

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 01-01062014

ORDERED, that Greg S. Pealatero be named a Constable with a firearm for the Auburn Police Department.

Passage on 1/13/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 02-01062014

ORDERED, that the following civilians be appointed or re-appointed to serve documents as Constables without firearms on behalf of the Auburn Police Department:

Lucien Asselin	Civil Process Only	Without Firearm	Re-appointment
Steven Chouinard	Civil Process Only	Without Firearm	Re-appointment
Harry Darling	Civil Process Only	Without Firearm	Re-appointment
Harry Gorman	Civil Process Only	Without Firearm	Re-appointment
Claire Barclay	Civil Process Only	Without Firearm	Re-appointment
Matthew Conde	Civil Process Only	Without Firearm	Re-appointment
Kenneth Edgerly	Civil Process Only	Without Firearm	Re-appointment
Joan Godbout	Civil Process Only	Without Firearm	Re-appointment
Ellery Hewey	Civil Process Only	Without Firearm	Re-appointment
Cynthia MacDonald	Civil Process Only	Without Firearm	Re-appointment
George Mathews	Civil Process Only	Without Firearm	Re-appointment
Sheryl Mathews	Civil Process Only	Without Firearm	Re-appointment
Jerry Webster	Civil Process Only	Without Firearm	Re-appointment
Jeffrey Campbell	Civil Process Only	Without Firearm	Re-appointment

Glenn Garry	Civil Process Only	Without Firearm	Re-appointment
Janice Jannetty	Civil Process Only	Without Firearm	Re-appointment
Janice Lare	Civil Process Only	Without Firearm	Re-appointment
Kristal Parshall Goff	Civil Process Only	Without Firearm	Re-appointment
Erik Rider	Civil Process Only	Without Firearm	Re-appointment
Paul Potvin	Civil Process Only	Without Firearm	Appointment

Passage on 1/13/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 04-01212014

ORDERED, that the Auburn City Council hereby approves a new liquor license (Food Service Class I – Spirituous, Vinous, Malt) application for Xinglong Corporation, DBA Lotus Restaurant located at 279 Center Street.

Passage on 1/21/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 06-01212014

ORDERED, that the Auburn City Council hereby sets the date for a Special Municipal Election to be held on June 10, 2014 for the purpose of electing three Auburn citizens to serve on the Joint Charter Commission for the proposed consolidation of the Cities of Auburn and Lewiston.

Passage on 1/21/2014, 4-3
(Councilors Crowley, Walker, and
Gerry opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 07-01212014

ORDERED, that the Auburn City Council hereby approves the establishment of a Charter Commission for the purpose of revising the Auburn Municipal Charter pursuant to Title 30-A, Section 2102(1) of the Maine Revised Statutes.

Motion failed 0-7 (all Councilors opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 08-01212014

ORDERED, that the Auburn City Council hereby approves submitting the question “Shall a Charter Commission be established for the purpose of revising the City of Auburn Charter or establishing a New City of Auburn Charter?” to the voters at the June 10, 2014 Election.

Order off the table due to Order 07-01212014 failing.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 09-01212014

ORDERED, that the Auburn City Council hereby sets the date for a Special Municipal Election to elect the members of the City of Auburn Charter Commission for June 10, 2014. In addition to three members to be appointed by the City Council in accordance with Maine law, voter members will be elected in the following manner:

1. Six voter members shall be elected at large in the same manner as the municipal officers; [or]
2. One voter member shall be elected from each ward in the same manner as municipal officers; [or]
3. Voter members shall be elected both at-large and by ward in the same manner as the municipal officers, and the number of voter members shall be the same as the number of municipal officer members on the Auburn City Council.

Order off the table due to Order 07-01212014 failing.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 10-01212014

ORDERED, that the City Council hereby authorizes the City Manager to execute the Collective Bargaining Agreement with I.A.F.F. (International Association of Firefighters) Local 797 for January 1, 2013 through June 30, 2013.

BE IT FURTHER ORDERED, that the City Council hereby authorizes the City Manager to execute the Collective Bargaining Agreement with I.A.F.F. (International Association of Firefighters) Local 797 for July 1, 2013 through June 30, 2016.

Passage on 1/21/2014, 4-3 (Councilors Crowley, Walker, and Gerry opposed, Councilor Lee abstained, and in accordance to the City Charter, Article III, Section 3.3, the Mayor voted in favor breaking the tie vote).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 12-02032014

ORDERED, that City Council hereby authorizes the City Manager to reinstate funding (\$2,205 to be taken from the Fund Balance) to support five polling places instead of one for the June 10, 2014 Election.

Passage 6-0 (Councilor Hayes absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 13-02102014

ORDERED, that the City Council hereby authorizes the City Manager to sign an easement agreement with Slap Shot, LLC.

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk

Passage on 2/10/2014, 6-0 (Councilor LaFontaine absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 14-02182014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of Defendant (Gary Wallace) in Rem, or any portion thereof (\$4,491.00 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (Gary Wallace) in Rem, or any portion thereof (\$4,491.00 U.S. Currency), pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about February 18, 2014.

Passage on 2/24/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 15-02182014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of Defendant (Herbert Simmons) in Rem, or any portion thereof (\$6,250.00 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (Herbert Simmons) in Rem, or any portion thereof (\$6,250.00 U.S. Currency), pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about February 18, 2014.

Passage on 2/24/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 16-02182014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of Defendant (Taurus Allen) in Rem, or any portion thereof (\$2,634.00 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (Taurus Allen) in Rem, or any portion thereof (\$2,634.00 U.S. Currency), pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about February 18, 2014.

Passage on 2/24/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

Order 17-02182014

ORDERED, that Renee Lachapelle be and hereby appointed as Tax Assessor for the period of March 15, 2014 to March 14, 2016.

Motion failed 3-4. There was a tie vote 3-3-1 (Councilors Walker, Gerry, and Crowley opposed, Councilor Lee abstained) and in accordance to the City Charter, Article III, Section 3.3 the Mayor voted to break the tie vote. He voted in opposition and the motion failed. A roll call vote was taken.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 18-03032014

ORDERED, that the following civilians be appointed to serve documents as Constables without firearms on behalf of the Auburn Police Department:

Jay Berube	Civil Process Only	Without Firearm	Appointment
Moninda Marube	Civil Process Only	Without Firearm	Appointment
Christina Moreno	Civil Process Only	Without Firearm	Appointment
Darlene Shores	Civil Process Only	Without Firearm	Appointment
Carol Theriault	Civil Process Only	Without Firearm	Appointment
Zachary West	Civil Process Only	Without Firearm	Appointment

Passage on 3/3/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 19-03032014

ORDERED, that the City Council hereby authorizes the City Manager to transfer \$35,000 from the “Parking Permit Fees” revenue account to purchase a Parking Enforcement vehicle with detailing equipment to be assigned to the Auburn Police Department for citywide parking enforcement.

WHEREFORE, the municipality of Auburn, Maine does hereby approve the transfer of \$35,000 of “Parking Permit Fees” revenue to purchase a Parking Enforcement vehicle with detailing equipment to be assigned to the Auburn Police Department for citywide parking enforcement by vote of the Auburn municipal legislative body on or about

Passage on 3/3/2014, 4-3 (Councilors Walker, Gerry, and Crowley opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 20-03172014

ORDERED, that the City Council hereby authorizes Safe Voices to place temporary signs for its 2014 Walk/Run to End Domestic Violence to be held on Sunday, June 1, 2014 at the locations listed below so long as their placement does not affect sight distance for streets or adjacent driveways.

- Corner of Minot Ave. and Hotel Rd.
- Corner of Court St. and Minot Ave.
- Corner of Academy and Main St.
- Corner of Court St. and Union St.
- Corner of Court St. and Mount Auburn Ave.
- Corner of Turner St. and Mount Auburn Ave.
- Corner of Turner St. and Center St.
- Overpass entrance and exit from Center St.
- Auburn Turnpike exit onto Washington Ave.
- Rotary Way (Island)

The signs are to be placed approximately two weeks prior to the event and removed the afternoon of the event.

Passage on 3/17/2014, 6-1 (Councilor Crowley opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 21-031720147

ORDERED, that the City Council hereby authorizes the Kora Shrine Committee to place temporary signs for their 2014 Kora Shrine Circus which takes place April 18 and 19, 2014 so long as their placement does not affect sight distance for streets or adjacent driveways. The signs will be placed approximately 10-14 days before the event and will be removed upon completion of the event. Placement of the signs will be as follows;

Court and Minot Ave – 2 signs
Center St and N. River Road – 1 sign, northbound
Center St and Mall – K Mart entrance - 2 signs, north and south
Turner Street Entrance to Walmart – 1 sign
Turner St and Mount Auburn Ave – 3 signs
Court St and Park Ave - 1 (two sided) sign
Minot Ave and Poland Rd out – 1 sign
Minot Ave and Hotel Rd intown – 1 sign
Washington St at Turnpike – 1 sign
Washington St at Rotary northbound – 1 sign
Broad St going across bridge - 1 (two sided) sign
Broad St – So Main - 1 (two sided) sign
Upper Cook St and So. Main – 1 sign
Riverside Dr – 1 sign

Passage on 3/17/2014, 6-1 (Councilor Crowley opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 22-03172014

ORDERED, that the City Council hereby authorizes the Auburn Business Association to place 3 temporary signs to promote the Auburn Citizen of the Year Event to be held on May 1, 2014. The signs are to be installed at Norway Savings Bank, 31 Court Street, Better Homes and Gardens, The Masiello Group, Center Street, and the Androscoggin Bank, 683 Minot Avenue so long as their placement does not affect sight distance for streets or adjacent driveways. The signs will be installed on April 1, 2014 and removed by May 8, 2014.

Passage on 3/17/2014, 6-1 (Councilor Crowley opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 23-03172014

ORDERED, that the City Council hereby approves the new retirement plan that was approved as part of the collective bargaining agreement which includes a provision to change from the current 2C Plan (25 year/50% pension/no minimum age plan) to the 3C Plan (25 year/66%/no minimum age) effective 7/1/14 for all firefighters with less than 25 years of service.

Passage on 3/17/2014, 6-1 (Councilor Crowley opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

Order 25-03172014

ORDERED, that Renee Lachapelle be and hereby is appointed as Interim Tax Assessor for the period of March 16, 2014 to June 30, 2014.

Passage 5-1-1 (Councilor Gerry opposed, Councilor Lee abstained).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 26-04072014

ORDERED, that the following individuals be and hereby are appointed as Election Clerks for the period of May 1, 2014 through April 30, 2016. See attached list.

Passage on 4/7/2014 7-0.

PARTY	LAST NAME	FIRST NAME
R	Amero	Claire
R	Bachand	Claire
R	Beaulieu	Paula
R	Berube	Patricia
R	Bunker	Susan
R	Bussiere	Francois
R	Campbell	Jeffrey
R	Cote	Louise
R	Croteau	Dawn
R	Crowell	Joan
R	Ferrante	Chiara
R	Galway	Bonnie
R	Gammon	Esther
R	Jarden	Lorraine
R	Labrie	Wilma
R	Langelier	Gerald
R	Martel	Gerald
R	Mathews	George
R	Mathews	Sheryl
R	Rea	Carol
R	Rossignol	Linda
R	Sevigny	Robert
R	Spear	June
R	Spiro	Danielle
R	White	Carmen
R	Wooten	Linda

PARTY	LAST NAME	FIRST NAME
D	Bate	Jacqueline
D	Bilodeau	Normand
D	Cavanaugh	Robert
D	Cooper	Louise
D	Desgrosseilliers	Edward
D	Desgrosseilliers	Sheila
D	Dufresne	Carmen
D	Gardner	Robert
D	Girouard	Jolene
D	Herrick	Eleanor
D	Kinney	Anne
D	Langelier	Pauline
D	Leavitt	Richard
D	Mailey	Joseph
D	Martelli	Stephen
D	Michaud	Sophie
D	Miller	Priscilla
D	Ouellette	Alma
D	Ouellette	Paul
D	Ross	Bonnie
D	Russell	Rhonda
D	Simpson	Kevin
D	St. Pierre	Roger
D	St. Pierre	Joyce
D	Webber	Judith

PARTY	LAST NAME	FIRST NAME
U	Bourget	Cristy
U	Galway	Warren
U	Leonard	Valerie
U	Mahon	Joan
U	Martel	Claudette
U	Pelletier	Jeannine

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 27-04072014

ORDERED, that the School Budget Validation Referendum Election be held on June 10, 2014.

Passage on 4/7/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 28-04072014

ORDERED, that Special Municipal Election for the Ward 1 School Committee seat be held on Tuesday, August 12, 2014.

Passage on 4/7/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 29-04072014

ORDERED, that the Auburn City Council hereby appoints Richard Trafton to the Lewiston-Auburn Railroad Company for a term of 3 years (April 2014 through April 2017).

Passage on 4/7/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 30-04072014

ORDERED, that the Auburn City Council hereby approves the liquor license application for Twin Cities Group, Inc., DBA The Munroe Inn located at 123 Pleasant Street.

Passage on 4/7/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 31-04072014

ORDERED, that the City Council adopt the Citizen Participation Plan as recommended by the Community Development Director.

Passage on 4/7/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 32-04222014

ORDERED, that the Park Avenue Elementary School may place temporary signs for its 2014 annual May Fair event at the locations listed in their letter dated April 3, 2013 (attached) as long as their placement does not affect sight distance for streets or adjacent driveways. The signs will be placed one week prior to the May 17, 2014 event and removed the day after the event (May 18, 2014).

Passage on 4/22/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 33-04222014

ORDERED, that the United Way of Androscoggin County may place a temporary banner for its 2014 4th annual Touch-A-Truck event on the corner in front of the Auburn Mall at the intersection of Center Street and the on-ramp to Mt. Auburn Avenue as long as their placement does not affect sight distance for streets or adjacent driveways. The signs will be placed on either Thursday, April 24 or Friday, April 25, 2014 and will be removed on either Monday, May 5th or Tuesday, May 6th, 2014.

Passage on 4/22/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 35-04222014

ORDERED, that the City Council hereby approves the Special Amusement Permit (Class C – either Restaurants or Lounges/Bars with entertainment, including dancing) for Parbaritan, LLC, DBA Naral's located at 34 Court Street with the condition that occupancy limits on the Special Amusement Permit be as follows;

- Front Room – 71 Seated or 152 Standing
- VIP Room – 57 Seated or 121 Standing
- Total Limits – 128 Seated or 273 Standing

Passage on 4/22/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 36-04222014

ORDERED, that the following individuals are hereby appointed to the following boards and committees with term expirations as noted;

911 Committee

Tammie Willoughby – term expiration 1/1/2016

Leroy Walker – term expiration 1/1/2016

Airport Board

Bettyann Sheats – 1/1/2017

Auburn Water District

KC Geiger – term expiration 3/1/2018

James Wilkins – term expiration 3/1/2018

Auburn Sewer District

Stephen Ness – term expiration 3/1/2018

Joseph DeFilipp – term expiration 3/1/2018

Community Development Block Grant Loan Committee

Traverse Fournier – term expiration 10/01/2017

Sue Dunn – term expiration 10/01/2016

Celia McGuckian – term expiration 10/01/2015

Dana Bonenfant – term expiration 10/01/2016

Ethics Committee

Benoit Blondeau – (alternate position) term expiration 1/1/2016

Great Falls TV

Stanwood Gray – term expiration 1/1/2015

Planning Board

Emily Mottram – term expiration 1/1/2017

Marc Tardif – term expiration 1/1/2017

Passage on 4/22/2014, 5-2 (Councilors Crowley
and Walker opposed)

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 37-05052014

ORDERED, by the Auburn City Council that the 2014 Action Plan be adopted as recommended by Community Development staff.

Passage on 5/5/2014, 6-1 (Councilor Crowley opposed).

Tizz Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 38-05052014

Ordered that the Auburn City Council hereby adopts and approves the following School Budget articles for Fiscal Year 2014/2015.

1. That \$15,246,432.00 be authorized to be expended for Regular Instruction;
2. That \$ 7,962,668.00 be authorized to be expended for Special Education;
3. That \$-0- be authorized to be expended for Career and Technical Education;
4. That \$ 752,692.00 be authorized to be expended for Other Instruction;
5. That \$4,402,306.00 be authorized to be expended for Student and Staff Support;
6. That \$ 842,216.00 be authorized to be expended for System Administration;
7. That \$1,284,149.00 be authorized to be expended for School Administration;
8. That 1,108,321.00 be authorized to be expended for Transportation and Buses;
9. That \$3,512,020.00 be authorized to be expended for Facilities Maintenance;
10. That \$ 2,707,131.00 be authorized to be expended for Debt Service and Other Commitments;
11. That \$- 423,388.00- be authorized to be expended for All Other Expenditures;
12. That \$37,817,935.00 be appropriated for the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and that \$14,329,818.00 be raised as the municipality's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688;

Statutory Recommendation \$ 15,935,333
City Council Adopted \$14,329,818

Explanation: *The city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.*

13. That \$1,587,224.00 be raised and appropriated for the annual payments on debt service previously approved by the city's legislative body for non-state-funded school construction projects or non-state-funded portions of school construction projects, in addition to the funds appropriated as the local share of the city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12;

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

14. That \$0.00 be raised and appropriated in additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, §15690;

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

15. That the school committee be authorized to expend \$37,817,935.00 for the fiscal year beginning July 1, 2014 and ending June 30, 2015 from the city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, fund balances, state subsidy and other receipts for the support of schools;

16. That the City of Auburn appropriate \$380,880.00 for adult education and raise \$189,080.00 as the local share, with authorization to expend any additional incidental or miscellaneous receipts in the interest and for the well-being of the adult education program;

17. That the City of Auburn raise and appropriate \$42,508.00 for the services of Community Services-Crossing Guards.

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

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 39-05052014

ORDERED, that the Auburn City Council hereby recognizes and supports the proposal of the Auburn Fire Department to implement EMS 911 transport within the city of Auburn, and;

THAT the Auburn Fire Department will utilize its existing facilities that are strategically located, and it's personnel that are trained and equipped to provide to provide Advanced Life Support emergency services within the community, and;

That such a program will reflect best practices in the pre-hospital care field, be adequately staffed and equipped therefore increasing and enhancing service to the community and quality of life, and;

THAT the Auburn City Council hereby directs the City Manager to authorize the Auburn Fire Department to begin preliminary implementation plans to have an EMS transport service ready to go into service no later than 90 days after the adoption of the FY 15 budget.

Passage on 5/5/2014, 6-0-1 (Councilor Lee abstained).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 40-05052014

TITLE: ORDER – VACATION OF PROPOSED UNACCEPTED WAY FOSS STREET

Ordered that, whereas notice has been given to the owners and mortgagees of record of the lots on the plan entitled “Revised Plan of the Foss Farm,” dated October 3, 1941 and recorded at the Androscoggin County Registry of Deeds in Plan Book 7, Page 372, and to the Auburn Planning Board in accordance with Section 3027 of the Maine Revised Statutes, the following described portion of Foss Street, a proposed way shown on the plan, is hereby vacated.

Description of way vacated:

The portion of Foss Street between the southerly side of Minot Avenue and the northerly line of Swett Avenue.

Appended hereto and hereby incorporated as Exhibit A to this Order is a list of all the names of the owners of lots shown on said plan together with their mortgagees of record.

No damages are to be paid.

Passage on 5/5/2014, 7-0

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 41-05192014*

ORDERED, that the City Council hereby sets the time for opening the polls at 7:00 A.M. for the June 10, 2014 Election. All five polling places will be open for this election.

Passage on 5/19/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 42-06022014

ORDERED, that the City Council hereby appoints Clint Deschene as the Maine Municipal Association's Legislative Policy Committee member for the 2014-2016 term.

Passage on 6/2/2014 5-0 (Councilor Crowley absent and Councilor Walker not in the room during this vote).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 43-06022014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of Defendant (William Tardif) in Rem, or any portion thereof (\$660.00 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (William Tardif) in Rem, or any portion thereof (\$660.00 U.S. Currency), pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about June 2, 2014.

Passage on 06/02/2014 6-0 (Councilor Crowley absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 44-06022014

ORDERED, that the Auburn City Council hereby approves the liquor license application for The Penalty Box, Inc., located at 985 Turner Street.

Passage on 06/02/2014 6-0 (Councilor Crowley absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 45-06162014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of the Defendant (Darnell Robinson) in Rem (\$909.75 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (Darnell Robinson) in Rem (\$909.75 U.S. Currency) pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about June 16, 2014.

Passage on 06/16/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 46-06162014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of the Defendant (Paul Robinson) in Rem (\$606.25) or any portion thereof (\$2,425.00 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (Paul Robinson) in Rem (\$606.25), or any portion thereof (\$2,425.00 U.S. Currency), pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about June 16, 2014.

Passage on 06/16/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 47-06162014

ORDERED, that the City Council hereby sets the date for the Special Municipal Election for the Ward 4 School Committee seat to be held on Tuesday, November 4, 2014 in conjunction with the State General Election.

Passage on 06/16/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 48-06162014

ORDERED, that Karen Scammon be and hereby is appointed as Interim Tax Assessor for the period of June 16, 2014 to January 31, 2015.

Passage on 06/16/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 49-06162014

ORDERED, that the Auburn City Council hereby approves the Special Event/Mass Gathering application for Liberty Festival to be held on July 3, 2014 through July 7, 2014 at Great Falls, Festival Plaza, and surrounding areas.

Passage on 06/16/2014 7-0.

Tizz E. H. Crowley, Ward One
 Robert Hayes, Ward Two
 Mary Lafontaine, Ward Three
 Adam Lee, Ward Four



Leroy Walker, Ward Five
 Belinda Gerry, At Large
 David Young, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 50-06162014

ORDERED, that Capital Purchases (CIP) Bond Projects for FY 2015 in the amount of \$8,200,000 Acquisition of the following capital equipment and the design, construction, renovation, and rehabilitation of the following capital improvements, all constituting part of the City's FY15 Capital Improvement Program:

Department	FY15 Projects Only (See CIP for full description)	Proposed Financing	CIP	FY 2015 CIP Bond
School	Building and Equipment Improvements	Bond	CIP	\$2,181,365
Engineering	Reconstruction	Bond	CIP	\$1,100,000
Engineering	Reclamation/Resurfacing	Bond	CIP	\$1,000,000
Engineering	Major Drainage	Bond	CIP	\$100,000
Engineering	MDOT Match	Bond	CIP	\$1,100,000
Engineering	Retaining Wall (Engineering & Design)	Bond	CIP	\$75,000
Engineering	Sidewalks	Bond	CIP	\$150,000
Engineering	Bridge Maintenance	Bond	CIP	\$75,000
Fire	Generator For South Main St Station	Bond	CIP	\$25,000
PW-Facilities	Heating Oil Tank Conversion	Bond	CIP	\$25,000
PW-Facilities	Energy Efficiency Upgrades (Lighting, etc)	Bond	CIP	\$120,000
Public Works	Replace Street Sweeper	Bond	CIP	\$236,250
Public Works	Replace 7 Yd Plow Truck	Bond	CIP	\$180,000
Public Works	Replace 12 Yd Plow Truck	Bond	CIP	\$235,000
Public Works	Replace Front End Loader	Bond	CIP	\$255,000
Public Works	Message Sign Board	Bond	CIP	\$25,000
Public Works	Side Dump Body/Hydraulic Pump	Bond	CIP	\$38,700
Planning	Dangerous Building Demolition	Bond	CIP	\$150,000
PW-Facilities	Replace Generator Transfer Switch	Bond	CIP	\$25,000
Planning	Comp Plan Property Acquisition Program	Bond	CIP	\$400,000
Library	Masonry Repairs	Bond	CIP	\$47,167
Recreation	Renovate Softball Fields	Bond	CIP	\$72,000
Parks	Festival Plaza Canopies	Bond	CIP	\$60,000
Recreation	Repurpose Ingersoll Arena	Bond	CIP	\$490,000
Contingency	Retained earnings for bid variances			\$34,518
TOTALS				\$8,200,000

Passage on 06/16/2014 5-2 (Councilors Crowley and Gerry opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 51-06162014

ORDERED, that the City Manager is hereby authorized to sign the attached Development Agreement with Hartt Transportation Systems, Inc. and/or BBW & R Properties, LLC and have prepared, for City Council action, documents referenced therein.

Passage on 06/16/2014 5-2 (Councilors Crowley and Gerry opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 52-06162014

ORDERED, that the City Council hereby authorizes the City Manager to execute the Memo of Understanding with the Lewiston Auburn Economic Growth Council.

Passage on 06/16/2014, 4-3 (Councilors Crowley, Gerry, and Walker opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 53-07072014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of the Defendant (John Johnson) in Rem (\$624.75) or any portion thereof (\$2,499.00 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (John Johnson) in Rem (\$624.75), or any portion thereof (\$2,499.00 U.S. Currency), pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about July 7, 2014.

Passage on 7/7/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 54-07072014*

ORDERED, that the Auburn City Council authorize the Finance Director to award a contract for Audit Services for 3 years, (FY15, FY16 and FY17) to Runyon Kersteen Ouellette.

Passage on 7/7/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 55-07072014

ORDERED, that the City Manager is authorized to execute the necessary documentation granting an easement to the owners of 343 Minot Avenue for the use and maintenance of an existing driveway on adjacent City owned property.

Passage on 7/7/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 56-07072014

ORDERED, that the City Manager and the Mayor are hereby authorized to submit comments to the Federal Energy Regulatory Commission (FERC) regarding the requested relicensing of the Lower Barker Hydroelectric Project.

Passage on 7/7/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 08-04-2014

ORDERED, that the City Council hereby adopts the Residential Rehabilitation Program and Commercial Rehabilitation Program guidelines as recommended by Community Development staff.

Passage on 8/4/2014 which include the historic property exterior restoration guidelines 5-2 (Councilors Crowley and Walker opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 58-07072014

ORDERED, that the following individuals are hereby appointed to the following boards and committees with term expirations as noted;

Auburn Sewer District

Raymond P. Fortier – term expiration 3/1/2017

Board of Assessment Review

Levi Gervais, as full member – term expiration 10/01/2017

Community Development Block Grant Loan Committee

Christopher A. Brann – term expiration 10/01/2017

Planning Board

Kenneth Bellefleur, as full member – term expiration 1/1/2017

Mia Poliquin Pross, as full member – term expiration 1/1/2017

Nathan Hamlyn, as associate member – term expiration 1/1/2017

Elaine Wickman, as associate member – term expiration 1/1/2017

Zoning Board of Appeals

Maureen M. Aube, as alternate member – term expiration 10/01/2016

Courtney McDonough, as full member – term expiration 10/01/2017

Passage on 7/7/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 59-07072014

ORDERED, that the City Manager is authorized to execute a development agreement with the Auburn Business Development Corporation (ABDC) that obligates Auburn to create a Tax Increment Finance (TIF) program for the development of the Auburn Enterprise Center.

Passage on 7/7/2014 5-2 (Councilors Crowley and Gerry were opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

**IN CITY COUNCIL
ORDER 60-07072014**

WHEREAS, the City of Auburn, Maine ("City") is considering whether to amend the #10 Downtown Municipal Tax Increment Financing District and adopt the amended Development Program for the District presented to the City Council, pursuant to the following terms and provisions; and

WHEREAS, the City is authorized pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, to designate specified areas within the City as a Municipal Tax Increment Financing District (the "District") and to adopt a Development Program and financing plan for such a district; and

WHEREAS, the City has exercised this authority by designing and approving #10 Downtown Municipal Tax Increment Financing District; and

WHEREAS, the City continues to recognize the need for more commercial and mixed-use development in the City; and

WHEREAS, the City finds that there are three Downtown neighborhoods adjacent to the "District" that have potential to provide continued employment opportunities for the citizens of Auburn, to improve and broaden the tax base of the City and are designated in the City's adopted plans for new Downtown development and redevelopment; and

WHEREAS, the Public Improvements contemplated by the Development Program will allow the City to expand its tax base, improve the economic climate and environmental quality within the City; and

WHEREAS, on July 7, 2014 the City will hold a Public Hearing on amending the "District" and Development Program in accordance with the requirements of Maine Revised Statutes upon at least ten (10) days prior notice published in a newspaper of general circulation within the City;

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

That the #10 Downtown Municipal Tax Increment Financing District, and its Development Program and Financial Plan be amended to add the three Downtown neighborhoods depicted on Exhibit A in the Development Program and Financial Plan; and

Add public projects identified in the Auburn Downtown Action Plan for Tomorrow, 2010 Auburn Comprehensive Plan, and 2010 New Auburn Master Plan. (Exhibit B); and

Add the ability for the City of Auburn to negotiate/execute Credit Enhancement Agreements (CEAs) –within sole Council discretion that may include up to 100% company or developer reimbursement. Approval of appropriate level of reimbursement will be determined by The Auburn City Council based upon project need previously guided by current approved joint Auburn/Lewiston Municipal TIF Policy. (Exhibit I); and

Add "Omnibus" to the name, to signify capacity for multiple CEA's; and

The City Manager is authorized to execute documents and to submit this amendment to the Maine Department of Economic and Community Development for Commissioner Approval.

Passage on 7/7/2014 6-1 (Councilor Gerry opposed).

Tizz E. H. Crowley, Ward One
 Robert Hayes, Ward Two
 Mary Lafontaine, Ward Three
 Adam Lee, Ward Four



Jonathan LaBonte, Mayor

Leroy Walker, Ward Five
 Belinda Gerry, At Large
 David Young, At Large

Order # 61-07072014

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

Be It Ordered by the Auburn City Council, following a public hearing duly called and held as required by Article 8, Section 8.13 of the Auburn City Charter, that there be and hereby is authorized the issuance and sale of the City's general obligation bonds on either a taxable or a tax-exempt basis in the amount of \$7,200,000, the proceeds of which, including premium, if any, and investment earnings thereon, are hereby appropriated to finance the following capital equipment and capital improvements (including costs of issuance for the bonds), all constituting part of the City's FY15 Capital Improvement Program:

CITY OF AUBURN			
CAPITAL IMPROVEMENT PLAN FY 15 Bonds			
	Description		Bonded General Fund
Engineering	Reconstruction		\$ 900,000
Engineering	Reclamation/Resurfacing		\$ 900,000
Engineering	Major Drainage		\$ 100,000
Engineering	MDOT Match		\$ 1,100,000
Engineering	Retaining Walls		\$ 100,000
Engineering	Sidewalks		\$ 150,000
Engineering	Bridge Maintenance		\$ 75,000
PW-Facilities	Heating Oil Tank Conversion		\$ 25,000
PW-Facilities	Energy Efficiency Upgrades (Lighting)		\$ 120,000
Public Works	Replace Street Sweeper		\$ 236,250
Public Works	Replace 7 yard plow trucks		\$ 180,000
Public Works	Replace 12 yard plow truck		\$ 235,000
Public Works	Side Dump Body/Hydraulic Pump		\$ 38,700
Planning	Dangerous Building Demolition		\$ 150,000
Fire	Generator for South Main Street Station		\$ 15,000
Planning	Comprehensive Plan Property Acquisition Program		\$ 350,000
Library	Masonry Repair		\$ 47,167
Recreation	Renovate Softball Fields		\$ 60,000
Parks	Replace Festival Plaza Canopies		\$ 35,000
Recreation	Repurpose Ingersoll Arena		\$ 250,000
Contingency	Contingency		\$ 51,518
School Department	School Department		\$ 2,081,365
TOTAL CIP			\$ 7,200,000

THAT the bonds shall be issued as authorized hereunder and shall be signed by the City's Finance Director and its Treasurer, attested by the City Clerk under the seal of the City. A tax levy is hereby provided for each fiscal year that the bonds authorized hereunder remain outstanding to meet the annual installments of principal and

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Jonathan LaBonte, Mayor

Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

interest as may accrue in each respective year. The bonds may be issued at one time or from time to time, either singly or in series, and the authority and discretion to fix method of sale, issue date, maturities, denominations, interest rate, place of payment, form and other details of said bonds and notes, and to take all other actions and to sign and deliver all other documents, certificates and agreements in order to provide for the sale thereof is hereby delegated to the City's Finance Director.

THAT in order to finance temporarily the projects described above, the Finance Director is authorized to expend up to \$8,200,000 either from available funds of the City or from the proceeds of BAN's which would be reimbursed or refinanced from bond proceeds.

THAT the bonds authorized hereunder may be made subject to call for redemption, either with or without premium, on such terms as may be determined by the Finance Director.

THAT the authority and discretion to designate the bond or notes, or a portion thereof, as qualified tax-exempt obligations under Section 265 of the Internal Revenue Code of 1986, as amended, is hereby delegated to the Finance Director.

THAT the City's Finance Director, Treasurer, Clerk, and other proper officials of the City be, and hereby are, authorized and empowered in its name and on its behalf to do or cause to be done all such acts and things, and to execute, deliver, file, approve, and record all financing documents, contracts, agreements, certificates, preliminary and final official statements, tax certificates and other documents as may be necessary or advisable, with the advice of counsel for the City, to carry out the provisions of this order, as may be necessary or desirable.

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

THAT this order is a declaration of official intent pursuant to Treas. Reg. § 1.150-2 and shall be kept available for public inspection during reasonable business hours at the office of the City Clerk.

A Public Notice describing the general purpose of the borrowing and the terms thereof was published on or before June 28, 2014, in the Lewiston Sun-Journal, a daily newspaper published in the City of Auburn and in Androscoggin County.

A public hearing was held on August 4, 2014.

Passage of first reading on 8/4/2014 6-1 (Councilor Gerry opposed). Passage of second and final reading on 9/8/2014 5-2 (Councilors Crowley and Gerry opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David C. Young, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 62-07212014*

ORDERED, that the City of Auburn accept the dedication of 7 acres of open space adjacent to the Little Androscoggin River and rail trail.

Passage on 7/21/2010 5-0 (Councilors
Crowley and Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 63-017212014*

ORDERED, that the City Council hereby sets the time for opening the polls at 7:00 A.M. for the August 12, 2014 Special Municipal Election. This is for Ward 1 only and voting will take place at Washburn School.

Passage on 7/21/2014 5-0 (Councilors
Crowley and Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 64-07212014*

ORDERED, that the city Council hereby authorized the City Manager to cast a ballot in favor of the proposed candidates for the Maine Municipal Association's Vice President (Stephan Bunker), and Executive Committee (Cynthia Mehnert, Laurie Smith, and Patricia Sutherland).

Passage on 7/21/20104 5-0 (Councilors
Crowley and Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 65-07212014

ORDERED, that the City Council hereby approves funding of the Airport Hangar.

Failed on 7/21/2014 3-2 (Councilors Walker and Gerry opposed, Councilors Crowley and Young absent - 4 affirmative votes were needed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 66-08042014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of the Defendant (Kenneth Gardner) in Rem (\$2,210.50 U.S. Currency) or any portion thereof, on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (Kenneth Gardner) in Rem (\$2,210.50), or any portion thereof, pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about August 4, 2014.

Passage on 8/4/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 67-08042014

ORDERED, that the City Council hereby authorizes changes the September 2014 Regular meeting dates from the first and third Mondays in September to the second and fourth Mondays in September. The Regular City Council dates in September will be as follows;

Change from Monday, September 1, 2014 (Labor Day Holiday) to Monday, September 8, 2014 and;
Change from Monday, September 15, 2014 to Monday, September 22, 2014.

Passage on 8/4/2014 5-2 (Councilors Crowley and Walker opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 68-08182014

ORDERED, that the City Council hereby approves the request for a Liquor License for Xin Fa, Inc., d/b/a Tin Tin Buffet located at 120 Center Street.

Passage on 8/18/2014 6-0 (Councilor Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 69-08182014

ORDERED, that fifty percent (50%) of all real estate taxes assessed as in the annual commitment, committed to the Tax Collector, shall be due proportionately from each tax payer on September 15, 2014 and the remaining fifty percent (50%) shall be due on March 16, 2015.

Except as may be provided by resolve regarding payments in accordance with an installment payment plan, any real estate taxes remaining uncollected on September 16, 2014 and March 17, 2015 respectively shall bear interest at a rate of 7% per annum from and after such dates.

Personal property taxes shall be due and payable on or before September 15, 2014. Any personal property taxes remaining unpaid on September 16, 2014 shall bear an interest rate of 7% per annum from and after such date. Interest on all delinquent taxes shall be computed on a daily basis and shall be collected by the Tax Collector. The Tax Collector is authorized to accept tax prepayments.

Passage on 8/18/2014 5-1 (Councilor Gerry opposed and Councilor Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 70-09082014

ORDERED, that the City Council hereby approves the amendments to the Committee Appointment process that was previously adopted on 12/3/2012 (Order 97-12032012).

CITY OF AUBURN BOARD AND COMMITTEE APPOINTMENT PROCESS

The Mayor shall appoint a three member committee hereinafter called the "Appointment Committee". The Appointment Committee shall review all applications to boards or committees assigned per attachment "Committees of the City of Auburn"; the Committees may interview applicants, including incumbents, for vacancies on all City boards, commissions and committees.

The Appointment Committee may review term expirations and propose appointments as frequently as necessary. The Clerk shall notify the various boards, commissions, and committees, the Mayor, the City Manager and the City Council members of the upcoming expirations and any current vacancies periodically, but not less than once per year.

Incumbents will receive a letter from the Clerk notifying them of the expiration of their term and letting them know they need to reapply. Additionally the Clerk shall post on the City website a notice of vacancy for at least 30 days. However, if a term becomes vacant due to a resignation, death, residency, disqualification, or other sudden vacancy, the committee may shorten or eliminate the 30 day posting. The Clerk will also notify all alternate members so that they may apply for full membership, if interested.

A notice shall be placed on the City's website. The Clerk may create an email group of neighborhood group contacts, Chamber, contacts and other interested individuals to which the advertisement may be sent.

Applications shall only be accepted during the posted period and must be postmarked no later than the deadline. Emails are acceptable and must be time stamped in advance of the deadline. Incumbents must reapply each time. All applicants are required to send a completed application form and it is recommended that they also send a resume and a cover letter to apply.

The Clerk shall notify the staff person to the board, commission, or committee in question, so that he/she can also have a conversation with any incumbents to let them know their term is expiring.

All boards, commissions, and committees will be provided with a brief description of that board's duties and the qualifications for appointment will be in the header, notebooks containing the ordinances/by-laws pertaining to each board, commission, or committee, and a list of the incumbents on all boards.

The Appointment Committee meetings are considered a Public Meeting. The date and time of the meeting will be posted on the City website at least 2 days prior to the meeting. All City Councilors will receive copies of the applications to review at least one week prior to the Appointment Committee meeting. During the Appointment Committee meetings, the Committee may enter into Executive Session to review applications.

The Appointment Committee may vote by hand or by consensus on the nominee for each vacancy. If the Appointment Committee does not agree on a nominee, a vacancy may be re-advertised or presented to the City Council.

The day after the nominations are completed, the Clerk shall notify the employees who staff the boards, commission, or committees, to let them know who is being nominated or that a position is being re-advertised. Also on that day, letters shall be sent to those applicants who are being nominated. Nominees shall be told when their appointment is going to the full Council agenda. Appointments will appear under New Business with possible Executive Session . Nominees will be asked to attend the meeting.

Except for legal retention purposes, resumes will not be kept for future vacancies, once interviews have been held. The process shall start fresh each time, ensuring that resumes are current and received from applicants qualified to fill the positions.

The Clerk shall prepare the order for the Council meeting, noting the names, board to which members are being appointed and the term expiration date. At the meeting, the Mayor shall ask the new board members to stand and introduce themselves, once the order has passed.

The next day, after the Council appointments are passed, the Clerk shall send a letter to each new member, congratulating them, advising them of the expiration date of their term, telling them who the staff person is and letting them know they must be sworn in before their first meeting. A copy of this letter shall be sent to the staff person for that committee along with the new member's resume.

The website shall provide a complete list of all the board and committee members currently serving, date of end of term, and date of original appointment.

All appointments in this policy are those subject to the approval of the City Council. Appointments of the Mayor as conferred in Charter are subject to this process or processes.

Alternate Member

An alternate member shall participate in all meetings with the same rights as a full member, except they shall not have the right to vote. The right to vote shall only be conferred by a vote of full members present to fill an absence, temporarily vacated seat, or to replace a member who has removed themselves due a conflict of interest. Alternate members shall be appointed to voting rights on a rotating basis, so as to preserve fairness. The purpose of alternate members is to sustain a full voting board and to educate new interested persons before becoming a full member. It is the intent but not mandate of the Council to promote Alternate Members to full membership before accepting new members to a board or committee.

Reports and Vacancies

A vacancy on any appointive board, commission, or committee of the city shall exist upon the occurrence of any of the following events:

- (a) Death of a member.
- (b) Resignation of a member.
- (c) Moving by a member of the member's place of residence from the City of Auburn. When a member moves from the City of Auburn, the vacancy shall occur immediately and the member shall not serve at any further meetings.
- (d) Failure of a member to attend more than three (3) consecutive meetings or absence from five (5) meetings during the preceding twelve-month period.

Reporting actions and vacancies.

The chairman of each board or commission of the city shall certify or cause the secretary of the board or commission to certify to the city council each month the actions of said board or commission, together with the record of absences of members. In such report, the chairman or secretary of each such board or commission shall notify the city council of any vacancy occurring on such board or commission. In the event that a vacancy occurs, the board or commission may, by majority vote of its membership, exclusive of the member affected, recommend to the city council that the attendance provision be waived for cause, in which case no vacancy shall exist until the city council disapproves the recommendation.

Removal from Office

An official or officials who are alleged to have caused grounds for removal from office are subject to the "Policy for Removal of Officials Appointed to Boards, Commissions and Committees" approved as part of this policy.

POLICY FOR REMOVAL OF OFFICIALS APPOINTED TO BOARDS, COMMISSIONS AND COMMITTEES

1. Purpose. The purpose of this policy is to have in place a process for the removal of officials appointed to boards, commissions and committees
 2. Authority. The City Council exercises its authority to remove officials under Title 30-A, section 2601 which allows the removal for cause after notice and hearing.
 3. Cause. All grounds constituting cause cannot be detailed. However, the following are examples of conduct which may result in removal for cause:
 - A. More than three consecutive absences or five absences within a calendar year, unexcused by the Board, Commission or Committee by majority vote. This subsection may not be used unless the records of the Board, Commission or Committee reflect the facts constituting grounds. Nothing in this subsection shall be interpreted to prevent an official from requesting a leave of absence from the Council for unusual circumstances. Unusual circumstances could include, but not be limited to, illness of the official or an immediate family member; temporary relocation for employment, military duty or educational reasons; and increased temporary child care responsibilities. In making the decision whether or not to grant a leave of absence, the Council shall balance the needs of the City and the Board, Commission or Committee with the needs of the official.
 - B. Inappropriate public conduct or conduct to other officials related to the office held. Examples include but are not limited to verbal abuse to other officials or members of the public, or obstruction of meetings of the Board, Commission or Committee.
 - C. Impairment by alcoholic beverages or drugs at Board, Commission or Committee functions.
 - D. Indictment or conviction (1) for a Class C or higher Crime, or (2) for a Class D or lower crime or a civil violation, directly or indirectly affecting the office held. Examples of Class D or lower crimes or civil violations affecting the office held would be shoplifting a compact disk where the office involved the handling of money; or violations of a protected resource where the Board, Commission or Committee deals with that resource. These provisions apply even when the conduct leading to the indictment or conviction has taken place outside the City of Auburn or State of Maine.
 - E. Other reasons related to the good of the Committee, the City or the office held.
1. Removal procedure.
 - A. Separation of roles. While a City Councilor sitting in a removal proceeding may be aware of the facts and circumstances leading to the proceeding, the City Council recognizes that no individual Councilor may prejudge the proceedings. Therefore, in a proceeding to remove an appointed official, the facts and circumstances shall be investigated by the City Manager or the City Manager's designee (hereinafter "the City Manager"), rather than an individual Councilor. Should allegations be brought to an individual Councilor, which the individual Councilor believes may be cause for removal, the individual Councilor shall turn the facts and circumstances over to the City Manager, and refer further inquiries to the City Manager. Inquiries to other Councilors shall be turned over to the City Manager. No Councilor shall participate

in any removal hearing if that Councilor has an interest, a conflict, or is disqualified, under the Rules of Order and Procedure for Auburn City Council.

- B. Investigation. The City Manager shall investigate the allegations as soon as reasonably possible. If the City Manager determines the allegations create probable grounds for removal, the City Manager shall notify the official in writing that the City Manager is contemplating a recommendation to the City Council that the official be removed, outlining the City Manager's reasons. The City Manager shall provide the official a reasonable amount of time to provide the official's position on the allegations, before the City Manager finalizes the recommendation to the City Council.
- C. Hearing. If the City Manager recommends removal, the City Council shall schedule a hearing on the official's removal. The hearing shall be scheduled at a time which will allow the City Manager and the official an adequate opportunity to prepare their presentations to the City Council. At the hearing, the City Manager shall present the City's case with the official's case following. The presentations may include witnesses and exhibits, including documents. The City Manager and the officials shall provide each other a list of witnesses and exhibits at least seven days before the hearing date unless another time is agreed upon. Each party shall be allowed to ask questions of the other party's witnesses. Evidence will be admissible if it is evidence which would be relied upon by persons in the conduct of serious affairs. This means, for example, that hearsay evidence will not be excluded, and that the procedure will be conducted according to the principles of fair play rather than of strict rules of evidence.
- D. Confidentiality. The hearing shall be conducted in open session unless the Council determines public discussion could reasonably be expected to cause damage to the official's reputation or the official's right to privacy would be violated. If the Council makes that determination, all related materials will be confidential until a final, non-appealable decision. Regardless of the Council's decision on public discussion, the official may request in writing that the hearing be conducted in open session, and that all related materials be public.

Even if the hearing is conducted in open session, it is not a public hearing. Stated differently, the only persons presenting testimony or evidence will be those persons selected by the City Manager or official. The general public will not be invited to testify at the hearing.

- E. Decision. After the City Council hears the evidence, it shall issue a written decision of those present and voting. The written decision shall state the facts and conclusions upon which the City Council relies in making its decision. If the written decision removes the official from office, the written decision shall become public as soon as it is a final, non-appealable, decision. The vote on the written decision shall be by majority vote.

- 5. Resignation. If the official elects to resign at any stage of this process, the process shall terminate, and any pending investigation or hearing under this process shall cease.

COMMITTEES & BOARDS OF THE CITY OF AUBURN

Board Name

911

ABDC

* **Airport - see notes**

ATRC

Audit and Procurement

Bike-Ped Committee

***Board of Assessment Review**

***Cable TV Advisory**

CDBG Community Advisory

***CDBG Loan**

Ethics Panel

***Auburn Housing**

L-A Community Forest Program & Board

LA Public Health

LAEGC

***LATC**

Library

MMWAC

Neighborhood Stabilization

New Auburn Master Plan Implementation

***Planning Board**

Railroad

***Recreation & Special Events Advisory**

School

***Sewerage District**

***Water District**

***Zoning Board of Appeals**

*Council appointed

The Auburn-Lewiston Airport Board, one Auburn resident seat is Council appointed

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 71-09082014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of Defendant (Jeremy Klein-Golden) in Rem, or any portion thereof (\$2,850.00 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (Jeremy Klein-Golden) in Rem, or any portion thereof (\$2,850.00 U.S. Currency), pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about September 8, 2014.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 72-09082014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of Defendant (William Tardif) in Rem, or any portion thereof (\$566.00 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (William Tardif) in Rem, or any portion thereof (\$566.00 U.S. Currency), pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about September 8, 2014.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 73-09082014

ORDERED, that the municipality of Auburn, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. §5824(3) & §5826(6) to the transfer of Defendant (Darnell Robinson, Jr.) in Rem #1, or any portion thereof (\$909.75 U.S. Currency) and Defendant (Darnell Robinson, Jr.) in Rem #2, (\$8,850.00 U.S. Currency) on the grounds that the Auburn Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Auburn, Maine does hereby approve of the transfer of the Defendant (Darnell Robinson, Jr. in Rem #1 and #2, or any portion thereof (\$909.75 and \$8,850.00 U.S. Currency), pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Auburn municipal legislative body on or about September 8, 2014.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 74-09082014

ORDERED, that the City Manager is authorized to execute all documents needed to create a tax increment finance (TIF) relationship with Auburn Housing Development Corporation (AHDC). The attached credit enhancement agreement (CEA) will pledge 75% of the new captured assessed value and resulting tax revenue back to the project at 62 Spring St. to ensure long-term affordability. The general fund will continue to receive the same tax revenues that have been historically contributed from this property.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 76-09082014

ORDERED, that the City Council authorize the City Manager to Execute a First Amendment to the AL (Auburn-Lewiston Consortium Mutual Cooperation Agreement as recommended by the Community Development staff.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 77-09082014

ORDERED, that the City Council authorize the Mayor Labonte to sign the letter to the U. S. Department of Housing and Urban Development requesting a grant reduction on behalf of the City of Lewiston, as recommended by the Community Development staff.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 78-09222014

ORDERED, that the City Council hereby approves the annual renewal request for an Auto Graveyard/Junkyard permit for Buck's Auto, 249 Merrow Road.

Passage on 9/22/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 79-09222014

ORDERED, that the City Council hereby approves the annual renewal request for an Auto Graveyard/Junkyard permit for Morris Auto Parts, 940 Washington Street North.

Motion failed on 9/22/2014 1-6
(Councilors Young, Crowley, Hayes,
LaFontaine, Lee, and Gerry
opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 80-09222014

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

Passage on 9/22/2014 7-0

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 81-09222014

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

Passage on 9/22/2014 7-0

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 82-09222014

ORDERED, that the City Council hereby approves the annual renewal request for an Auto Graveyard/Junkyard permit for Isadore T. Miller, a Division of Schnitzer NE, 78 & 80 Old Hotel Road.

Passage on 9/22/2014 7-0

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 83-09222014

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

Passage on 9/22/2014 7-0

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 84-10062014

ORDERED, that the City Council hereby sets the time for opening the polls at 7:00 A.M. for the November 4, 2014 Election. All five polling places will be open for this election.

**Passage on 10/6/2014 5-0 (Councilors
LaFontaine and Walker absent).**

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 85-10062014

ORDERED, that the City Council hereby approves the request for Saint Dominic Academy to place a temporary sign for its Holiday Festival to be held on Saturday November 8, 2014, be placed on Mount Auburn Avenue beside Starbucks from October 27th through November 9th, 2014.

**Passage on 10/6/2014 5-0 (Councilors
LaFontaine and Walker absent).**

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 86-10062014

ORDERED, that City Council hereby approves the Auburn Ski Association request for a temporary sign for their Annual Ski Swap which will be held on Sunday, November 16th, 2014. The sign will be placed at the intersection of Turner Street and Lake Auburn Avenue below Starbucks.

**Passage on 10/6/2014 5-0 (Councilors
LaFontaine and Walker absent).**

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 87-10062014

ORDERED, that the City Council hereby appoints the following individuals to fill the vacant Warden and Ward Clerk positions for the November 4, 2014 Election:

Ariel Gill	Warden	Ward 1	Washburn School
Robert Gardner	Ward Clerk	Ward 3	Auburn Hall
Roland Jordan	Warden	Ward 5	Sherwood Heights School
Donna Martin	Ward Clerk	Ward 5	Sherwood Heights School

Passage on 10/6/2014 5-0 (Councilors LaFontaine and Walker absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 88-10062014

ORDERED, that the following individuals are hereby appointed to the following boards and committees with term expirations as noted;

Community Development Block Grant Loan Committee

Re-appoint Matthew Carter – term expiration 10/01/2017

Zoning Board of Appeals

Re-appoint Christopher Gendron as full member – term expiration 10/01/2017

Re-appoint Bruce Richardson as full member – term expiration 10/01/2017

Re-appoint Dan Curtis as alternate member – term expiration 10/01/2017

Ethics Panel

Re-appoint Roger Needham – term expiration 01/01/2017

**Passage on 10/6/2014 5-0 (Councilors
LaFontaine and Walker absent).**

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 89-10202014

ORDERED, that the following individual is hereby appointed to the following board or committees with a term expiration as noted;

Auburn Housing Authority

Re-appoint Arthur Wing – term expiration 10/01/2019

Passage on 10/20/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 90-10162014

ORDERED, that the City Council authorizes the Mayor to execute an agreement with the City Manager, Clinton E. Deschene, for terms of separation and acceptance of his resignation effective November 15, 2014.

Passage on 10-16-2014 6-0 (Councilor Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 91-11032014

ORDERED, that the City Council hereby appoints the following individuals to fill the vacant Warden and Ward Clerk positions for the November 4, 2014 Election:

Rick Duchesneau	Ward Clerk	Ward 4	Fairview School
Jolene Girouard	Warden	Central Processing	Auburn Hall
Jan Biron	Ward Clerk	Central Processing	Auburn Hall

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 92-11032014

CITY OF AUBURN CITY COUNCIL FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF DEMOLITION

33 SOUTH GOFF STREET

On November 3, 2014 at 7:00 pm, the Auburn City Council held a hearing at 60 Court Street in Auburn, Maine to determine whether the residential structure (the "Structure") at 33 South Goff Street in Auburn, Maine, identified as Lot 275 on Tax Map 240, and further described in the deed recorded in the Androscoggin County Registry of Deeds at Book 2795, Page 326 (the "Premises"), is dangerous or a nuisance pursuant to 17 M.R.S. § 2851. As such, the Council makes the following findings of fact and conclusions of law, and orders that the Structure be demolished.

Findings of Fact

Present at the hearing on this matter for the City was Eric Cousens, Deputy Director of Planning and Development and Zack Lenhert, Code Compliance Officer. Nobody appeared on behalf of the owner and/or parties in interest. _____.

After considering the testimony and evidence presented, the City Council makes the following findings of fact:

1. The Premises and Structure are owned by Edward L. Gilbert and/or his unknown heirs (the "Owner"). Planning, Permitting & Code Department ("Department") Exhibit A.
2. As Mr. Gilbert is believed to be deceased, and his heirs were not readily ascertainable with due diligence, the Owner was served with the notice required by 17 M.R.S. § 2851 (the "Notice") by publication in the Lewiston Sun Journal on October 8, 15, and 22, 2014, pursuant to 17 M.R.S. § 2851(2). Department Exhibit C.
3. Party-in-Interest Bank of America, NA was served with a copy of the Notice on October 7, 2014. Department Exhibit D.
4. A copy of that Notice was also recorded in the Androscoggin County Registry of Deeds at Book 9017 and Page 78. Planning Department Exhibit B.
5. The Structure is structurally unsafe and unstable.
6. The Structure is abandoned and is unfit for human occupancy due to extensive water damage, mold growth, structural damage, the separation of an addition from the main part of the Structure, a crumbling foundation and damage to the interior.
7. The Structure is unsanitary due to mold growth and exposure to the elements.
8. The Structure has not been maintained.
9. The Structure poses a significant fire threat to itself and to neighboring residences due to its state of decline, its abandonment, and its attractiveness to vandals.

10. The Owner has been given the opportunity to remedy the conditions at the Premises but has failed to do so.

Conclusions of Law

Applying the legal standards set forth in 17 M.R.S. § 2851, the Auburn City Council reaches the following conclusions of law:

- 11. The Structure is structurally unsafe and unstable.
- 12. The Structure is unsanitary.
- 13. The Structure constitutes a fire hazard.
- 14. The Structure is unsuitable and improper for human habitation.
- 15. The Structure is a hazard to health and safety because of inadequate maintenance, dilapidation, obsolescence and abandonment.
- 16. The Structure is dangerous to life and property.

Any one of these conclusions would be sufficient to support a finding that the Structure is a nuisance and is a dangerous building, and the Council hereby concludes that the Structure at 33 South Goff Street is a nuisance and a dangerous building within the meaning of 17 M.R.S. § 2851.

Order

Having found that the Structure at 33 South Goff Street is a nuisance and a dangerous building within the meaning of 17 M.R.S. § 2851, the Auburn City Council hereby ORDERS:

- 17. That the Owner, and/or his successors or assigns, demolish the Structure, remove all debris, and stabilize the site within thirty (30) days of service of this Order.
- 18. That if the Owner, and/or his successors or assigns, fails to comply with this Order in the time frame set forth herein, the City shall have the authority to carry out this Order.
- 19. That within thirty (30) days after demand by the City, the Owner, and/or his successors or assigns, shall reimburse the City for all expenses it incurs in connection with this proceeding, including, but not limited to, expenses for securing and maintaining the Structure, service and other costs incurred, attorneys' fees, and any and all demolition and clean-up costs.
- 20. That if the Owner, and or his successors and assigns, fails to timely reimburse the City for the expenses provided for above, the City shall assess a special tax against the Premises, as provided for in 17 M.R.S. § 2853 and/or recover its costs by means of a collection action.

This decision may be appealed to Superior Court under Maine Rule of Civil Procedure 80B.

I, Susan Clements-Dallaire, City Clerk for the City of Auburn, certify that on November 3, 2014, the City of Auburn City Council adopted the above Order.

Dated:

Susan Clements-Dallaire
City Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

November __, 2014

Before me this day personally appeared Susan Clements-Dallaire who acknowledges the foregoing instrument to be her free act and deed.

Notary Public/Attorney at Law

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 94-11032014

ORDERED, that the City Council agree to a \$10,000 payment for land acquisition of 261 Main Street.

Passage on 12/1/2014 5-1 (Councilor Walker opposed and Councilor Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 95-11172014

ORDERED, that the City Manager is authorized to execute documents that provide a Credit Enhancement Agreement (CEA) to Mechanics Savings Bank for their new development project. The terms of the agreement are stated in the attached documents.

Passage on 11/17/2015 4-2 (Councilors Crowley and Walker opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 95-11172014

ORDERED, that the City Manager is authorized to execute documents that provide a Credit Enhancement Agreement (CEA) to Mechanics Savings Bank for their new development project. The terms of the agreement are stated in the attached documents.

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk

Passage on 11/17/2015 4-2 (Councilors Crowley and Walker opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 96-11242014

ORDERED, that the City Council hereby appoints Assistant City Manager Howard Kroll as Interim City Manager effective November 24, 2014.

Passage on 11/24/2014 6-0 (Councilor Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 96-11242014

ORDERED, that the City Council hereby appoints Assistant City Manager Howard Kroll as Interim City Manager effective November 24, 2014.

Passage on 11/24/2014 6-0 (Councilor Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 97-12012014

ORDERED, that the City Council hereby appoints Susan Clements-Dallaire as Registrar of Voters with a term expiration of December 31, 2016.

Passage on 12/1/2014 6-0 (Councilor Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 98-12012014

ORDERED, pursuant to Title 36 M.R.S.A. §841 (2) that the City Council hereby denies the poverty abatement for 2009, 2010, and 2011 as it is outside of the limitations and the council declines to extend that limitation.

Passage on 12/1/2014 5-1 (Councilor Walker opposed and Councilor Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 99-12012014

ORDERED, that the City Council hereby denies the poverty abatement request, pursuant to Title 36 M.R.S.A. §841 (2).

Passage on 12/1/2014 4-2 (Councilors Walker and Gerry opposed, Councilor Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 100-12152014

ORDERED, that the Auburn City Council accept the Fiscal Year 2014 Comprehensive Annual Financial Report as presented by Runyon Kersteen Ouellette on December 15, 2014.

Passage on 12/15/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 101-12152014

ORDERED, that the City Council hereby approves the Special Amusement Permit (Class C – either Restaurants or Lounges/Bars with entertainment, including dancing) for Jasmine Café, LLC., 730 Center Street.

Passage on 12/15/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 102-12152014

ORDERED, that the City Manager is authorized to execute all documents and submit #19 Hartt Transportation Industrial Park Omnibus Municipal Tax Increment Finance District to the State of Maine Department of Economic & Community Development.

Passage on 12/15/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 103-12152014

ORDERED, that the City Council hereby approves the request for an Auto Graveyard/Junkyard permit for Morris Auto Parts, 940 Washington Street North.

Passage on 12/15/2014 6-1 (Councilor Gerry opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 104-12152014

ORDERED, that THE City Council authorizes the Interim City Manager to execute the Collective Bargaining Agreement with MAP (Maine Association of Police) Patrol Unit for July 1, 2013 through June 30, 2014.

BE IT FURTHER ORDERED, that the City Council authorizes the Interim City Manager to execute the Collective Bargaining Agreement with MAP (Maine Association of Police) Patrol Unit for July 1, 2014 through June 30, 2017.

Passage on 12/15/2014, 5-2 (Councilors Gerry and Crowley opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDER 105-12152014

ORDERED, that the City Council hereby approves the new retirement plan from the current 2C Plan (25 year/50% pension/no minimum age plan) to the 3C Plan (25 year/67%/no minimum age plan) effective January 1, 2015 for uniformed law enforcement personnel hired after December 31, 1989. The 3C Plan applies to service rendered on January 1, 2015 or later. Service rendered prior to January 1, 2015 remains under the Special 2C Plan. All Police Officers hired January 1, 2015 or after shall be covered by the 3C Plan.

The City Council authorizes the City Manager to sign the contract between the City of Auburn and the Maine Public Employees Retirement System to implement the 3C Plan.

Passage on 12/15/2014, 5-2 (Councilors Gerry and Crowley opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 01-02032014

ORDERED, that the Code of Ordinances (Chapter 2, Article VI, Division 2 Section 2-514) hereby be amended as follows;

Sec. 2-514. Public notice and hearing.

The council shall publish its capital improvements program on its website and make it available for inspection in the office of the city clerk. ~~Notice of public hearing on the capital improvements program shall be given not less than seven nor more than 15 calendar days prior to the date of hearing.~~

**Passage of first reading on 2/3/2014, 6-0
(Councilor Hayes absent). Passage of second
reading on 2/24/2014, 7-0.**

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 02-03032014

ORDERED, that the Code of Ordinances Chapter 1, sec. 2-2 Ward Boundaries is amended effective of July 1, 2015 and as follows;

Sec. 2-2. Ward boundaries.

(a)

Ward 1. The boundaries of ward 1 shall be as follows:

Beginning at the southeast corner of census Block 1004 of Tract 010200 in the Androscoggin River; then southwest along the boundary of Block 1004 and then Block 1000 of Tract 010200 until it intersects with Turner Street; then northeasterly along the centerline of Turner Street until it intersects with Parker Street; then southwest along the centerline of Parker Street to the intersection of Summer Street; then northwest along the centerline of Summer Street to the intersection of Youngs Corner Road; northwesterly, southwesterly, and westerly along the centerline of Youngs Corner Road to the intersection of Jackson Hill Road; westerly and northwesterly along the centerline of Jackson Hill Road to the Auburn/Minot municipal boundary; then northerly along the Auburn/Minot municipal boundary to the intersection with the Auburn/Turner municipal boundary; then southeasterly along the Auburn/Turner municipal boundary to the Androscoggin River and the Auburn/Greene municipal boundary; then southerly along the Androscoggin River and the Auburn/Greene and Auburn/Lewiston municipal boundaries to the point of beginning.

(b)

Ward 2. The boundaries of ward 2 shall be as follows:

Beginning at the intersection of Parker Street and Summer Street northwest along the centerline of Summer Street to the intersection of Youngs Corner Road; then northwesterly, southwesterly, and westerly along the centerline of Youngs Corner Road to the Jackson Hill Road; then westerly and northwesterly along the centerline of Jackson Hill Road to the Auburn/Minot municipal boundary; then southerly along the Auburn/Minot municipal boundary to the centerline of Garfield Road; then southeasterly along the centerline of Garfield Road to the intersection of Sunrise Lane; then westerly and northwesterly along the centerline Sunrise Lane to the easterly terminus of Sunrise Lane; then northeasterly, southeasterly and southwesterly along the boundary of Block 2017 of Tract 010800; then westerly and southerly along the boundary of Block 2018 of Tract 010800 and Block 2020 of Tract 010800 and Block 2028 of Tract 010800 to the intersection of Kendall Road; then westerly along the centerline of Kendall Road to the Intersection of Stevens Mill Road; then

Southerly along the centerline of Stevens Mill Road to the intersection with Minot Avenue; then easterly along the Centerline of Minot Ave to the Southeast corner of Block 1021 of Tract 010400; then northwesterly along the boundary of Block 1021 of Tract 010400 to the intersection with Court Street then northeasterly along the centerline of Court Street to the intersection of Russell Avenue; then southeasterly along the centerline of Russell Avenue to the intersection of Goodrich Avenue; Then northeasterly along Goodrich Avenue to the intersection with Hillside Avenue; then southeasterly along the centerline of Hillside Avenue to the intersection of Merrill Street; then northeasterly along the centerline of Merrill Street. to the intersection of Western Avenue; then northwesterly along Western Avenue to the Intersection of Auburn Heights; then northeasterly and northwesterly along the centerline of Auburn Heights to the intersection of Harris Street; then northwesterly along the centerline of Harris Street to the intersection of Court Street; then westerly on Court street to the intersection of James Street; then northerly along the centerline of James Street to the intersection of Grant Street; then easterly along the centerline of Grant Street to the intersection of Goff Street; then northerly along the centerline of Goff Street to the intersection of Pine Street; then easterly along the centerline of Pine Street to the intersection of Willow Street; then northeasterly along the centerline of Willow Street to the intersection of Webster Street; then southeasterly along the centerline of Webster Street to the intersection of Chestnut Street; then northeasterly along the centerline of Chestnut Street to the intersection of Parker Street; then northeasterly along the centerline of Parker Street to the point of beginning.

(c)

Ward 3. The boundaries of ward 3 shall be as follows:

Beginning at the Intersection of Parker Street and Turner Street southeasterly and southerly along the centerline of Turner to the intersection of Pleasant Street; then southerly along the centerline of Pleasant Street to the intersection of Court Street; then westerly along the centerline of Court Street to the intersection of Minot Avenue; then southerly and southwesterly along the centerline of Minot Avenue to the intersection of Poland Road; then southwesterly along the centerline of Poland Road to the intersection of Rodman Road; then northwesterly along the centerline of Rodman Road to the intersection of Manley Road; then Southwesterly along the centerline of Manley road to the intersection of Hotel Road; then southwesterly along the centerline of Hotel Road to the intersection of Block 2026 of Tract 010700; then westerly along Block 2026 of Tract 010700 to the Auburn/Poland municipal boundary; then westerly and northwesterly to the intersection of Garfield Road; then southeasterly along the centerline of Garfield Road to the intersection of Sunrise Lane; then westerly and northwesterly along the centerline Sunrise Lane to the easterly terminus of Sunrise Lane; then northeasterly, southeasterly and southwesterly along the boundary of Block 2017 of Tract 010800; then westerly and southerly along the boundary of Block 2018 of Tract 010800 and Block 2020 of Tract 010800 and Block 2028 of Tract 010800 to the intersection of Kendall Road; then westerly along the centerline of Kendall Road to the Intersection of Stevens Mill Road; then Southerly along the centerline of Stevens Mill Road to the intersection of Minot Avenue; then easterly along the Centerline of Minot Ave to the southeast corner of Block 1021 of Tract 010400; then northwesterly along the boundary of Block 1021 of Tract 010400 to the intersection with Court Street then northeasterly along the

centerline of Court Street to the intersection of Russell Avenue; then southeasterly along the centerline of Russell Avenue to the intersection of Goodrich Avenue; Then northeasterly along Goodrich Avenue to the intersection with Hillside Avenue; then southeasterly along the centerline of Hillside Avenue to the intersection of Merrill Street; then Northeasterly along the centerline of Merrill Street to the intersection of Western Avenue; then northwesterly along Western Avenue to the Intersection of Auburn Heights; then northeasterly and northwesterly along the centerline of Auburn Heights to the intersection of Harris Street; then northwesterly along the centerline of Harris Street to the intersection of Court Street; then westerly on Court street to the intersection of James Street; then northerly along the centerline of James Street to the intersection of Grant Street; then easterly along the centerline of Grant Street to the intersection of Goff Street; then northerly along the centerline of Goff Street to the intersection of Pine Street; then easterly along the centerline of Pine Street to the intersection of Willow Street; then northeasterly along the centerline of Willow Street to the intersection of Webster Street; then southeasterly along the centerline of Webster Street to the intersection of Chestnut Street; then northeasterly along the centerline of Chestnut Street to the intersection of Parker Street; then northeasterly along the centerline of Parker Street to the point of beginning.

(d)

Ward 4. The boundaries of ward 4 shall be as follows:

Beginning at the Androscoggin River at the northeast corner of Block 1000 of Tract 010100 westerly along the northern boundary of Block 1000 of Tract 010100 to the intersection of Block 1001 of 010100; then westerly along the boundary of Block 1001 of Tract 010100 to the intersection of Turner Street; then southerly along Turner Street to the intersection of Pleasant Street; then southerly along the centerline of Pleasant Street to the intersection of Court Street; then westerly along the centerline of Court Street to the intersection of Minot Avenue; then southerly and southwestery along the centerline of Minot Avenue to the intersection of Poland Road; then southwestery along the centerline of Poland Road to the intersection of Rodman Road; then northwesterly along the centerline of Rodman Road to the intersection of Manley Road; then Southwestery along the centerline of Manley road to the intersection of Hotel Road; then southwestery along the centerline of Hotel Road to the intersection of Block 2026 of Tract 010700; then westerly along Block 2026 of Tract 010700 to the Auburn/Poland municipal boundary; then southwestery along the Auburn/Poland municipal boundary to the Auburn/New Gloucester municipal boundary; then southeasterly along the Auburn/New Gloucester municipal boundary to Trapp Road; then easterly and northeasterly along the centerline of Trapp Road to the intersection of Pownal Road; then northerly along the centerline of Pownal Road to the intersection of Danville Corner Road; then northwesterly and westerly along the centerline of Danville Corner Road to the intersection of Block 2043 of Tract 010700; then northwesterly along the boundary of Block 2043 of Tract 010700 to the intersection of Hackett Road; then northwesterly along the centerline of Hackett Road to the intersection of the northwest corner of Block 2040 of Tract 010700; then north and northeasterly along the boundary of Block 2040 of Tract 010700 to the intersection of Block 1008 of Tract 010700; then northeasterly along the boundary of Block 1008 of Tract 010700; then northeasterly along the thread of the Little Androscoggin River to its confluence with the Androscoggin River and the Auburn/Lewiston municipal

boundary; then northerly along the Androscoggin River and the Auburn/Lewiston municipal boundary to the point of beginning.

(e)

Ward 5. The boundaries of ward 5 shall be as follows:

Beginning at the confluence of the Androscoggin River and the Little Androscoggin River on the Auburn/Lewiston municipal boundary; then southerly along the Androscoggin River and the Auburn/Lewiston municipal boundary to the intersection of the Auburn/Durham municipal boundary; then southwesterly, northwesterly, and southwesterly along the Auburn/Durham municipal boundary to the Auburn/New Gloucester municipal boundary, then northwesterly along the Auburn/New Gloucester municipal boundary to the intersection of Trapp Road; then easterly and northeasterly along the centerline of Trapp Road to the intersection of Pownal Road; then northerly along the centerline of Pownal Road to the intersection of Danville Corner Road; then northwesterly and northerly along the centerline of Danville Corner Road to the intersection of Block 2043 of Tract 010700; then northwesterly along the boundary of Block 2043 of Tract 010700 to the intersection of Hackett Road; then northwesterly along the centerline of Hackett Road to the intersection of Block 2040 of Tract 010700; then north and northeasterly along the boundary of Block 2040 of Tract 010700 to the intersection of Block 1008 of Tract 010700; then northeasterly along the boundary of Block 1008 of Tract 010700; then northeasterly along the thread of the Little Androscoggin River to its confluence with the Androscoggin River to the point of beginning.

Passage of first reading on 3/3/2014, 6-1 (Councilor Lee opposed). Passage of second reading as amended (by adding an effective date of July 1, 2015) on 3/17/2014, 6-1 (Councilor Gerry opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David C. Young, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 03-05192014

ORDERED, that, whereas a petition (ZOMA-1180-2013) was filed with the Auburn Planning Board to allow the transfer of residential development rights for properties contained in the Low Density County Residential and Low Density Rural Residential Zone Districts, to an Agricultural and Resource Protection Zone District within the same parcel as a Special Exception and Site Plan Review.

And whereas the Auburn City Council reviewed the record of the Planning Board's recommendation to forward the text amendment with a positive vote of 4-2-1,

And whereas, the Auburn City Council finds that:

1. The proposed text amendment is in substantial agreement with the 2010 Comprehensive Plan and
2. The proposed text amendment, treated as a Special Exception and Site Plan Review will allow the Planning Board discretion in ensuring that the relocated residence will be compatible with and protect the Agricultural potential, Environmental resources and future land use recommendations of the 2010 Comprehensive Plan.

Therefore, the Auburn City Council approves the Zoning Ordinance Text Amendment (ZOMA- 1180-2014).

Failed first reading on 5/19/2014, 2-5 (Councilors Hayes, LaFontaine, Lee, Young, and Crowley opposed). Failed the second reading on 6/2/2014 0-6 (Councilor Crowley absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 04-06022014

ORDERED, that the City of Auburn zoning map in the area shown on the attached map including the parcels outlined in pink be amended from the General Business Zoning District to be included in the Central Business II Zoning District. The change includes Parcels at 184 Court (PID # 240-267), 178 Court (PID #240-264), 62 Spring Street (PID #240-257), 75 Pleasant Street (PID #240-253), 83 Pleasant Street (PID #240-252), 71 Spring Street (PID #240-263), 99 Pleasant Street (PID #240-251), 95 Spring Street (PID #240-262), 88 Spring Street (PID #240-258), 15 Drummond Court (PID #230-069), 88 Drummond Street (PID #230-075-001), 86 Drummond Street (PID # 230-075), Parcel # 230-074, 121 Spring Street (PID #230-073), 123 Spring Street (PID #230-072), 127 Spring Street (PID # 230-071), 133 Spring Street (PID #230-070), 137 Spring Street (PID #233-069-001), and Parcel # 230-068 and where the parcel abuts a street or Railroad it shall extend to the centerline of the right-of-way.

**Passage of first reading on 6/2/2014, 6-0 (Councilor Crowley absent).
Passage of second reading and final reading on 6/16/2014, 7-0.**

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 05-08042014

ORDERED, that the General Assistance Ordinance be amended to incorporate the following maximum levels of assistance to be effective on and after July 1, 2014 as follows:

COUNTY	Persons in Household				
	1	2	3	4	5*
Lewiston/Auburn MSA: Auburn, Durham, Greene, Leeds, Lewiston, Lisbon, Livermore, Livermore Falls, Mechanic Falls, Minot, Poland, Sabattus, Turner, Wales	537	635	829	1,044	1,107

Passage of first reading on 8/4/2014 7-0.
Passage of second reading on 8/18/2014 6-0 (Councilor
Young absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 06-08182014

ORDERED, that the Code of Ordinances, section 12-96 hereby be amended as follows;

Sec. 12-96. National Electrical Code adopted

The city hereby adopts a certain electrical code known as the National Electrical Code recommended by the National Fire Protection Association and being particularly the ~~2008~~2014 edition.

**Passage of first reading on 8/18/2014 4-2
(Councilors Crowley and Walker opposed,
Councilor Young absent). Passage of second
and final reading on 9/22/2014 6-1 (Councilor
Crowley opposed).**

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 07-09082014

BE IT ORDERED, that the City of Auburn amend the Official Zoning Map in the Southwest area of Taylor Pond, from Low Density Country Residential District (LDCR) to Urban Residential (UR) including land extend 250 feet from the high water mark of Taylor Pond from 130 Valview Drive and extend to 167 Pondview Drive on the parcels at: 493 Garfield Rd., 545 Garfield Rd., 585 Garfield Rd., Garfield Road (PID- 225-009), Garfield Rd. (PID-226-004), 95 Ledgeview Cv., 115 Ledgeview Cv., 116 Ledgeview Cv., 120 Ledgeview Cv., 128 Ledgeview Cv., 134 Ledgeview Cv., 138 Ledgeview Cv., 139 Ledgeview Cv., 144 Ledgeview Cv., 150 Ledgeview Cv., 156 Ledgeview Cv., 8 Pond Crest Ln., 14 Pond Crest Ln., 15 Pond Crest Ln., 17 Pond Crest Ln., 15 Pond View Ct., 21 Pond View Ct., 21 Pond View Ct., 130 Pond View Dr., 134 Pond View Dr., 135 Pond View Dr., 147 Pond View Dr., 150 Pond View Dr., 151 Pond View Dr., 157 Pond View Dr., 160 Pond View Dr., 161 Pond View Dr., 167 Pond View Dr., 124 Valview Dr., 126 Valview Dr. and 130 Valview Dr. pursuant to Chapter 60, Article XVII, Division 2 of the Ordinances of the City of Auburn and as revised by the Auburn Planning Board at their meeting of July 8, 2014 and as depicted on the attached map.

Passage of first reading on 9/22/2014 6-1
(Councilor Crowley opposed). Passage of
second and final reading on 10/6/2014 5-0
(Councilors LaFontaine and Walker absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 08-09222014

BE IT ORDERED, that the Auburn City Council amend to Chapter 14, Article II- Licenses, Section 14-26. Compliance with state and local law and rules required of the City of Auburn Ordinances to adopt the Maine Food Code 2013 by reference.

Passage of first reading on 9/22/2014 6-1 (Councilor Crowley opposed). Passage of second and final reading on 10/06/2014 4-1 (Councilor Crowley opposed, Councilors LaFontaine and Walker absent).

Tizz E. H. Crowley, Ward One
 Robert Hayes, Ward Two
 Mary Lafontaine, Ward Three
 Adam Lee, Ward Four



Leroy Walker, Ward Five
 Belinda Gerry, At Large
 David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 09-10202014

ORDERED, that the General Assistance Ordinance be amended to incorporate the following maximum levels of assistance to be effective on and after October 1, 2014 as follows:

Appendix B, Food Assistance

Number in Household	Weekly Maximum	Monthly Maximum
1	45.12	194
2	83.02	357
3	118.84	511
4	150.93	649
5	179.30	771
6	215.12	925
7	237.67	1,022
8	271.86	1,169

Appendix C, Housing Maximums

Lewiston/ Auburn MSA Bedrooms	Unheated		Heated	
	Weekly	Monthly	Weekly	Monthly
0	89	381	111	476
1	103	445	132	566
2	139	597	175	751
3	178	766	221	952
4	180	774	233	1,003

Appendix C, Housing Maximums

Passage of first reading on 10/20/2014 7-0.
 Passage of second and final reading on
 11/3/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 10-12012014

- **Sec. 2-485. - Council action on budget ~~increase.~~**

(a)

Budget ~~expenditure-tax commitment~~ cap. Beginning with the fiscal year ~~2008-2016~~ budget, the city council will not approve any increase in the ~~budget-tax commitment, City and School combined~~ which exceeds the consumer price index (urban) as compiled for the 12-month period ending as of December 31 prior the start of the succeeding fiscal year.

(b)

Exception. When deemed necessary by the city council, this provision may be waived by a super majority vote of the city council.

(c)

Appropriation resolve. The tax due date and the interest rate on delinquent taxes will be included in the appropriation resolve.

Failed first reading on 12/1/2014 3-4 (there was a tie vote of 3-3 with Councilors Crowley, Walker, and Gerry in opposition and in accordance to the City Charter, the Mayor voted to break the tie vote voting in opposition so the motion failed).
Passage of second reading on 12/15/2015 6-1 (Councilor Young opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 01-02032014

WHEREAS, The City of Auburn, City Council in the County of Androscoggin, and State of Maine appointed municipal staff and volunteer members of the public have worked with a Regional Rail to Trail Committee from Lewiston and Auburn to produce a plan to construct a multi-use trail from Lisbon to Lewiston on the abandoned rail line.

AND WHEREAS, it is the intent of the City of Auburn, City Council to work with Regional Rail to Trail Committee on the proposed plans to ensure that the future multi-use trail is open to the public for recreational and wellness activity.

AND WHEREAS, the City of Auburn , City Council supports the proposed Rail to Trail as an economic development opportunity that will benefit all organizations and businesses within the Androscoggin County region.

AND WHEREAS, the City of Auburn , City Council also recognizes that the Rail to Trail is supported in the Bridging the Gap, ATRC 2013 Regional Bicycle/Pedestrian Plan; “A number of opportunities exist for multi-use paths in Lewiston, Auburn, Sabattus and Lisbon. Ideally these paths can be constructed on independent right- of- ways such as abandoned railway beds”

AND WHEREAS, the City of Auburn, City Council, supports the removal of the rail so construction of the new trail will be done and also allow the improvement of the rail bed.

AND WHEREAS, the City of Auburn, City Council recognizes that the State of Maine may exercise its right to reconstruct the rail at any time that it deems necessary for regional economic development improvements.

BE IT THEREFORE RESOLVED that the City of Auburn, City Council supports the Regional Rail to Trail efforts as it makes sense financially and functionally to support in earnest:

BE IT FURTHER RESOLVED, The City of Auburn supports any legislative effort that will result in the development and completion of a multi-use trail for recreational and wellness activities. The effect of the completion of this trail will allow all citizens of the State of Maine and its visitors to have access to all that Maine has to offer in terms of recreation and area to encourage healthy life styles. It will also optimize and develop regional cooperation that would enhance economic development opportunities for the Androscoggin County region.

Passage on 2/3/2014, 6-0 (Councilor Hayes was absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte,
Mayor

IN CITY COUNCIL

RESOLVE 02-02032014

Expressing the Opposition of the City Council of the City of Auburn to Proposals to Shift the Burden off Funding State Government to the Property Tax and Property Tax Payer.

WHEREAS, the State Administration's second year of the biennium budget that will shift the funding state government to the property tax by reducing the longstanding revenue sharing program by \$60,000,000 for FY15; and

WHEREAS, the proposal to reduce municipal revenue sharing again for FY15 would result in a \$1,139,927 revenue loss to the City of Auburn and, representing 3.7% of the City's general fund operating budget and \$0.57 on the property tax rate after losing \$750,530 thousand in FY14 a total loss of \$1,890,457 in 2 years; and

WHEREAS, if the municipal revenue sharing were fully funded the City of Auburn would receive \$3,360,317 annually; and

WHEREAS, the proposal to reduce municipal revenue sharing goes against the state statute that created State-municipal revenue sharing to stabilize the municipal property tax burden and to aid in financing municipal services; and

WHEREAS, the City of Auburn generates sales taxes for the State of Maine of over \$40 million dollars per year; and

WHEREAS, the City of Auburn Police Department issued \$128,588 in traffic citations during FY13, which all fine revenue is directed to the State's general fund; and

WHEREAS, the City of Auburn Tax Collector's and City Clerk's Departments collected for the State over \$783,000 for vehicle registration fees and other State license fees; and

WHEREAS, the revenue sharing program no longer recognizes the cost to service center communities; and

WHEREAS, further staffing and expenditure reductions of the magnitude to remove or mitigate these losses, without financial support to implement shared service or consolidation efforts, would undermine the City's ability to provide local public services;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN, that the City Council hereby expresses its strong opposition to the recently proposed state reduction of Municipal Revenue Sharing, and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN, that the City Council proposes that the municipal revenue sharing be reinstated to what it should be according to the law, before any expansion of any unnecessary State programs; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN, that the City Council hereby expresses its strong opposition to the State not meeting it's legal obligation to the municipality; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN, that the City Council proposes that the State of Maine recalibrate the Revenue Sharing Program to account for the increased costs associated with being a Service Center Community;

BE IT FURTHER RESOLVED, that the City Clerk is directed to provide copies of this RESOLVE to the members of the Legislature representing the City of Auburn, members of the Appropriations and Taxation Committees, the Governor, the Speaker of the House, the President of the Senate and the Legislative leadership.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 03-03032014

RESOLVED, that the Auburn City Council, in accordance with Section 13 of the Auburn Water District Charter, hereby grants permission to the Auburn Water District (the “Water District”) to issue its bonds (and notes in anticipation thereof) (referred to herein as the “Water District Bonds”) in the aggregate principal amount not to exceed \$1,000,000 to finance an in-lake aluminum sulfate (alum) or other chemical treatment to Lake Auburn to mitigate algae growth related to excess phosphorus in the water, and to the extent funds remain therefore, to finance upgrades to the Water District’s water distribution system, including water main replacement, with other improvements ancillary and related thereto.

Be it further resolved by the Auburn City Council, that the Water District Bonds shall not constitute any debt or liability of the City or a pledge of the faith and credit of the City, but shall be payable solely by the Water District; and the issuance of the Water District Bonds shall not directly or indirectly or contingently obligate the City to levy or to pledge any form of taxation whatever therefor or to make any appropriation for their payment.

This resolve shall be final immediately upon enactment.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 04-03172014

RESOLVED, authorizing the Mayor to draft and send a letter of support for the establishment of a Hotel Train service that would pass through Auburn.

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 05-04072014

WHEREAS, The City of Auburn in the County of Androscoggin and State of Maine has been recognized by representatives of the Androscoggin Emergency Management Agency and Maine Emergency Management Agency MEMA as having experienced extraordinary costly ice storm impacts to its road infrastructure as the result of the unabated winter storms that occurred during the period of December 21st, 2013 thru January 1st 2014

AND WHEREAS Governor LePage of the State of Maine submitted a request for disaster assistance to the Federal Emergency Management Agency FEMA that would serve to support municipal and state depleted winter maintenance funding for emergency winter road maintenance and repair

AND WHEREAS The Federal Emergency Management Agency FEMA denied said request after designating road treatment costs as ineligible based on FEMA Snow Assistance and Severe Winter Storm Policy 9523.1 that excludes sand, salt and snow and ice road treatment expenditures, unless there is record or near-record snowfall

AND WHEREAS The FEMA definition of a severe winter storm means an event that occurs during the winter season and includes one or more of the following conditions: snow, ice, high winds, blizzard conditions and other wintry conditions and that causes substantial physical damages or loss to property where Municipal and State governments demonstrate that the capabilities to effectively respond to the event are or will be exceeded

AND WHEREAS the City disagrees with FEMA's interpretation of this policy application of Policy 9523.1 to ice storms and advocates for an "ice storm" policy addendum, and that this policy is to be effective for the requested dates December 21, 2103 thru January 1, 2014

AND WHEREAS the original, understandable, intent of FEMA Policy 9523.1 is that northern States such as Maine which are equipped for and budget for winter snowstorms should have to meet a very high standard to have a snowstorm qualify as a disaster. However, an ice storm with prolonged power outages in freezing conditions poses a more extreme threat to public safety in a northern than in a southern state where temperatures are likely to quickly moderate. Therefore the application of Policy 9523.1 to ice storms has unintended negative consequences for northern states

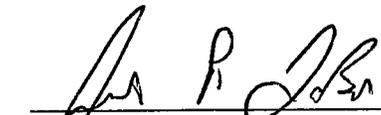
AND WHEREAS FEMA policy in other types of disasters, such as floods or hurricanes, is that maintenance of all roads during and after the event for the purpose of emergency vehicle access is eligible for disaster assistance. In freezing temperatures, roads must be treated with sand and salt in order to carry out the emergency function of power restoration. Therefore Policy 9523.1 is actually in conflict with other FEMA policies

BE IT THEREFORE RESOLVED that the Auburn City Council expresses its great support for the Maine Emergency Management Agency, MEMA in its advocacy for an amendment to the FEMA storm policy.

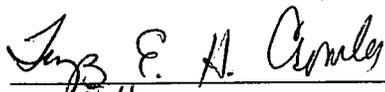
BE IT FURTHER RESOLVED That the Auburn City Council will exercise its appointed authority to engage other Maine municipalities in a united effort to bring national attention to the extent necessary and put on notice, our Congressional representatives that the ice storm damage experienced in these communities are very real and are worthy of their support and attention.

IN WITNESS WHEREOF, We have hereunto set our hands and caused the Seal of the City of Auburn, Maine to be affixed at Auburn, Maine this 7th day of April, 2014.

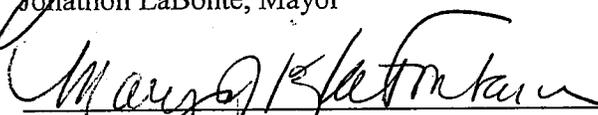
Auburn City Council of the City of Auburn, Maine:



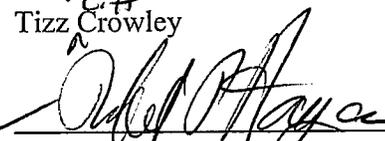
Jonathon LaBonte, Mayor



Tizz Crowley



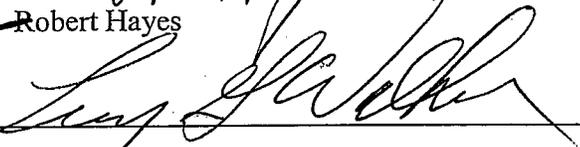
Mary Lafontaine



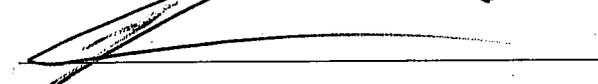
Robert Hayes



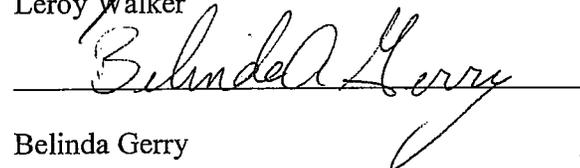
David Young



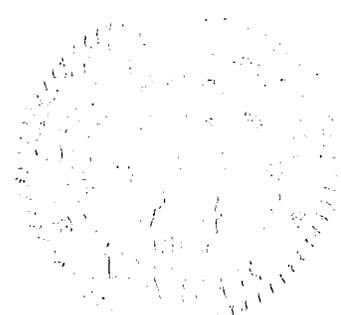
Leroy Walker



Adam Lee



Belinda Gerry



Passage on 4/7/2014, 7-0

ATTEST 

Susan Clements-Dallaire, City Clerk

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 05-04072014

WHEREAS, The City of Auburn in the County of Androscoggin and State of Maine has been recognized by representatives of the Androscoggin Emergency Management Agency and Maine Emergency Management Agency MEMA as having experienced extraordinary costly ice storm impacts to its road infrastructure as the result of the unabated winter storms that occurred during the period of December 21st, 2013 thru January 1st 2014

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AND WHEREAS The FEMA definition of a severe winter storm means an event that occurs during the winter season and includes one or more of the following conditions: snow, ice, high winds, blizzard conditions and other wintry conditions and that causes substantial physical damages or loss to property where Municipal and State governments demonstrate that the capabilities to effectively respond to the event are or will be exceeded

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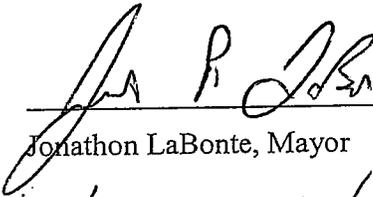
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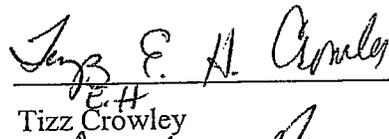
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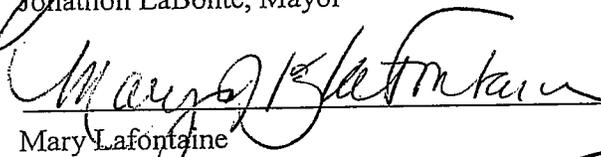
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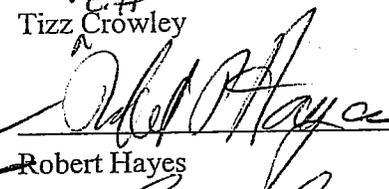
IN WITNESS WHEREOF, We have hereunto set our hands and caused the Seal of the City of Auburn, Maine to be affixed at Auburn, Maine this 7th day of April, 2014.

Auburn City Council of the City of Auburn, Maine:

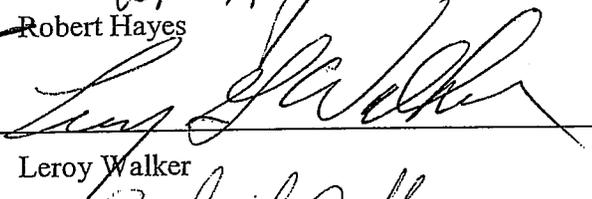

Jonathon LaBonte, Mayor

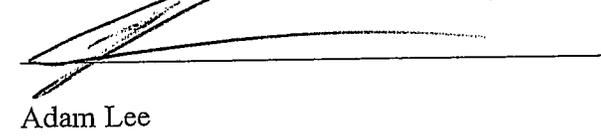

Tizz Crowley

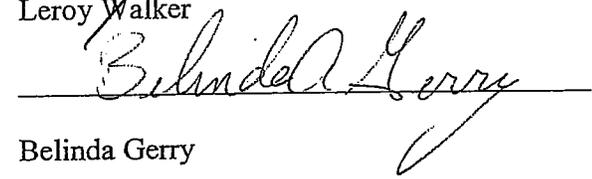

Mary Lafontaine


Robert Hayes


David Young


Leroy Walker


Adam Lee


Belinda Gerry

Passage on 4/7/2014, 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 06-05052014

RESOLVED, that the following be, and hereby is the Annual Appropriation and Revenue Resolve of the City of Auburn for the fiscal year 2014-2015, which includes the amounts appropriated herein and revenues from all sources beginning July 1, 2014 and ending June 30, 2015.

The estimated aggregate amount of non-property tax revenue is \$33,349,006 with a municipal revenue budget of \$11,256,313 and a School Department revenue budget of \$22,092,693.

The aggregate appropriation for the City of Auburn is \$76,126,790, with a municipal budget of \$35,838,587 County budget of \$2,046,880 and a School Department budget of \$38,241,323 which received School Committee approval on April 30, 2014, and school budget approved at the May 19, 2014 Council Meeting pursuant to the School Budget Validation vote on June 10, 2014, in accordance with Maine Revised Statutes, Title 20-A § 1486 and based on the budget submitted to the Auburn City Council on April 7, 2014, by the City Manager, and notification was posted on the City of Auburn website on May 2, 2014 that a public hearing would be held on May 5, 2014 at 7:00 p.m. and said hearing having been held on that date, and as amended by the City Council, the same is hereby appropriated for the fiscal year 2014-2015 beginning July 1, 2014 for the lawful expenditures of the City of Auburn and the County of Androscoggin taxes, and said amounts are declared not to be in excess of the estimated revenue from taxation and sources other than taxation for the fiscal year of 2014-2015.

COUNCIL AMENDMENTS

On May 19, 2014, the Council passed the following amendments to the Annual Appropriation and Revenue Resolve:

Amendment 1 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

Amend the Department of Fire to expand into the program of EMS transport by increasing expenditures by \$635,468 to implement EMS transport and increase revenue by \$987,551 for EMS transport.

Amendment 2 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

Amend the Department of Fire by decreasing expenditures by \$73,000 to fire operations;

Amend the Parking Program of the City and Police Budget to initiate greater use of revenues by \$55,000 and institute a non-sworn model for parking enforcement;

Amend Police Department Budget to eliminate the shared funding with Lewiston for Animal Control decreasing expenses by \$15,142;

Amend the Vehicle Purchases for the Police department to only one new cruiser purchased in this budget, decreasing expenses by \$94,000;

Amend the Police Department to delay purchases of special equipment (radar) decreasing expenses by \$49,500;

Amend Police Department revenues to utilize \$45,000 of federal drug seizure money;

Amendment 3 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

Amend the Department of Finance, Administration Program to reduce training by \$500;

Amend the Revenues of the City of Auburn, Department of Finance, to increase revenues by \$5,000 for new required fees for lien fillings at Androscoggin County registry of deeds;

Amend the Department of City clerk to decrease expenditures by \$5,650 to reduce training, mileage reimbursement, office supplies, and records restoration;

Amend Health and Social Services to last year's funding level a decrease of expenditures of \$38,399 (this does intentionally under budget but per statute overages are allowed);

Amend Fringe Benefits for Medical consulting to decrease expenditures by \$30,000; this sustains investing in a medical consultant at a reduced rate that will yield long-term health savings;

Amend the ICT budget to decrease expenditures by \$4,500 to eliminate Council laptop initiative;

Amend Public Services Budget to reduce operating expenditures by \$99,300, leaving money in the budget for spring clean up, herbicide program and mowing at Oak Hill Cemetery;

Amend the Revenues from Recreation Program Fund to increase by \$41,720 to fund the cost of the recreation program leader from program income;

Amendment 4 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

Amend the following intergovernmental departments as follows: reduce Airport by \$8,750, reduce LATC by \$1,648 and reduce LA911 by \$12,535;

Amendment 5 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

Amend all City Departments decreasing expenditures by \$178,000 for staff reductions, attrition, or retirements to be implemented by the City Manager;

Amendment 6 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

Amend the Department of Public Services, Environmental Program to increase expenditures by \$102,000 to sustain and expand curbside recycling;

Be it further amended to state that it is the policy of the City of Auburn to implement a curbside recycling and solid waste program with a City Ordinance of solid waste and recycling no later than June 30th, 2015.

Amendment 7 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

Amend the operational CIP requested items to decrease expenditures by \$187,427, leaving a total of \$165,863.

CITY OF AUBURN					
CAPITAL IMPROVEMENT PLAN					
CITY MANAGER RECOMMENDATION					
FY 15 OPERATING CAPITAL					
				Council	
Description				Recommended	Amended
Airport		Vehicle Replacement	\$ 15,000	\$ -	
Airport		Terminal Aircraft Parking Apron	\$ 10,000	\$ -	
Fire		Generator for South Main Street Station	\$ 25,000	\$ -	
Fire		Vehicle Replacement, FPO Vehicle (replacement)	\$ 24,000	\$ -	
Fire		Replace expired SCBA cylinders	\$ 10,000	\$ 10,000	
LA911		Recorder replacement project		\$ 14,113	
LA911		Reverse 911 upgrade		\$ 3,750	
Library		Skylight Replacement	\$ 5,944	\$ 5,944	
Library		Replace Water Heater	\$ 12,500	\$ 12,500	
Planning		Inspection Vehicle-Replacement	\$ 20,000	\$ 20,000	
Recreation		Remove underground storage tank-Hasty (mandatory)	\$ 15,000	\$ 15,000	
Recreation		Renovate Kitchen-Hasty (delayed from FY14)	\$ 5,500	\$ 5,500	
Fire		Vehicle Replacement, DC Vehicle (new)	\$ 24,000	\$ -	
Planning		Traffic Signal Upgrade -Loop-Park/Court	\$ 11,000	\$ 11,000	
Planning		Traffic Signal Upgrade -Auburn Plaza	\$ 6,000	\$ 6,000	
Planning		Preemption-All Signal Locations	\$ 11,000	\$ 11,000	
Library		Carpet Replacement	\$ 26,783	\$ 1,056	
Public Works		Purchase message sign board	\$ 25,000	\$ -	
Public Works		Side Dump Body/Hydraulic Pump	\$ 38,700	\$ -	
Planning		Roadway Lighting Main St	\$ 30,000	\$ 30,000	
Planning		Roadway Lighting Auburn Mall Area	\$ 20,000	\$ 20,000	
TOTAL CIP			\$ 335,427	\$ 165,863	

Amendment 8 - We the Council of the City of Auburn adopt and approve the following items to the Appropriation Resolve:

Amend the FY 2015 Appropriation Resolve to include the following statements: the FY15 budget implements up to a 2% COLA for employees.

The City Manager is authorized to update the 2007 Pay Scales for the City of Auburn by the CPI-U for each year through 2014.

Amendment 9 - We the Council of the City of Auburn adopt and approve the following item to the Appropriation Resolve:

Amend LA Arts to be Arts and Culture Auburn and reduce the request by \$64 to \$17,000 to be reserved for Arts and Cultural activities/projects specifically in Auburn.

Amendment 10 - We the Council of the City of Auburn adopt and approve the following items to the Appropriation Resolve:

RESOLVED, that the following be, and hereby is the Annual Budget and Revenue Estimate for the City of Auburn Enterprise Fund – Norway Savings Bank Arena for the fiscal year 2014-2015, which includes the amounts budgeted herein and revenues from all sources beginning July 1, 2014 and ending June 30, 2015.

The Enterprise Fund-Norway Savings Bank Arena estimated amount of non-property tax revenue is \$1,221,935.

The Enterprise Fund-Norway Savings Bank Arena budget is \$1,208,500.

RESOLVED, that the following be, and hereby is the Annual Budget and Revenue Estimate for the City of Auburn Enterprise Fund – Ingersoll Arena for the fiscal year 2014-2015, which includes the amounts budgeted herein beginning July 1, 2014 and ending June 30, 2015.

The Enterprise Fund-Ingersoll Arena budget is \$13,000 for utilities and repairs pending Council action to repurpose the facility. Upon Council Action to repurpose, the Council must pass a supplemental budget.

Amendment 11 - We the Council of the City of Auburn adopt and approve the following items to the Appropriation Resolve:

Amend LATC (Lewiston Auburn Transit Committee) to decrease budget by \$23,996, and that the \$23,996 be put into an account for Auburn Only Transportation Items.

Amendment 12 - We the Council of the City of Auburn adopt and approve the following item to the Appropriation Resolve:

Increase the City Managers budget by \$10,000 to be set up in an account to purchase Veteran's markers and flags for the cemeteries.

Amendment 13 – Be it further resolved that the Auburn City Council places an immediate priority on implementing complete streets on targeted downtown streets, including, but not limited to, safe, highly visible crosswalks for pedestrians of all abilities, travel lanes of a width necessary for speed limits, bicycle lanes well marked for that use, on-street parking striped to a standard expected within our downtown development plans.

Be it further resolved that this targeted plan shall be assessed for completion where striping and/or signage in addition to proper law enforcement measures would allow its implementation. And that the plan for immediate implementation shall be brought to the Council for review within 30 days of final budget adoption, and that staff present its recommendation for funding out of existing sources, with CDBG, Downtown TIF and existing Public Services budgets as possible options.

Amendment 14 – Be it further resolved that the expense budget for recreation be increased by \$3,000 for matching grant funds to the local snowmobile clubs at the discretion of the City Manager or his designee.

RESOLVE WITH ALL AMENDMENTS INCORPORATED

The estimated aggregate amount of non-property tax revenue is \$34,483,277 with a municipal revenue budget of \$12,390,584 and a School Department revenue budget of \$22,092,693.

The aggregate appropriation for the City of Auburn is \$76,106,273, with a municipal budget of \$35,818,070 County budget of \$2,046,880 and a School Department budget of \$38,241,323 which received School Committee approval on April 30, 2014, and school budget approved at the May 19, 2014 Council Meeting pursuant to the School Budget Validation vote on June 10, 2014, in accordance with Maine Revised Statutes, Title 20-A § 1486 and based on the budget submitted to the Auburn City Council on April 7, 2014, by the City Manager, and notification was posted on the City of Auburn website on May 2, 2014 that a public hearing would be held on May 5, 2014 at 7:00 p.m. and said hearing having been held on that date, and as amended by the City Council, the same is hereby appropriated for the fiscal year 2014-2015 beginning July 1, 2014 for the lawful expenditures of the City of Auburn and the County of Androscoggin taxes, and said amounts are declared not to be in excess of the estimated revenue from taxation and sources other than taxation for the fiscal year of 2014-2015.

SCHOOL BUDGET ARTICLES

1. That \$15,246,432.00 be authorized to be expended for Regular Instruction;
2. That \$7,962,668.00 be authorized to be expended for Special Education;
3. That \$-0- be authorized to be expended for Career and Technical Education;
4. That \$752,692.00 be authorized to be expended for Other Instruction;
5. That \$4,402,306.00 be authorized to be expended for Student and Staff Support;
6. That \$842,216.00 be authorized to be expended for System Administration;
7. That \$1,284,149.00 be authorized to be expended for School Administration;
8. That \$1,108,321.00 be authorized to be expended for Transportation and Buses;
9. That \$3,512,020.00 be authorized to be expended for Facilities Maintenance;
10. That \$2,707,131.00 be authorized to be expended for Debt Service and Other

Commitments;

11. That \$423,388 be authorized to be expended for All Other Expenditures;
12. That \$37,817,935.00 be appropriated for the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and that \$14,329,818.00 be raised as the municipality's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688;

Statutory Recommendation	<u>\$15,935,333</u>
City Council Adopted	<u>\$14,329,818</u>

***Explanation:** The city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.*

13. That \$1,587,224.00 be raised and appropriated for the annual payments on debt service previously approved by the city's legislative body for non-state-funded school construction projects, non-state-funded portions of school construction projects and minor capital projects in addition to the funds appropriated as the local share of the city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12;

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

14. That \$0.00 be raised and appropriated in additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690;

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

15. That the school committee be authorized to expend \$37,817,935.00 for the fiscal year beginning July 1, 2013 and ending June 30, 2014 from the city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, fund balances, state subsidy and other receipts for the support of schools;

16. That the City of Auburn appropriate \$380,880.00 for adult education and raise \$189,080.00 as the local share, with authorization to expend any additional incidental or miscellaneous receipts in the interest for the well-being of the adult education program;
17. That the City of Auburn raise and appropriate \$42,508.00 for the services of Community Services-Crossing Guards.
18. That in addition to amount approved in the preceding articles, the school committee be authorized to expend such other sums as may be received from federal or state grants or programs or other sources during the fiscal year for school purposes, provided that such grants, programs or other sources do not require the expenditure of other funds not previously appropriated;

BE IT FURTHER RESOLVED that the City Council deems it necessary to adopt a budget which exceeds the percent increase of the Consumer Price Index Urban as of December 31, 2013, and hereby waives the provisions of Section 2-485 of the City Code of Ordinances.

Passage of first reading on 5/19/2014, 4-3 (Councilors Crowley, Walker, and Gerry opposed). Passage of second and final reading on 6/16/2014, 5-2 (Councilors Crowley and Gerry opposed).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 07-06022014

RESOLVED, that the Auburn City Council, votes in support of the Community Fundraising Campaign to acquire the historic 1915 Bells of St. Louis Church.

Passage on 6/2/2014 6-0 (Councilor Crowley absent).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 08-06162014

ORDERED, that the City Council hereby authorizes the City Manager to sign the Green and Healthy Homes Initiative Compact as recommended by the Community Development staff.

Passage on 06/16/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 09-08182014

RESOLVED, authorizing a 2.58 percent to 3.25 percent variable interest rate, thirteen year loan of \$1,100,000 from the City's General Fund to the Auburn-Lewiston Airport for the purchase of the Nobility hanger.

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

WHEREAS, the Airport Board recommended the buyout option to reduce operating costs; and

WHEREAS, the operational savings resulting from the lease buyout is estimated to be \$2.83 million; and

WHEREAS, operational savings will directly benefit the Cities of Lewiston and Auburn with their annual budget appropriation;

WHEREAS, if taxability is ever lost during the loan or if the Lufthansa lease is not renewed, the Council would have the option to increase the rate of the loan up to 3.25 percent;

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

That a 2.58 percent to 3.25 percent variable interest rate, thirteen year loan of \$1,100,000 from the City's General Fund be made to the Auburn-Lewiston Airport for the purchase of the Nobility hanger. The loan will be repaid in thirteen annual payments of \$201,348, beginning the effective day of the purchase in fiscal year 2015 and annually thereafter.

BE IT FURTHER RESOLVED, that the Auburn Assessing Department make a determination of taxability subsequent to purchase by the Airport and that if it is determined to be tax exempt, the City of Auburn will negotiate a payment in lieu of taxes between the city and the airport.

Passage as amended on 8/18/2014 4-3 (there was a tie vote 3-3 with Councilors Crowley, Walker, and Gerry opposed, and in accordance the City Charter, Article III, Section 3.3 the Mayor voted to break the tie vote). A roll call vote was taken.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 09-09222014

RESOLVED, that

WHEREAS, the Barker Mill Trail is an integral part of a larger trail system in Auburn, and

WHEREAS, the Barker Mill Trail is recommended to be implemented in the 2010 Comprehensive Plan, the New Auburn Master Plan, the New Auburn Village Center and Transportation Plan and the Androscoggin River Greenway Plan (Androscoggin Land Trust), and

WHEREAS, the Barker Mill Trail is currently incomplete and the construction of the missing component in New Auburn will provide additional recreational opportunities, healthy exercise and social benefits to the community, and

WHEREAS, the State of Maine Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands has opened a new round of the Recreational Trails Grant Program;

THEREFORE, the Auburn City Council hereby authorizes the Department of Planning and Development to apply for the Recreational Trail Development Grant from the Bureau of Parks and Lands for the construction of the Barker Mill Trail Extension.

Passage on 9/22/2014 7-0.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 10-09222014

RESOLVE, Supporting the concept of a City of Auburn Finance Committee

WHEREAS, the 2012 management letter from the Auditors recommended the City create a Finance Committee; and

WHEREAS, a Finance Committee can act as a liaison between the Finance Director, City Council and citizens of the City of Auburn; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN, that the City Council supports the concept of a City of Auburn Finance Committee with the mission, purpose and structure as outlined on the attached Committee description.

Passage on 9/22/2015 5-2 (Councilors Crowley and Gerry opposed).

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TO: Clint Deschene, City Manager
FROM: Jill Eastman, Finance Director
DATE: September 17, 2014
SUBJECT: Finance Committee

The following memo is intended to outline recommendations for structure and responsibilities for a Finance Committee. It is recommended that the committee be made up of 4 full members(3 voting, 1 non-voting) and one alternate member, the 2 Councilors on the audit committee and the citizen member of the audit committee, the Finance Director as a non-voting member and another citizen as the alternate. The Finance Committee would be an extension of the Audit Committee (without School appointees).

Finance Committee

1. As an advisory body of the City Council on finance within the City, the Finance Committee holds a public monthly meeting to review the monthly financial report prepared by the Finance Director.
2. Prior to the monthly meeting, generally held the second Thursday of each month at 5:30 PM at the City Building, the Finance Director will provide the monthly financial report to the Finance Committee.
3. Additional meetings may be required to review bids if necessary.

Duties of the Finance Committee

1. The review of monthly financial reports with the Finance Director.
2. The review of any bid awards that the Finance Director and/or City Manager choose to use an exception to authorize the award, (not including any bids related to or governed by Federal or State mandates).
3. The review and recommendation to the full council of any new or amended financial policies.

City of Auburn Finance Committee Member

Position Title: Finance Committee Member

Selection: Appointment to the Audit Committee by the Mayor

Term: 2 year term concurrent with Councilor's term in office

Accountable to: Auburn City Council

Function

To review with the Finance Director monthly financial reports, bids that would be awarded by exception (not including any bids related to or governed by Federal or State mandates), and review and make recommendations on new or amended financial policies. To serve as a liaison between the Finance Director, the City Council and the citizens of Auburn.

Responsibilities

1. To attend meetings regularly or notify the Chairperson or Finance Director in advance of absence.
2. To adequately review information and prepare for meetings.
3. To consult and offer advice to the City Council regarding financial policies and procedures.

Time Commitment

The Finance Committee meetings will generally be held on the second Thursday of each month at 5:30 PM at Auburn Hall. The meetings should last no more than one 1/2 hour. Various special meeting may be held throughout the year if needed.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 11-11032014

Resolve, Supporting Adding Additional Members to the Lewiston-Auburn Bike-Ped Committee

Whereas, Lewiston and Auburn jointly created a Bike-Ped Committee in 2012; and

Whereas, this Committee has been very active and, among other things, has developed a complete streets policy for the cities that was subsequently adopted and has been nationally recognized; and

Whereas, the Committee is actively involved in a variety of projects including the Lewiston Lower Rail Trail, the Safe Routes to School Program, and participating in the review of various transportation projects; and

Whereas, sufficient interest exists in the Committee that it is recommending that its current voting membership be expanded by adding additional residents as well as a representative of an organization with a primary interest in the area of health and wellness; and

Now, therefore, be It Resolved by the City Council of the City of Auburn that

Subject to the concurrence of the City Council of the City of Lewiston, we support expanding the voting membership of the Lewiston-Auburn Bike Ped Committee through adding one more resident of the City of Auburn, to be appointed by the Mayor of Auburn, one more resident of the City of Lewiston, to be appointed by the Mayor of Lewiston, and a representative of an organization with a primary interest in areas such as health and wellness, to be appointed by the Chair of the Committee.

Passage on 11/3/2014 6-0-1 (Councilor Walker abstained).

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
Adam R. Lee, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
David Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 12-12012014

WHEREAS, it is the desire of the City of Auburn to construct a Downtown Transportation Center, and,

WHEREAS, a location has been selected, on City owned property, that will serve the future Downtown Transportation needs and be incorporated into the future development plans of the Great Falls area as depicted on the attached map, and

WHEREAS, the City of Auburn Council passed Order 92-11192012 on November 19, 2012, authorizing the allocation of up to \$250,000 to complete a Downtown Transportation Center, and

WHEREAS, the City of Auburn Council passed Order 35-04222014 on April 22, 2014, authorizing the allocation of an additional amount up to \$150,000 for the Transportation Center, and

WHEREAS, the City of Auburn allocates local matching funds of \$150,000.00 in order to meet its obligation for the project.

BE IT THEREFORE RESOLVED, that the City of Auburn agrees to the location of the Downtown Transportation Center on the city owned property in the Great Fall area and allocates \$150,000 for the local matching funds. The authorizations previously provided by the Council in Order 92-11192012 and Order 35-04222014, including the monetary allocations therein are hereby rescinded.

Passage on 12/1/2014 as amended 6-0 (Councilor Young absent).