heart Month, Wear Red Day, dates to watch, budget workshops, Lewiston Auburn Public Health Committee/ad-hoc committee.

City Manager Report – recognized resident Debbie Berry who has been tying mittens, hats, and scarves around light poles for citizens who may not have those items, the Edward Little High School Class A boys and girls basket ball teams are playing in Bangor on Tuesday. He encouraged people to attend if they are able as a show of support. He has requested a meeting with MDOT Commissioner Bernhardt on the New Auburn Bridge and the Intermodal facility at the Airport, he thanked Public Service staff for keeping roads clear, he is still researching the issue brought forward by Dan Herrick at the last Council meeting regarding residents billed by EMS (Emergency Management Services) in error, and there will be a Joint School and City meeting Monday, February 23rd to discuss CIP (Capital Improvement Plan).

Finance Director, Jill Eastman – January 2015 Monthly Finance Report

Motion was made by Councilor LaFontaine and seconded by Councilor Crowley to accept and place on file the January 2015 Monthly Finance report. Passage 7-0.

VIII. Open Session (taken out of order) – No one from the public spoke

IX. Executive Session - Discussion regarding labor negotiations (Fire), pursuant to 1 M.R.S.A. Section 405(6)(D).

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to enter into executive session regarding labor negotiations (Fire), pursuant to 1 M.R.S.A. 405(6)(D). Passage 5-1-1 (Councilor Crowley opposed and Councilor Walker was not in the room for the vote). Time 8:27 P.M.

Council was declared out of Executive Session at 9:33 P.M.

X. Adjournment – Motion was made by Councilor LaFontaine and seconded by Councilor Young with a unanimous vote to adjourn. Time 9:33 P.M.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING MARCH 2, 2015 VOL. 34 PAGE 108

Mayor LaBonté called the meeting to order at 7:08 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

The Mayor asked that Council take item 3 out of order to address first on the agenda. There were no objections from Council.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to enter into executive session to review and discuss an examination conducted by the City for licensing purposes pursuant to 1 M.R.S. § 405 (6) (G). Passage 7-0, 7:10 PM.

Council was declared temporarily out of executive session at 8:02 PM and will resume the executive session at approximately 8:30 PM.

IV. Consent Items - None

II. Minutes

- February 9, 2015 Regular Council Meeting
- February 17, 2015 Regular Council Meeting

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to accept the minutes of February 9, 2015 and February 17, 2015 as presented.
Passage 6-0-1 (Councilor Lee abstained).

III. Communications, Presentations and Recognitions - None

IV. Open Session

- Dan Herrick, 470 Hatch Road on tax acquired properties, the Agricultural Resource Protection Zone, Emergency Management Service transport issue.
- Clem Clements, 28 First Street, Lewiston with positive comments on the Norway Savings Bank Arena and the tournaments that are taking place.

V. Unfinished Business

1. Ordinance 10-02172015

Adopting additional language to the Code of Ordinances Chapter 14, Article IX - Mass Gatherings, under section 14-251 (e) (22). Second reading.

Motion by Councilor Crowley seconded by Councilor Hayes to table this to the end of this meeting. Passage 4-3 (Councilors Hayes, LaFontaine, and Lee opposed).

2. Order 15-02172015

Approve funding \$12,691 to LA Arts.

Motion was made by Councilor Gerry and seconded by Councilor Crowley to table this item to end of meeting. Passage 6-1 (Councilor Lee opposed).

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V. New Business

3. Order 18-03022015

Approve consolidating to one voting place for the June 9, 2015 election (pending a statewide election on the same date). Public hearing.

Motion was made by Councilor Lee and seconded by Councilor LaFontaine for passage of Order 18-03022015 as presented.

Public hearing – no one from the public spoke.

Passage 4-3 (Councilors Crowley, Walker, and Gerry opposed).

4. Order 19-03022015

Appointing Board and Committee members.

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

Motion was made by Councilor Crowley and seconded by Councilor LaFontaine to postpone this item to the March 16, 2015 Council meeting. Passage 7-0.

5. Order 20-03022015

Authorizing the agreement to share health officer services with Lisbon.

Motion was made by Councilor LaFontaine and seconded by Councilor Crowley to authorize the agreement to share health officer services with Lisbon.

Public comment – no one from the public spoke.

Passage 6-1 (Councilor Walker opposed).

6. Order 21-03022015

Authorizing the reallocation of bonds in the amount of \$350,000 for the repurposing of Ingersoll Arena. Public hearing and first reading. *Council may enter into executive Session regarding a real estate matter, pursuant to 1 M.R.S.A. §405(6)(C).*

Motion was made by Councilor Crowley and seconded by Councilor Walker to authorize the reallocation of bonds in the amount of \$350,000 for the repurposing of Ingersoll Arena.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to enter into executive session pursuant to 1 MRSA Sec. 405 (6) (C). Passage 5-2 (Councilors Walker and Crowley opposed), 8:22 PM.

Council was declared out of executive session at 8:29 PM.

Public hearing - no one from the public spoke.

Passage of order 21-03022015 as presented, 7-0. A roll call vote was taken.

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Motion was made by Councilor LaFontaine and seconded by Councilor Lee to resume the earlier executive session to review and discuss an examination conducted

by the City for licensing purposes pursuant to 1 M.R.S. § 405 (6) (G). Passage 7-0, 8:31 PM.

Council was declared out of executive session at 9:02 PM.

7. Order 17-03022015

Potential suspension or revocation of combined massage establishment/massage therapist license of Chinese Massage and Body Work, Inc.

Motion was made by Councilor LaFontaine and seconded by Councilor Crowley to revoke the massage establishment license issued to Chinese Massage and Body Work, Inc. Passage 6-0-1 (Councilor Walker abstained).

VIII. Executive Session - Discussion regarding labor negotiations (Fire), pursuant to 1 M.R.S.A. Section 405(6)(D).

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to enter into executive session regarding labor negotiations (Fire), pursuant to 1 M.R.S.A. Section 405(6)(D). Passage 6-1 (Councilor Crowley opposed), time 9:08 PM.

Council was declared out of executive session at 9:15 PM.

Reports*

Mayor's Report – no report

City Councilors' Reports

Councilor Walker - submitted a written report which has been placed on file

Councilor Gerry – reported that she was unable to attend the Auburn Housing Authority meeting last week as she was sick

Councilor Crowley – reported on the Auburn Sewerage District (also submitted a written copy which has been placed on file), discussed their budget, hydrant maintenance, ASD Trustee Jeff Preble's term has expired and he will not be re-applying, CSO Master plan 5 year update, RFQ for team building and leadership development, Sewer tip of the month – flooding basements, Auburn Water District Report (also submitted a written copy which has been placed on file), Water District budget, slow flowing water lines to prevent freezing, mortgage on the Brackett House, FOAA fees, purchase of trucks, Recreation and Special Events Advisory Board, business plan repurposing Ingersoll Arena, the mission statement of the board, special events under recreation or economic and community development, Ward 1 report, thanked Alfreda Fournier for photos, working with Chris Langis (School Committee) regarding communications, dates to watch, Dinny Sullivan Day - A Salute to Neighborhood Businesses.

Councilor Young – no report

Councilor Hayes – no report

Councilor LaFontaine – no report

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Councilor Lee – no report

City Manager's Report – no report

IX. Open Session – no one from the public spoke

Ordinance 10-02172015

Adopting additional language to the Code of Ordinances Chapter 14, Article IX - Mass Gatherings, under section 14-251 (e) (22). Second reading. This item was tabled earlier on in the meeting.

Motion was made by Councilor LaFontaine and seconded by Councilor Lee to adopt additional language to the Code of Ordinances Chapter 14, Article IX - Mass Gatherings, under section 14-251 (e) (22) as presented.

Public hearing - no one from the public spoke.

Passage 6-1 (Councilor Crowley opposed).

Order 15-02172015

Approve funding \$12,691 to LA Arts. This item was tabled earlier on in the meeting.

Motion was made by Councilor LaFontaine and seconded by Councilor Lee to approve funding \$12,691 to LA Arts.

Motion was made by Councilor LaFontaine and seconded by Councilor Gerry to enter into executive session regarding a personnel matter, pursuant to 1 M.R.S.A. Section 405(6)(D). Passage 4-3 (Councilors Crowley, Walker, and Hayes opposed), 9:35 PM. Council was declared out of executive session at 9:44 PM.

Motion to approve funding \$12,691 to LA Arts failed 3-4 (Councilors Crowley, Hayes, Walker, and Gerry opposed).

X. Adjournment – Motion was made by Councilor LaFontaine and seconded by Councilor Walker to adjourn. All were in favor and the meeting adjourned at 9:59 PM.

A True Copy.

ATTEST _____
Susan Clements-Dallaire, City Clerk