



Special City Council Meeting

June 24, 2013

Agenda

5:30 P.M. Workshop

A. City Budget Discussion

7:00 P.M. City Council Meeting

Pledge of Allegiance

I. Minutes

- Minutes of the June 3, 2013 Regular Council Meeting

II. Unfinished Business

1. Resolve 03-05202013

Adopting the City Budget for Fiscal Year 2014 (second and final reading).

III. Adjournment



City Council Information Sheet

City of Auburn

Council Meeting Date: June 24, 2013

Resolve 03-05202013

Author: Jill M. Eastman, Finance Director

Item(s) checked below represent the subject matter related to this workshop item.

Comprehensive Plan **Work Plan** **Budget** **Ordinance/Charter** **Other Business*** **Council Goals****

**If Council Goals please specify type: *Safety* *Economic Development* *Citizen Engagement*

Subject: Adoption of the proposed Municipal/Education Annual Appropriation and Revenue Resolve (First Reading) FY2013-2014.

Information: In accordance with the City Charter, Article 8, Section 8.5, a public hearing was held on May 20, 2013 at 7:00 P.M. In accordance with the City Charter, Article 8, Section 8.6, prior to the fiscal year the City Council shall adopt an annual appropriation resolve making appropriations by department, fund, services, strategy or other organizational unit and authorizing an allocation for each program activity.

The Council has been supplied with a resolve to adopt the annual appropriations for the City of Auburn, which includes final figures for revenue, total appropriation and municipal budget.

Financial: n/a

Action Requested at this Meeting: Adoption of the Annual Appropriation Resolve FY2013-2014 (second reading).

Previous Meetings and History: Various budget workshops, public hearing and first reading was scheduled on May 20, 2013. The public hearing took place but this item was postponed until the June 3, 2013 meeting. Passage of first reading on June 3, 2013, was discussed at the 6/17/2013 meeting and was postponed until tonight's meeting.

Attachments:

Resolve 03-05202013

*Agenda items are not limited to these categories.

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

RESOLVE 03-05202013

RESOLVED, that the following be, and hereby is the Annual Appropriation and Revenue Resolve of the City of Auburn for the fiscal year 2013-2014, which includes the amounts appropriated herein and revenues from all sources beginning July 1, 2013 and ending June 30, 2014.

The estimated aggregate amount of non-property tax revenue is \$32,358,910 with a municipal revenue budget of \$11,089,617 and a School Department revenue budget of \$21,269,293.

The aggregate appropriation for the City of Auburn is \$75,473,041, with a municipal budget of \$35,065,250 County budget of \$2,029,513 and a School Department budget of \$38,378,278 which received School Committee approval on May 1, 2013, and school budget approved at the May 20, 2013 Council Meeting pursuant to the School Budget Validation vote on June 11, 2013, in accordance with Maine Revised Statues, Title 20-A § 1486 and based on the budget submitted to the Auburn City Council on April 1, 2013, by the City Manager, and notification was posted on the City of Auburn website on May 14, 2013 that a public hearing would be held on May 20, 2013 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 2013-2014 beginning July 1, 2013 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 2013-2014.

SCHOOL BUDGET ARTICLES

1. That \$15,085,352.00 be authorized to be expended for Regular Instruction;
2. That \$7,578,977.00 be authorized to be expended for Special Education;
3. That \$-0- be authorized to be expended for Career and Technical Education;
4. That \$669,705.00 be authorized to be expended for Other Instruction;
5. That \$4,647,621.00 be authorized to be expended for Student and Staff Support;
6. That \$856,570.00 be authorized to be expended for System Administration;
7. That \$1,276,113.00 be authorized to be expended for School Administration;
8. That \$1,497,391.00 be authorized to be expended for Transportation and Buses;
9. That \$3,679,410.00 be authorized to be expended for Facilities Maintenance;
10. That \$2,671,986.00 be authorized to be expended for Debt Service and Other Commitments;
11. That \$0 be authorized to be expended for All Other Expenditures;

12. That \$35,016,307.00 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 \$15,372,907.00 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;

***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 \$1,510,971.00 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 \$37,963,125.00 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 \$373,357.00 for adult education and raise \$183,311.00 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 \$41,796.00 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, 2012, and hereby waives the provisions of Section 2-485 of the City Code of Ordinances.

BE IT FURTHER RESOLVED that this budget reflects anticipated intergovernmental revenues from the State of Maine in accordance with existing law; that the budget proposed by the Governor recommends elimination of municipal revenue sharing and the reduction of other municipal support programs; that this may result in a loss of up to \$4,000,000 in revenues; and that such loss would require significant reductions in municipal appropriations and unsustainable reductions in municipal services. In the event that the final adopted state budget affects municipal revenues, the total Fiscal Year 2014 tax commitment is hereby additionally increased in an amount equal to the reductions in such state revenues up to a maximum of \$4.0 million. Further, within sixty (60) days of the adoption of the state budget, the City Council shall determine the proportion of this additional tax commitment that shall be offset by reductions in the various General Fund expenditure accounts.

BE IT FURTHER RESOLVED to direct staff to align all work planning and policies of the city and partnering agencies (including LATC, AVCOG, and ATRC) to ensure that any plans for passenger rail involve locating in Auburn's downtown as a priority over any previous or alternative locations.

BE IT FURTHER RESOLVED that included in the Police Department budget are \$3,293 worth of expenditures for the PAL Center utilities, and that this will be the last year that expenditures for the PAL Center will be included in this budget.

BE IT FURTHER RESOLVED that the Municipal Beach will not open for swimming this year until there is one calendar month of clean water tests at the beach.

BE IT FURTHER RESOLVED that the City Manager shall propose and have established by the Auburn City Council a contract with LAEGC for services to be provided to the City of Auburn for economic development to occur within 5 months of the fiscal year with the consequence being the elimination of funding.

BE IT FURTHER RESOLVED that the City Manager is authorized to enter into contract negotiations with Pine Tree Waste for automated solid waste and recycling collection to begin July 1, 2014.

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Mayor LaBonte called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present, however Councilor Young had to leave the meeting (excused) just before the City Budget Resolve discussion (Resolve 03-05202013).

I. Consent Items*

1. Order 43-06032013*

Approving the Special Event and Charitable funding requests for the 2013 Liberty Festival.

Motion was made by Councilor Lafontaine and seconded by Councilor Young. Passage 6-1 (Councilor Crowley opposed).

II. Minutes

Motion was made by Councilor LaFontaine and seconded by Councilor Gerry to accept the minutes of the May 20, 2013 City Council meeting. Passage 7-0.

III. Reports

Mayor's Report – The Mayor read a written statement he prepared in order to weigh in on what he called fragmented public policy making, numerous committees funded by tax payers but not accountable to them. He went on to say that after watching the movement of some individuals after Councils action a few weeks ago, he thought it was appropriate as Mayor to outline some concerns and partial information that was being discussed publicly and wanted to set the record straight regarding Councils decision regarding the downtown passenger rail service. A copy of the statement is on file in the Clerk's office.

City Committee Reports – Councilor Crowley and Councilor Walker submitted a written report.

Councilor Reports–Councilor Walker reported on a Flag Day celebration to take place at the Veteran's Memorial in Mt. Auburn Cemetery on Friday, June 14th. It is being presented by the City and Veteran groups including American Legion Post 153. All organizations Scouts, Fraternal Clubs, Color Guard, Honor Guard and Flag Bearers are invited to show their colors. Councilor Crowley submitted a written report.

City Manager's Report – City Manager Deschene submitted a written report and stated that a correction was made and would be corrected on the web. He also reported on the status of the search for an Ice Arena Manager. An announcement would be coming soon. Also as requested by Councilor Hayes, he offered an explanation on the establishment of the transportation committee.

IV. Communications, Presentations and Recognitions – None

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Item number 4 on the agenda under New Business was taken out of order (Hearing on a dangerous building at 9 Gamage Avenue).

1. Hearing regarding a Dangerous Building at 9 Gamage Avenue, Auburn Maine, pursuant to Title 17 M.R.S.A § 2851, et seq.

2. **Order 44-06032013**

Adopting the findings of fact, conclusions of law, and order of demolition for 9 Gamage Avenue.

Motion was made by Councilor LaFontaine and seconded by Councilor Crowley. Passage 7-0.

V. **Open Session**

- Gerry Berube, president of the Lewiston-Auburn Railroad Co. stated that the letter the Mayor mentioned in his earlier statement did not come from Lucien Gosselin but from the LA Railroad Board. He briefly went over the history of the LA Railroad Co.
- Richard Trafton, one of the newest members of the LA Railroad Company said he said that he shares Mayor LaBonté's concerns on speaking with one voice however he was also concerned about the method adopted at the last Council Meeting and feels it will be used as ammunition. He said he supports the passenger rail in downtown Auburn and Lewiston and he also talked about the comprehensive plan. He said he thinks we can get there but doesn't think we are using the right planning process.
- Jeremiah Bartlett, 107 Shepley Street, said he is a resident of Auburn and has a transportation background and has a different view of how the comprehensive plan turned out. He said there is no sense putting the passenger rail at the airport first. He does not think it is effective, it would be expensive and costly. He also doesn't think it would satisfy title 6 of the Civil Rights Act. He said that a downtown rail would be a statement to invest in our downtown. He urged the Council to make this their top priority.
- Cynthia Jalbert, 11 Shepley Street gave kudos to the Kiwanis Club for hosting their pancake breakfast. She said she would also like to see the railway come to the downtown area and there is a need to bring more things in the downtown area. Next year she would like to see the solid waste recycling committee come back around. She also commented on Lewiston and CMMC for tearing down St. Josephs to build a parking lot.
- Larry Pelletier, Second Street, Auburn, attended the installation of the new pumper truck at the New Auburn Fire Station. He said the truck was dedicated to Captain Millett, a fallen firefighter.
- Michael Koch, 46 Gould Road, talked about the Downeaster versus the commuter train and said he was looking for clarity. He said he would like train service downtown if it is the Downeaster.
- Ed Plourde, Chair of the Airport had a question about process and what happened at the last meeting and were there stake holders involved in that process.

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- Adam Lee, Main Street said he lives and works in downtown area for the past five years. He walks to work every day. He appreciates and respects the people who spoke in favor of the locating the rail at the airport but said he thinks it is shortsighted and it avoids the possibility we have of advancing the work that has been done in the past 5 years in the downtown area. He moved to Maine because he fell in love with the downtown Auburn area.
- Christine Holden, Lewiston resident said she really likes mass transport and believes that economic development in our community is important. She said we need to think about the fact that a great variety of people need transport. She suggested that we go for what we want but have a back-up plan, be flexible, be inventive and do not draw a line in the sand.
- Dan Herrick, 470 Hatch Road, thanked Councilor Gerry for asking the questions about 9 Gamage Avenue on where the cost goes. He also talked about improvements in the New Auburn area and the new apartment building stating it looks good but who would want to live there with the headlights that come down Academy Street. He talked about an article he read in the Sun Journal on tax liens and foreclosures and wondered if anyone knew what was happening and why we are sending out less tax liens. He commented on a few concerns with the Mayor on his interaction with a Councilor at a previous meeting as well as the portrait presentations with former Mayor's (John Jenkins, John Cleveland and Dick Gleason) and whether or not they were given an opportunity to speak during the presentations. He also said he commented on a concern he had regarding setting up a meeting with the City Manager.
- Tammy Greishaber, 40 Lisbon Street Lewiston, former resident of Auburn. She said she thought the two cities should become one a long time ago and any decisions on one side of the river have an impact on the other side of the river. It has been a long time since there has been any vision implemented on either side of the river. The last was Lee Young and the plan that brought us the River Walk and Festival Plaza. There hasn't been any since then. The Comprehensive Plan on both sides of the river has been pretty much the same way. Plans change and they should be flexible. The next two visionary plans that have come up in the last 6 months was LA Grows idea on Mill 5 but the group has not gotten any support and guidance on this project. The second most recent visionary plan for Auburn is to put the transit service in the downtown area. She thinks it is a wonderful idea.
- Joe Mailey, Webster Street, Auburn said he is neither for nor against the rail but did not think there was enough culture here to attract people from Portland. He said they have to have something here for people to come.
- Priscilla Miller, 211 Summer Street, commented on the train and wondered if anyone thought of the congestion of having that in town. She also commented on the train whistle and said Brunswick residents are complaining about the train whistles. She said Council should think of essentials and the Ice Rink is not essential. She said to look at County Government versus City Government and do we need to be giving them money.
- Chip Morrison, 46 Lake Street, Auburn commented that there are many cultural activities in our community. He also gave formal testimony (a written copy of the testimony is on

file in the Clerk's Office) as president of the Chamber with over 1375 members. He talked about the budget amendment about the rail two weeks ago. Wordings of resolutions are important. People look at them. His plea was please be flexible if you can, don't shut something off to make a point when you can keep all of your options open.

VI. Unfinished Business

3. Order 35-05132013

Adopting the 2013-2014 Capital Improvement Program (CIP) Bond Projects.

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to approve the order as postponed from the 5/20/2013 meeting which included the amendments proposed by Councilor Crowley; To remove all items with a useful life of less than 10 years, removing all routine maintenance items from the CIP and placing them under Operations, remove all vehicle purchases in both the CIP and Operational budgets for a 1 year period, to reinstate a policy where all vehicles that are not in use be garaged in Auburn, and not to approve the CIP until the enterprise accounts for Ingersoll Arena and the new Dual Sheet Arena are included in the overall budget for the public to view. Motion failed 3-4 (Councilors Hayes, LaFontaine, Shea, and Young opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to amend to remove the Engineering Major Drainage Project from the CIP Budget. Motion failed 3-4 (Councilors Gerry, Hayes, LaFontaine, and Shea opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove the Engineering Retaining Wall project from the CIP Budget. Passage 5-2 (Councilors Gerry and LaFontaine opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove the Engineering Bridge repairs from the CIP Budget. Motion failed 2-5 (Councilors Shea, Young, LaFontaine, Hayes, and Gerry opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove ICT call recording from the CIP Budget. Passage 6-1 (Councilor LaFontaine opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove the ICT Network Security from the CIP Budget. Motion failed 3-4 (Councilors Gerry, Hayes, Young, and Shea opposed).

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Motion was made by Councilor Walker and seconded by Councilor Crowley to remove from Parking Facilities the Mechanics Row Garage maintenance from the CIP Budget. Passage 5-2 (Councilors Gerry and LaFontaine opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove the Parks & Recreation tractor from the CIP Budget. Passage 5-2 (Councilors Hayes and LaFontaine opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove the Parks & Recreation Holder Tractor from the CIP Budget. Motion failed 2-4 (Councilors Gerry, Hayes, Shea, and LaFontaine opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove the Parks & Recreation underground tank removal from the CIP Budget. Passage 7-0.

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove from Planning the Municipal Street Light Purchase from the CIP Budget. Motion failed 3-4 (Councilors Crowley, Hayes, Lafontaine, and Shea opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove from Planning the Traffic Signal Pole Replacement from the CIP Budget. Motion failed 3-4 (Councilors LaFontaine, Shea, Gerry, and Hayes opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove from Public Works the Heavy Equipment dump trucks from the CIP Budget. Motion failed 3-4 (Councilors Gerry, LaFontaine, Young, and Shea opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove from Planning the Traffic Signal Controller Upgrades from the CIP Budget. Passage 4-3 (Councilors Gerry, Hayes, and Shea opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove from Public Works the street sweeper from the CIP Budget. Passage 7-0.

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove from Public Works vehicles from the CIP Budget.

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Motion failed 3-4 (Councilors Gerry, Hayes, LaFontaine, and Shea opposed).

Motion was made by Councilor Walker and seconded by Councilor Crowley to remove from Public Works floor sweeper/scrubber from the CIP Budget. Passage 7-0.

Motion was made by Councilor Crowley and seconded by Councilor Walker that the total CIP Budget for FY14 not exceed 12% of expenditures. Passage 5-2 (Councilors Hayes and LaFontaine opposed).

Motion was made by Councilor Crowley and seconded by Councilor Walker that no CIP dollars for FY14 be spent on an item that has a useful life of less than 10 years. The Mayor declared the motion to be out of order because it would be a vote to reconsider two of Councilor Walkers amendments, in which Councilor Crowley voted in the affirmative.

Motion was made by Councilor Crowley and seconded by Councilor Walker to amend by removing the library building improvements and using downtown TIF dollars instead. Point of information by the City Manager, that is not an allowed use of downtown TIF dollars.

Motion by Councilor Crowley and seconded by Councilor Walker for the City to reaffirm Council policy that no Auburn owned vehicles will be garaged outside of Auburn when not in city service. The policy is in place to manage vehicle cost and to preserve the resource for city business. Passage 4-3 (Councilors Hayes, LaFontaine, and Shea opposed).

Motion was made by Councilor Walker and seconded by Councilor LaFontaine to reconsider the amendment to remove from ICT the Call Recording. Passage 7-0.

Passage on order as amended, 5-2 (Councilors Gerry and Crowley opposed).

4. Order 36-05132013

Adopting the 2013-2014 Capital Improvement Program (CIP2) Other Funding Projects.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to approve the order as postponed from the 5/20/2013 meeting which included the amendment proposed by Councilor LaFontaine to remove the Pettengill Playground items and Festival Plaza Canopy replacement for at least 1 year. Passage 6-1 (Councilor Shea opposed).

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Motion was made by Councilor Crowley and seconded by Councilor Walker to amend that the ICT website site second phase from the CIP2 budget be approved, but the project be outsourced and not done by staff unless it can be completed for less money than the \$20,000 and implemented by January 1, 2014. Motion failed 2-5 (Councilors Gerry, Hayes, LaFontaine, Young, and Shea opposed).

Motion by Councilor Crowley and seconded by Councilor Gerry to amend that the Parks & Recreation Department be allocated \$38,000 to repair and replace playground equipment city wide. Passage 7-0.

Motion was made by Councilor Crowley and seconded by Councilor Walker to amend by allocating up to \$20,000 to place flags at Festival Plaza. Passage 4-3 (Councilors Hayes, LaFontaine, and Shea opposed).

Motion was made by Councilor Crowley and seconded by Councilor Walker to amend that the Public Works request for Oak Hill Cemetery building improvements from the CIP2 budget be changed to make necessary repairs to cemeteries and not limited to Oak Hill. Passage 4-2-1 (Councilors LaFontaine and Hayes opposed, Councilor Shea abstained).

Motion was made by Councilor Crowley and seconded by Councilor Walker to amend by removing the Parks & Recreation Department turf machine from the CIP2 budget. Passage 4-3 (Councilors Gerry, Hayes, Lafontaine opposed).

Motion was made by Councilor Crowley and seconded by Councilor Walker to amend by removing the amount the Planning Department wants for the Comprehensive Plan Property Acquisition Program from the CIP2 budget. Passage 6-1 (Councilor LaFontaine opposed).

Motion was made by Councilor Crowley and seconded by Councilor Walker to amend by removing the Police Mobile Radio replacement from the CIP2 budget (and move to operations). Passage 4-3 (Councilors Gerry, Hayes, and LaFontaine opposed).

Motion was made by Councilor Crowley and seconded by Councilor Walker to amend by removing the Public Works trench box from the CIP2 budget. Motion failed 2-5 (Councilors Gerry, Hayes, LaFontaine, Young, and Shea opposed).

Motion was made by Councilor Crowley and seconded by Councilor Walker to amend by using \$85,000 unallocated bond funds to address

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Hasty Community Center's safety issue (removal of asbestos). Passage 6-0-1 (Councilor Hayes abstained).

Motion was made by Councilor Crowley and seconded by Councilor Gerry to amend by using downtown TIF monies to buy walk behind mowers if they are to be used in the downtown parks and be available for cemetery work. After some discussion as to whether TIF monies could be used for this, Councilors Crowley and Gerry withdrew the motion and second until there is further clarification.

Motion was made by Councilor Crowley and seconded by Councilor Gerry to amend that the portion of unallocated bond proceeds to pay off the Ingersoll Arena debt be held in reserve. Passage 5-2 (Councilors Gerry and Hayes opposed).

Motion was made by Councilor Walker and seconded by Councilor Gerry to amend by adding the Hasty Community Center kitchen upgrade to the CIP2 budget (\$3,500 out of unallocated bond proceeds). Passage 7-0.

Motion was made by Councilor Walker and seconded by Councilor Gerry to amend by adding the Hasty Community Center window replacement to the CIP2 budget (\$46,000 from unallocated bond proceeds). Passage 5-1-1 (Councilor Hayes opposed and Councilor Shea abstained).

Motion by Councilor LaFontaine and seconded by Councilor Hayes to reconsider the Hasty Community Center upgrades (\$134,500). Passage to reconsider 4-3 (Councilors Gerry, Crowley, and Walker opposed).

Passage on the reconsideration in support of the \$134,500 investment in upgrades to the Hasty Community Center, 4-3 (Councilors Hayes, LaFontaine, and Young opposed).

Public comment – no one from the public spoke.

Passage of the order as amended, 7-0.

5. Resolve 03-05202013

Adopting the City Budget for Fiscal Year 2014 (first reading).

The Mayor clarified that the amended language that was adopted from the May 20, 2013 meeting was to be added to the Resolve (that the City Manager shall propose and have established by the Auburn City Council a contract with LAEGC for services to be provided to the City of Auburn

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for economic development to occur within 5 months of the fiscal year with the consequence being the elimination of funding).

Motion was made by Councilor Lafontaine and seconded by Councilor Shea to remove the Budget Resolve off the table as it was postponed from the 5/20/2013 meeting. Passage 5-0-1 (Councilor Crowley abstained).

The motion that was left on the table from the 5/20/2013 meeting was a motion by Councilor Crowley and seconded by Councilor Hayes to amend by offering in lieu of providing cell phones and smart phones under a city contract that employees be offered a \$25 per month stipend. Motion failed 3-4 (Councilors Gerry, LaFontaine, and Shea opposed, and the Mayor voted in opposition breaking the tie vote).

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to reconsider what was labeled as amendment (C) from the 5/20/2013 meeting on the downtown rail. Motion failed 2-4 (Councilors Gerry, Crowley, Walker, and Shea opposed).

Motion was made by Councilor LaFontaine and seconded by Crowley to add a \$20,000 line in the budget for L-A Arts, \$10,000 of which would support the arts and culture in L-A and another \$10,000 in match by the City of Auburn only if they were awarded the Creative Community Economic Development Grant.

Motion was made by Councilor Shea and seconded by Councilor Gerry to amend the amendment to fund the Creative Community Economic Development Grant and strike the \$10,000 to support the arts and culture in L-A. Passage 6-0.

Passage of the amendment as amended, 6-0.

Motion was made by Councilor Crowley and seconded by Councilor LaFontaine to postpone the budget resolve discussion to a Special Meeting on June 10, 2013, motioned failed 3-4 (Councilors Gerry, Walker and Shea opposed and the Mayor voted in opposition breaking the tie vote).

Motion by Councilor Crowley and seconded by Councilor Walker to amend the resolve to hold all the departmental budgets that are above the 1.7% expenditure increase reduce their budget to a 1.7% expenditure increase. Motion failed 3-4 (Councilors Hayes, LaFontaine and Shea opposed and the Mayor voted in opposition breaking the tie vote).

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Motion by Councilor Crowley to limit the FY14 budget so the mill rate would not exceed 20.41 per thousand which is a 4.91 % over last year's mill rate. Motion failed for lack of a second.

Motion by Councilor Walker and seconded by Councilor Crowley to set the mill rate be set at 19.59. Motion failed 3-4 (Councilors Hayes, LaFontaine, and Shea opposed and the Mayor voted in opposition breaking the tie vote).

Motion by Councilor Crowley and seconded by Councilor Gerry to cut \$5,000 from the debt service account since there was no explanation of services. Passage 5-1 (Councilor LaFontaine opposed).

Motion was made by Councilor Crowley and seconded by Councilor Hayes to postpone the budget resolve as it stands to a special meeting on June 10. Motion failed 3-4 (Councilors LaFontaine, Walker, and Shea opposed and the Mayor voted in opposition breaking the tie vote).

Motion was made by Councilor Walker and seconded by Councilor Crowley to consolidate the Parks and Recreation Department under Public Works Department. Motion failed 1-5 (Councilors Gerry, Crowley, Hayes, LaFontaine, and Shea opposed).

Public comment – no one from the public spoke.

Motion by Councilor and seconded by Councilor to approve the first reading. Passage 4-3 (Councilor Gerry, Crowley and Hayes were opposed and the Mayor voted in support breaking the tie vote).

VII. New Business

Motion by Councilor LaFontaine and seconded by Councilor Crowley to postpone the remainder of items on the agenda until the June 17, 2013 meeting. Passage 4-2 (Councilors Hayes and Shea opposed).

6. Ordinance 05-06032013

Approving the newly proposed Flea Market license fee schedule (first reading).

7. Ordinance 06-06032013

Approving the newly proposed Peddlers license fee schedule (first reading).

8. Resolve 04-06032013

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Supporting the Emergency Medical Services.

9. **Ordinance 07-06032013**

Approving the proposed ordinance amendment on alcoholic beverages at Mass Gatherings (first, second, and final readings).

10. **Ordinance 08-06032013**

Approving the proposed Forestry Board Ordinance (first reading).

VIII. **Executive Session**

- Discussion on Labor Negotiations (proposed MSEA contract) , pursuant to 1 M.R.S.A. §405(6)(D)

VIII. **Open Session**

- Joe Gray, Sopers Mill Road commented on Mr. Morrison who spoke earlier about the rail service, and how it has been in progress for two or more decades, it is time that something gets done. He said even if you disagree about the location, the fact that there is an objective and we are moving forward, that is a good sign.

IX. **Future Agenda/Workshop Items – None**

X. **Adjournment**

Motion was made by Councilor Crowley and seconded by Councilor LaFontaine to adjourn. Passage 6-0. 11:01 P.M.

A True Copy.

ATTEST 
Susan Clements-Dallaire, City Clerk