

## IN COUNCIL REGULAR MEETING JANUARY 9, 2017 VOL. 35 PAGE 1

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

### I. Consent Items

#### 1. Order 01-01092017\*

Setting the date of the Special Election for Ward 4 Council seat as June 13, 2017.

#### 2. Order 02-01092017\*

Referring the Gowell's Market Zoning Change Proposal to the Planning Board.

#### 3. Order 03-01092017\*

Appointing Jonathan LaBonte, Robert Stone, and Bettyann Sheats to serve on the NNEPRA (Northern New England Passenger Rail Authority) Project Advisory Team.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.  
Passage 5-0.

### II. Minutes

- December 19, 2016 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Stone to accept the minutes of the December 19, 2016 Regular Council Meeting as presented.

Passage 4-0-1(Councilor Pross abstained because he was not present at the December 19, 2016 meeting).

### III. Communications, Presentations and Recognitions

- Audit – Runyon Kersteen and Ouellette (Casey Leonard and Josh Kochis presented)

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

Larry Pelletier, New Auburn resident raised concerns to the Council about cars speeding on Route 100 North.

### V. Unfinished Business

#### 1. Ordinance 09-10172016

Amending the zoning map in the area of 1863 Pownal Road. Second reading.

Motion was made by Councilor Titus and seconded by Councilor Pross for passage.

Public comment – Kim Visbaris, 42 Hershey Hill Road who represents Gary McFarland, owner of this property. Mr. McFarland has no intention of developing the property. His client would like to be able to improve the structure with no plans to add on to it. The only way to do work on it is to get permits. His client is asking that we allow him to

improve this lot and maintain it as single residence and if approved it would be placed on record with the Registry of Deeds, self imposed restrictions that prevent any further development on this lot forever to be enforced expressly by the City.

Dan Herrick, 470 Hatch Road, said he would love to see this place put back to its original shape but re-zoning this single property is not the way to do it. It would open up a can of worms.

Joe Gray, Sopers Mill Road, stated that we all want to see this property fixed but it comes down to how do we do this properly. We need to look at the entire Agricultural Zone.

Motion failed 2-3 (Councilors Young, Stone, and Titus opposed).

**VI. New Business - None**

**VII. Executive Session**

- Discussion regarding a Economic Development, pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor and seconded by Councilor to enter into executive session, pursuant to 1 M.R.S.A. §405(6)(). Passage 5-0, time 6:33 PM (this item was taken up during the workshop).

Council was declared out of executive session at 7:02 PM.

- Discussion regarding labor negotiations, pursuant to 1 M.R.S.A. §405(6)(D).

Motion was made by Councilor Titus and seconded by Councilor Stone to enter into executive session, pursuant to 1 M.R.S.A. §405(6)(D). Passage 5-0, time 7:54 PM.

Council was declared out of executive session at 9:06 PM.

**VIII. Reports**

**a. Mayor's Report**

Reported that the City Manager position has been reopened. Applications will be accepted until February 1, 2017.

**b. City Councilors' Reports**

**Councilor Walker** – had no report but asked for clear interpretation of the Charter on the transfer of appropriations.

**Councilor Young** – reported on the Great Falls TV meeting that was held at the high school.

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**Councilor Pross** – reported that the Lake Auburn Watershed Protection Commission is hosting a ribbon cutting at North Gate to the Spring Road 4:00 PM on January 27, 2017. On January 24, 2017 at 6:00 PM the Building Committee for ELHS will be convening. He reported on the School Committee meeting that was held last Wednesday. He added that the School Committee has expressed interest in holding a joint workshop in February with School Committee and the City Council.

**Councilor Stone** – reported that most of his off meeting time has been spent preparing for the Audit Committee Meeting. He and Councilor Titus spent time together going over the documents prior to the meeting. They received an advanced copy from the Finance Director which he found helpful. He noted that the City is in good shape, financially, however there is not enough growth in the city.

**Councilor Titus** – next week the monthly meetings of Auburn Water and Sewer Districts.

- c. **City Manager Report** – Provided an update on the Neighborhood Challenge Grant. The application is on line, and to date, we've received one application for the \$10,000 grant and other inquiries are coming in. A reminder that January 27<sup>th</sup> through the 29<sup>th</sup> is the annual Winter Festival.

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

No one from the public spoke.

**X. Adjournment**

Motion was made by Councilor Stone and seconded by Councilor Walker to adjourn. All were in favor, the meeting adjourned at 9:18 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING JANUARY 23, 2017 VOL. 35 PAGE 4**

Mayor LaBonté called the meeting to order at 7:11 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

**I. Consent Items**

**2. Order 04-01232017\***

Confirming Chief Crowell's Appointments of Constables without firearms for the Auburn Police Department and Constable Process Servers without firearms within the City of Auburn.

Motion was made by Councilor Titus and seconded by Councilor Stone for passage. Passage 6-0.

## **II. Minutes**

- January 9, 2017 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Titus to approve the minutes of the January 9, 2017 Regular Council Meeting as presented. Passage 5-0-1 (Councilor Burns abstained as he was not present at the January 9, 2017 meeting .

## **III. Communications, Presentations and Recognitions**

- CALEA Accreditation

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

No one from the public spoke.

## **V. Unfinished Business**

## **VI. New Business**

### **3. Order 05-01232017**

Adopting the Tax Acquired Property Policy as amended.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 6-0.

## **VII. Executive Session**

- Discussion regarding an economic development matter, pursuant to 1 M.R.S.A. §405(6)(C).

## **IN COUNCIL REGULAR MEETING JANUARY 23, 2017 VOL. 35 PAGE 5**

Motion was made by Councilor Titus and seconded by Councilor Walker for passage. Passage 6-0. Time in 7:23 PM.

Council was declared out of executive session at 7:37 PM.

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

Motion was made by Councilor Stone and seconded by Councilor Pross for passage. Passage 4-0-2 (Councilors Walker and Young were not in the room for the vote). Time in 7:38 PM.

Council was declared out of executive session at 8:02 PM.

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

Motion was made by Councilor Pross and seconded by Councilor Burns for passage. Passage 5-0-1 (Councilor Walker was not in the room for the vote). Time in 8:03 Council was declared out of executive session at 8:57 PM.

## VIII. Reports

- d. **Mayor's Report** – the Mayor provided an update on the status of the St. Louis Bells. He also reported on the Maine Real Estate Development Association's Annual Forecast Conference that he attended last week.

- e. **City Councilors' Reports**

**Councilor Young** – no report.

**Councilor Pross** – reminded residents that on January 27, 2017 at 4:00 PM the Lake Auburn Watershed Protection will be holding a ribbon cutting at the North Gate of the Whitman Spring Road to highlight some trail enhancements they've been working on. He added that later at Lost Valley there will be sledding and a bon fire, it is a kid friendly event and he invited the public to attend the event.

**Councilor Stone** – reported that the LA Passenger Rail Study Committee has been formed and will be meeting next Monday for the first time under the direction of Patricia Quinn, Executive Director of the Northern New England Passenger Rail Committee.

**Councilor Titus** – reported on the Water and Sewerage District meetings that were held last week.

**Councilor Walker** – reported that the United New Auburn Association will be meeting next Tuesday to talk about what they would like to do with the St. Louis bells. He noted that he attended the Water District meeting and commented on the rate increase that will be going into effect.

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**Councilor Burns** – reported that the ELHS Building Committee will be held tomorrow night at 6PM (if the weather holds out). The meeting is open to the public. He also wanted to remind residents that the City of Auburn has several openings on various boards and committees. Applications are being accepted until 1/27/17.

- f. **City Manager Report** – provided a quick update on city owned properties. He is recommending that staff complete the downtown district properties and present at the 2/6/17 meeting. The bids for a city attorney just closed, they will be awarding it to the Malloy Firm. Council confirmation will be on the consent agenda 2/6/2017. He also handed out a draft budget schedule. He added that he will be looking into bringing in additional support while we go through the budget process so we can also keep other projects moving forward. He also provided a reminder to residents on the Winter Festival that is coming up this weekend.

**g. Finance Director, Jill Eastman** – December 2016 Monthly Finance Report

Motion was made by Councilor Pross and seconded by Councilor Stone to accept and place on file the December 2016 Monthly Finance Report. Passage 6-0.

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

Joe Gray, Sopers Mill Road petition on water rate increase.

**X. Adjournment**

Motion was made by Councilor Walker and seconded by Councilor Stone to adjourn. Passage 6-0, time 9:25 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING FEBRUARY 6, 2017 VOL. 35 PAGE 7**

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

**1. Order 06-02062017\***

Confirming the award for Legal Services to the Malloy Firm.

Motion was made by Councilor Burns and seconded by Councilor Titus.

The vote was 3-3 (Councilors Pross, Stone and Walker opposed).

Councilor Walker asked that we move this from the consent agenda and on to new business to discuss in executive session. There were no objections and the item was moved to new business.

**II. Minutes**

- January 23, 2017 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the minutes of the January 23, 2017 Regular Council meeting. Passage 6-0.

**III. Communications, Presentations and Recognitions**

- Former City Councilor, Ernestine Gilbert, was recognized for her service to the community.

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

Ed Desgrosseilliers, 121 Hatch Road expressed his concerns about a potential code violation in his neighborhood.

Dan Herrick, 470 Hatch Road and 240 Hatch Road, said he understands Ed's frustration and said he would like to know where constituents of the City go for help when there is an issue. He stated that we should not worry about the money when it comes to hiring the next City Manager. Hire a manager that can manage and take care of the residents of the City no matter what we have to pay. He also complimented city staff member, Mark Stambach, who worked with him on a project recently and did a fantastic job.

**V. Unfinished Business**

**1. Order 88-11212016**

Accepting Cascades Drive as a city street.

Motion was made by Councilor Burns and seconded by Councilor Walker to take this item off the table (was postponed at a previous meeting). Passage 6-0.

Motion was made by Councilor Titus and seconded by Councilor Burns for passage.

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

**VI. New Business**

**2. Order 07-02062017**

Approving the request for a Liquor License (Class III & IV Vinous and Malt) for Mac's Downeast Seafood, located at 894 Minot Avenue.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public hearing – Dan Herrick, Hatch Road complimented the owners of this establishment.

Passage 6-0.

**3. Ordinance 01-02062017**

Adopting the Sex Offender Residency Restrictions based on the State of Maine Guidelines. Public hearing and first reading.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Public hearing- no one from the public spoke.

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

- 2. Order 06-02062017\*** (this item was moved from the consent agenda to new business)  
Confirming the award for Legal Services to the Malloy Firm.

Motion was made by Councilor Burns and seconded by Councilor Pross for passage.

Motion was made by Councilor Pross and seconded by Councilor Walker to enter into executive session, pursuant to 1 M.R.S.A. §405(6)(A) – discussion of a personnel matter. Time 7:30 PM.

Council was declared out of executive session at 8:00 PM.

Motion was made by Councilor Burns and seconded by Councilor Titus to postpone this item until the next scheduled meeting. Passage 6-0.

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

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No one from the public spoke.

### **VII. Executive Session**

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

Motion was made by Councilor Titus and seconded by Councilor Walker. Passage 6-0, time 8:01 PM.

Council was declared out of executive session at 8:34 PM.

### **VIII. Reports**

- h. Mayor's Report** – responded to the comments made during the open session noting that it is not the job of the Council to manage staff. The City Manager's office is where residents should go with concerns. He commented on getting positive feedback on the Winter Festival adding that it was a success. He noted that the first meeting of the advisory committee for the passenger rail service plan was held adding that it was a very productive meeting. He also mentioned that the Council will soon have to discuss how they wish to handle the Joint Charter Commission activities and what they would like the process to be when it comes to public hearings and setting the voting date.



**i. City Councilors' Reports**

**Councilor Young** – no report

**Councilor Pross** - reminded residents that on Wednesday night, there is a School Committee meeting, and Wednesday morning at 11:00 AM there is a ribbon cutting for Taco Bell.

**Councilor Stone** – reported that he attended the free lunch at the new Taco Bell adding that it is a nice facility, and nice staff working. He reported on the passenger rail advisory group that met last week. He also commented that he has been working with a constituent on odors that are coming from a marijuana growing facility next to his home.

**Councilor Titus** - no report

**Councilor Walker** - no report

**Councilor Burns** – reported on the ELHS Building Committee meeting.

- j. City Manager Report** – reported that the first roundtable discussion took place last week. There was great discussion and staff received a lot of positive

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feedback. February 14<sup>th</sup> there will be another roundtable discussion which will be focused on residential and multi unit properties. He also commented on the good work by staff on the Winter Festival. He also reminded everyone about the Jam the Gym event to be held on February 21<sup>st</sup> at 7:00 PM.

**X. Adjournment**

Motion was made by Councilor Walker and seconded by Councilor Stone to adjourn. Adjourned at 9:18 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL SPECIAL MEETING FEBRUARY 13, 2017 VOL. 35 PAGE 11**

Mayor LaBonté called the meeting to order at 5:32 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

**I. Unfinished Business**

**1. Order 06-02062017**

Confirming the award for Legal Services to the Malloy Firm.

Motion was made by Councilor Stone and seconded by Councilor Walker for passage.

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

**II. Executive Session**

- A. Executive Session regarding a personnel matter (Norway Savings Bank General Manager search), pursuant to 1 M.R.S.A. §405(6)(A)

Motion was made by Councilor Burns and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A. §405(6)(A). Passage 6-0. Time in 5:37 PM.

Council was declared out of Executive Session at 6:24 PM.

- B. Executive Session regarding a personnel matter (City Manager search), pursuant to 1 M.R.S.A. §405(6)(A).

Motion was made by Councilor Stone and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A. §405(6)(A). Passage 6-0. Time in 6:24 PM.

Council was declared out of Executive Session at 7:30 PM.

**III. Adjournment**

Motion was made by Councilor Stone and seconded by Councilor Walker to adjourn, time adjourned, 7:30 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING FEBRUARY 27, 2017 VOL. 35 PAGE 12**

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

**Pledge of Allegiance**

- I. Consent Items** – All items listed with an asterisk (\*) are considered as routine and will be approved in one motion. There will be no separate discussion of these items unless a Councilor or citizen so requests. If requested, the item will be removed from the consent agenda and considered in the order it appears on the agenda.

## **II. Minutes**

- February 6, 2017 Regular Council Meeting
- February 13, 2017 Special Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the minutes of the February 6, 2017 regular Council meeting. Passage 5-0.

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the February 13, 2017 special Council meeting minutes. Passage 5-0.

## **IV. Communications, Presentations and Recognitions**

- Presentation of Auburn Police Department Challenge Coin to Mr. Chris Hitchcock
- Biography of Edward Little written by Douglas I. Hodgkin

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

Larry Pelletier, 129 Second Street wanted to share some information regarding the MDOT meeting he attended regarding the Bernard Lown Peace Bridge.

## **V. Unfinished Business**

### **4. Ordinance 01-02062017**

Adopting the Sex Offender Residency Restrictions based on the State of Maine Guidelines. Public hearing and second reading.

Motion was made by Councilor Pross and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

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

## **VI. New Business**

### **5. Order 07-02272017**

### **IN COUNCIL REGULAR MEETING FEBRUARY 27, 2017 VOL. 35 PAGE 13**

Accepting the resignation of Assistant City Manager Denis D'Auteuil, with his last day being Friday, March 24, 2017.

Motion was made by Councilor Pross and seconded by Councilor Walker for passage.

Passage 5-0.

### **6. Order 08-02272017**

Appointing John Bubier as Acting City Manager.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Passage 5-0.

**7. Order 09-02272017**

Authorizing the Acting City Manager to execute the collective bargaining agreement with MSEA Local 1989.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke. Passage 5-0.

**8. Order 10-02272017**

Re-appointing Bettyann Sheats to the Airport Board (term expiration of 01/01/2020) as nominated by the Appointment Committee.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke. Passage 5-0.

**9. Order 11-02272017**

Appointing Linda Wooten to the Auburn-Lewiston Advisory Cable TV Committee (term expiration to be determined by the committee as outlined in their bylaws) as nominated by the Appointment Committee.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke. Passage 5-0.

**10. Order 12-02272017**

Appointing Dana Bonenfant to the Community Development Block Grant (CDBG) Loan Committee (term expiration of 10/01/2017) as nominated by the Appointment Committee.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke. Passage 5-0.

**11. Order 13-02272017**

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Appointing James Ayotte to the Ethics Committee (term expiration of 01/01/2020) as nominated by the Appointment Committee.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke. Passage 5-0.

**12. Order 14-02272017**

Appointing Suzanne Roy to the Parks and Recreation Advisory Board (term expiration 10/01/2018) as nominated by the Appointment Committee.

Motion was made by Councilor Burns and seconded by Councilor for passage.

Public comment – no one from the public spoke. Passage 5-0.

**13. Order 15-02272017**

Appointing the following members to the Planning Board as nominated by the Appointment Committee.

Full member, re-appointments: Nathan Hamlyn, Marc Tardif, Mia Poliquin Pross, Sam Scogin (term expirations 01/01/2020) and Associate members Christopher Lewis and Dustin Boutin (term expirations 01/01/2020).

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke. Passage 4-0-1 (Councilor Pross abstained).

**14. Order 16-02272017**

Re-appointing Raymond Fortier to the Auburn Sewer District with a term expiration of 03/01/2021 as nominated by the Appointment Committee.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke. Passage 5-0.

**15. Order 17-02272017**

Appointing Joel Simons to the Zoning Board of Appeals with a term expiration of 10/01/2019 as nominated by the Appointment Committee.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke. Passage 5-0.

**16. Order 18-02272017**

Appointing members to the Auburn Water District as nominated by the Appointment Committee.

Robert Cavanagh and Mary Sylvester (term expirations of 03/01/2021), and Dan Bilodeau (term expiration of 03/01/2018).

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Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke. Passage 5-0.

**17. Order 19-02272017**

Appointing a member to the Auburn Housing Authority (term expiration of 10/01/2021).

Motion was made by Councilor Burns and seconded by Councilor Walker to postpone this item until March 6, 2017 meeting. Passage 5-0.

**18. Resolve 01-02272017**

Calling upon the Lake Auburn Watershed Protection Commissioners to adopt a meeting schedule and locations convenient to the general public, specifically to a time after 5 pm and to rotate meeting locations between Lewiston City Hall and Auburn City Hall.

Motion was made by Councilor Pross and seconded by Councilor Burns to postpone indefinitely. Passage 4-1 (Councilor Burns opposed).

**VII. Executive Session**

- Executive Session regarding labor negotiations, pursuant to 1 M.R.S.A. §405(6)(D)  
This item was taken up during the workshop.
- Executive Session regarding a real estate matter, pursuant to 1 M.R.S.A. §405(6)(C)

Motion was made by Councilor Burns and seconded by Councilor Walker for passage. 5-0. Time 7:31 PM.

Council was declared out of executive session at 7:53 PM.

**VIII. Reports**

**k. Mayor's Report** – reported on the Lions Tournament hosted at the Norway Savings Bank Arena, the Jam the Gym fundraiser for the PAL Center, the ELHS boys basketball game against Portland, and Aroma Joe's opening. He also reported that Thursday, March 9<sup>th</sup> is the Chamber of Commerce Breakfast. The theme for the presentation is the Androscoggin River.

**l. City Councilors' Reports**

**Councilor Young** – reported on the ELHS track team and the upcoming Androscoggin Historical Society meeting.

**Councilor Pross** – reported on the Recreation Departments Father Daughter Dance and the upcoming Edward Little High School Building Committee meeting, and the next Lake Auburn Neighborhood Watch Association meeting.

**Councilor Titus** - reported on the Sunderland Drive and Western Avenue Neighborhood meetings, and the Auburn Water and Sewer meetings.

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**Councilor Walker** – invited people to attend the next United New Auburn Association meeting scheduled February 28th at Rolly's Diner at 6pm. He also reported on the Neighborhood Watch meeting, winter maintenance, speeding, and the crosswalk by the YMCA, and a meeting that was held regarding the possible consolidation of Lewiston and Auburn.

**Councilor Burns** reported on the Citizen Advisory Committee and the upcoming ELHS Building Committee meeting.

**m. City Manager Report** – reported that the MDOT will be installing rumble strips from the New Gloucester town line to Kittyhawk, and he complimented Public Services and Facilities staff for their work over the last month with all of the storms and he also thanked the public for being patient.

**n. Finance Director, Jill Eastman** – January 2017 Monthly Finance Report

Motion was made by Councilor Burns and seconded Pross by Councilor to accept and place on file the January 2017 Monthly finance report. 5-0

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

No one from the public spoke.

**X. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Titus to adjourn. All were in favor, time adjourned 8:18 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING MARCH 6, 2017 VOL. 35 PAGE 17**

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

**19. Order 20-03062017\***

Approving the temporary sign request for Park Avenue School's April Festival.

**20. Order 21-03062017\***

Accept and place on file the City Audit for Fiscal Year Ending June 30, 2016.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage. Passage 5-0.

**II. Minutes**

- February 27, 2017 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the minutes of the February 27, 2017 Regular Council Meeting. Passage 5-0.

**III. Communications, Presentations and Recognitions**

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

Mamie Anthoine Ney, Director of the Auburn Public Library invited community members to a showing of a documentary called “Screenagers” on March 9, 2017 at 6:00 PM. It is about how technology is affecting our youth.

**V. Unfinished Business**

**1. Order 19-02272017**

Appointing a member to the Auburn Housing Authority (term expiration of 10/01/2021). *Council may enter into executive session pursuant to 1 M.R.S.A. §405(6)(A).*

Motion was made by Councilor Pross and seconded by Councilor Walker to appoint Jonathan Labonte to the Auburn Housing Authority with a term expiration of 10/01/2021.

Motion was made by Councilor Burns to enter into executive session pursuant to 1 M.R.S.A. §405(6) (A). The motion failed due to the lack of a second.

Assistant City Manager, Denis D’Auteuil invited Attorney Mike Malloy to provide an update to the Council regarding a potential conflict of interest under HUD regulations with three of the four applicants.

Motion was made by Councilor Pross and seconded by Councilor Young to postpone this item to a date uncertain. Passage 4-1 (Councilor Burns opposed).

**VI. New Business**

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**2. Ordinance 02-03062017**

Adopting the Complete Streets Committee Ordinance. Public hearing and first reading.

Motion was made by Councilor Titus and seconded by Councilor Burns for passage.

Public hearing – Larry Pelletier, 129 Second Street looking for clarification on the meaning of the term “complete streets”.

Councilor Walker recommended adding City Manager where City Administrator is referenced (example: City Administrator/City Manager) before the second reading in order to align with Auburn’s form of Government as well as Lewiston’s.

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

**3. Ordinance 03-03062017**

Adopting the Complete Streets Ordinance. Public hearing and first reading.

Motion was made by Councilor Burns and seconded by Councilor Pross for passage.

Public hearing – Joe Gray, Sopers Mill Road commented on sidewalks and is hoping this group can address sidewalk issues.



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

**4. Order 22-03062017**

Authorizing the reallocation of unspent proceeds from the City's General Obligation Bonds in the amount of \$42,000 to be used for the renovation of the Parks Garage for a Senior Center. First Reading.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 5-0.

**5. Order 23-03062017**

Consolidating to one polling place for the June 13, 2017 Election. Public hearing.

Motion was made by Councilor Pross and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

Motion failed 1-4 (Councilors Pross, Titus, Walker, and Burns opposed).

**VII. Executive Session**

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

**IN COUNCIL REGULAR MEETING MARCH 6, 2017 VOL. 35 PAGE 19**

Motion was made by Councilor Burns and seconded by Councilor Pross to enter into executive session. Passage 5-0. Time 8:04 PM.

Council was declared out of executive session at 8:46 PM.

**VIII. Reports**

**a. Mayor's Report:**

- St. Dom's women's hockey team won the Class A championship
- The Central Maine Community College women's basketball team won the national championship (the first woman's basketball team in Maine to do so) and he thanked the MDOT, State Police, Sheriff's staff, and city staff for quickly pulling together a strong "welcoming back" to them.
- He reported that the Café at the Auburn Public Library is now closed and he is working with library board members on how to utilize that space moving forward
- This Thursday is the Chamber Breakfast where there will be a three part presentation on the Androscoggin River (The Past, Present, and Future)
- He noted that he will be traveling to the National League of Cities early next week
- He will be in North Adams, Massachusetts at the end of next week at the Massachusetts Museum of Contemporary Art where Auburn artist Tonya Hollander has opened an exhibit

**b. City Councilors' Reports**

**Councilor Young** – no report

**Councilor Pross** -no report

**Councilor Titus**

- He would like to see a Spring clean up this year

**Councilor Walker**

- He noted that he would also like to see a Spring clean up and he would like to see some changes made (rather than doing it all at once, break it up possibly by ward).

**Councilor Burns** - no report

**c. City Manager Report**

- i. noted that there is money in the budget for Spring clean up this year.

**IX. Open session** – Adam Lee, Garden Circle commented on the Auburn Housing Authority item that was postponed. He said that he feels that we should use our Boards and Committees as an opportunity to expand rather than contract the number of individuals in the City that have a role in our government adding that applicant Jen Kimble is a highly qualified candidate for that board.

**IN COUNCIL REGULAR MEETING MARCH 6, 2017 VOL. 35 PAGE 20**

**X. Adjournment**

Motion was made by Councilor Titus and seconded by Councilor Walker to adjourn. All were in favor. Adjourned at 9:01 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL SPECIAL MEETING MARCH 13, 2017 VOL. 35 PAGE 21**

Motion was made by Councilor Burns and seconded by Councilor Walker to elect Councilor Young to serve as Mayor Pro Tempore in the absence of Mayor LaBonté. Passage 5-0 (Councilor Stone absent).

Mayor Pro Tempore Young called the meeting to order at 5:32 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag.

**I. New Business**

Authorizing the Mayor to sign a contract appointing Peter J. Crichton as City Manager, effective April 10, 2017.

Motion was made by Councilor Pross and seconded by Councilor Burns for passage. Passage 5-0.

### **III. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Walker to adjourn, all were in favor. Adjourned at 5:35 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

### **IN COUNCIL REGULAR MEETING MARCH 20, 2017 VOL. 35 PAGE 22**

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

#### **21. Order 25-03202017\***

Approving the temporary sign request for the Auburn Business Association's "Citizen of the Year" signs.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage. Passage 6-0.

### **II. Minutes**

- March 6, 2017 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Burns for to approve the minutes of March 6, 2017. Passage 5-0-1 (Councilor Stone abstained because he was not present for that meeting).

- March 13, 2017 Special Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker for to approve the minutes of March 13, 2017. Passage 5-0-1 (Councilor Stone abstained because he was not present for that meeting).

### **V. Communications, Presentations and Recognitions**

- Welcome and Introduction of Peter Crichton the New City Manager of Auburn
- Recognition - St. Dom's Women's Hockey Team (State Championship winners)

### **IV. Open Session**

Chief Phil Crowell, and President of the Auburn PAL (Police Activities League) Association noted that he is in the process of submitting an application for the Neighborhood Challenge Program for the Chestnut Street area.

**V. Unfinished Business**

**6. Ordinance 02-03062017**

Adopting the Complete Streets Committee Ordinance. Second reading.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

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

**7. Ordinance 03-03062017**

Adopting the Complete Streets Ordinance. Second reading.

**IN COUNCIL REGULAR MEETING MARCH 20, 2017 VOL. 35 PAGE 23**

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Motion was made by Councilor Burns and seconded by Councilor Stone to amend section 5, Exceptions by replacing City Administrator with City Manager.

Passage of amendment 6-0.

Public comment – no one from the public spoke.

Passage of the Ordinance as amended 6-0. A roll call vote was taken.

**8. Order 22-03062017**

Authorizing the reallocation of unspent proceeds from the City's General Obligation Bonds in the amount of \$42,000 to be used for the renovation of the Parks Garage for a Senior Center. Public hearing and Second Reading. *Requires an affirmative vote of 5 for passage.*

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Public hearing – Belinda Gerry, 143 Mill St, thanked Council for supporting seniors in Auburn and she talked about the proposed senior center.

Passage 6-0.

**VI. New Business**

**9. Order 26-03202017**

Approving the request to waive the business licensing fee for the New Auburn Little League, a non-profit organization (Sherwood Heights and Pulsifer Park) for the 2017 season.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Passage 5-1 (Councilor Pross opposed).

**10. Order 27-03202017**

Adopting the City Property Sale Policy.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Motion was made by Councilor Stone and seconded by Councilor Walker to add quarterly reporting to section 3.5 Recommendations.

Passage of the amendment 6-0.

Passage as the Order as amended 6-0.

**IN COUNCIL REGULAR MEETING MARCH 20, 2017 VOL. 35 PAGE 24**

**11. Order 28-03202017**

Amending the City of Auburn 2010 Comprehensive Plan Future Land Use Map for the properties located at 121 Hampshire Street (PID # 250-316) and 127 Hampshire Street (PID # 250-315) from High Density Neighborhood Conservation (HDNC).

Motion was made by Councilor Stone and seconded by Councilor Walker for passage.

Public comment – Jim McPhee and Sophia Nolan, both spoke in favor of passage of the Order. A petition with patron signatures supporting the project was presented and will be placed on file.

Passage 6-0.

**12. Ordinance 04-03202017**

Adopting the proposed future land use and zone map amendments for 121 and 127 Hampshire Street. First reading.

Motion was made by Councilor Titus and seconded by Councilor Burns for passage.

Public comment – no one from the public spoke.

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

**VII. Executive Session** – regarding an Economic Development matter, pursuant to 1 M.R.S.A. §405(6)(A) with possible action to follow (this item was moved from the workshop to the meeting agenda).

Motion was made by Councilor Burns and seconded by Councilor Walker. Passage 6-0. Time in 7:50 PM.

Council was declared out of executive session at 8:31 PM. No action was taken.

**VIII. Reports**

**d. Mayor's Report** – reported on attending the National League of Cities, a meeting he attended last week with a consulting firm out of Connecticut that is working with

Museum LA, his visit to North Adams, MA. At The Massachusetts Museum of Contemporary Art where Auburn resident Tanja Hollander opened her Art exhibit, and next week he will be meeting with Larry Wold from TD Bank.

**e. City Councilors' Reports**

**Councilor Young** – no report

**Councilor Pross** – reported that a Resolve to establish a committee to look at alternative polling places may be coming forward. Although there have been no incidents of violence or other issues, the School Committee has raised some safety concerns of having polling places in the schools.

**Councilor Stone** – no report

**IN COUNCIL REGULAR MEETING MARCH 20, 2017 VOL. 35 PAGE 25**

**Councilor Titus** – no report

**Councilor Walker** – reported that the Neighborhood Watch meeting will be held on Thursday the 23<sup>rd</sup> of March at 6:30 PM at the Sixth Street Congregational Church, the United New Auburn Association will meet next Tuesday, March 28<sup>th</sup> at 6 PM at Rolly's Diner, with Doug Greene attending as the guest speaker, and COLAC (Coalition Opposed to the Lewiston Auburn Consolidation) will be meeting on Thursday March 30<sup>th</sup> at the Sixth Street Congregational Church at 7:00 PM.

**Councilor Burns** – reported that the next meeting of the Edward Little Building Committee will be meeting tomorrow at Auburn Hall at 6 PM.

**f. City Manager Report** – John Bubier, Acting City Manager reported that he has been spending a lot of time working on the budget and touring the city buildings. He had an opportunity to meet with Alan Brigham of the EDA (Economic Development Association) of the Department of Commerce to discuss Sports Tourism and other opportunities including transportation.

**g. Finance Director, Jill Eastman** – February 2017 Monthly Finance Report

Motion was made by Councilor Burns and seconded by Councilor Stone to accept and place on file the February 2017 Monthly Finance Report. Passage 5-0-1 Councilor Walker was not present for this vote.

**IX. Open Session** - No one from the public spoke

**X. Adjournment**

Motion was made by Councilor Young and seconded by Councilor Pross to adjourn, all in favor (Councilor Walker not present at time of vote), time adjourned 8:58 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING APRIL 3, 2017 VOL. 35 PAGE 26**

Mayor LaBonté called the meeting to order at 7:14 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

**22. Order 29-04032017\***

Setting the date for the School Budget Validation Referendum Election for June 13, 2017.

**23. Order 30-04032017\***

Approving the time to open the polls at 7:00 A.M. for the June 13, 2017 Election.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Passage 6-0.

**II. Minutes**

- March 20, 2017 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to approve the minutes of the March 20, 2017 Meeting.

Passage 6-0.

**V. Communications, Presentations and Recognitions**

**VI. Open Session**

Larry Pelletier, 129 Second Street commented on the CIP (Capital Improvement Program) discussion and including facilities maintenance in the CIP.

Earl Bickford (New Auburn resident), and his daughter Audrey Tripp (40 Merrow Road) spoke. They reported on a recent incident where they received written approval by staff in the Economic and Community Development office that they would be allowed to keep Nigerian Dwarf Goats at their home (single family dwelling with less than one acre of land) and after purchasing them, they were told by the Animal Control Officer that they could not keep the goats due to a local ordinance that is in place and were given seven days to remove the animals. Mr. Bickford requested first, that this order to remove the goats be held until the matter is looked into and the ordinance is reviewed. Second, he asked the City Council to review and consider amending the local animal ordinance (to treat certain animals currently looked at as livestock as pets). Third, if Council decides not to amend the ordinance, accept responsibility and make this right by making an exception and allowing his daughter to keep the goats since it was a mistake of the City when they were given the written approval by staff.

**V. Unfinished Business**

**13. Order 28-03202017**

Amending the City of Auburn 2010 Comprehensive Plan Future Land Use Map for the properties located at 121 Hampshire Street (PID # 250-316) and 127 Hampshire Street

(PID # 250-315) from High Density Neighborhood Conservation (HDNC). Public hearing and second reading.

Motion was made by Councilor Stone and seconded by Councilor Walker for passage.

Public hearing – Kenneth Estes, abutting neighbor to this property who spoke in opposition.

Passage 5-1 (Councilor Titus opposed).

**14. Ordinance 04-03202017**

Adopting the proposed future land use and zone map amendments for 121 and 127 Hampshire Street. Public hearing and second reading.

Motion was made by Councilor Stone and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

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

**VI. New Business**

**15. Ordinance 05-04032017**

Amending text for the Adaptive Reuse of a Structure of Community Significance in Chapter 60 of the Auburn Zoning Ordinance. Public hearing and 1<sup>st</sup> reading.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

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

**16. Order 31-04032017**

Directing City staff to consult with the Planning Board and develop recommendations to increase the flexibility of the uses allowed in the Agricultural and Resource Protection District regarding schools and equipment sales associated with and complimentary to a recreational use.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Passage 6-0.

**VII. Executive Session - None**

**VIII. Reports**

- h. Mayor's Report** – reported that we hosted the official launch of the 40<sup>th</sup> year for Safe Voices, LA Arts hosted an event at Rancourt Shoe which he attended, they've started a new series called A Place for Makers, highlighting creative businesses that



manufacture things here in Lewiston and Auburn. He and the Library Board of Directors met with representatives from Edward Little High School, the PAL Center, and the Franklin-Merrill Hill Culinary Programs to talk about opportunities for the vacant café at the Library and possibly turning this into a student run enterprise (similar to the Green Ladle in Lewiston). He met with Dick Trafton (President of the L/A Railroad Board) along with State Representative Golden, to talk about the trail opportunities along the Lewiston-Auburn railroad line and trail rights along the 13 mile line that connects the mill district in Lewiston to Lisbon. This Thursday at Callahan Hall there will be a Community Forum from 10AM–11:30AM. The US Ambassador to Somalia will be here. There will be a City Council workshop held on Monday, April 10<sup>th</sup> beginning at 5:30 PM to discuss roles, responsibilities and expectations, followed by broad budget goals and objectives. Peter Crichton, the new City Manager will be here.

**i. City Councilors' Reports**

**Councilor Young** - ELHS will hold their first home track meet a week from Friday.

**Councilor Pross** - May 13<sup>th</sup> there will be a neighborhood cleanup effort for Ward 1 residents in the Lake Auburn area. He also asked if Councilors have any input on forming a committee on examining polling locations to please forward to him any ideas they may have.

**Councilor Stone** – reported that there was a lot of activity on Park Avenue today with the construction project.

**Councilor Titus** – reported on the next Sunderland Drive neighborhood meeting to be held tomorrow at Sam's on Court Street, and the Sewer and Water Trustee meetings that were held last week. He said he has been getting a lot of comments, calls and emails regarding the medical marijuana grow facilities and he would like to move forward with looking into licensing these facilities. He also reminded residents that the School Department will be having a public hearing on their budget on Wednesday.

**Councilor Walker** – asked if something could be put together for the 150<sup>th</sup> Anniversary of the City which is right around the corner.

**Councilor Burns** - no report.

- j. City Manager Report** – reported that he has had a busy couple of weeks with several meetings on the budget, sports tourism, Community Little Theatre (regarding the natural gas issue), the Lost Valley Project, as well as a few meetings with the new City Manager, Peter Crichton. He also talked about some of the marijuana issues, both medical and recreational.

**IX. Open Session** – Larry Pelletier, 129 Second Street commented on the public hearing on agenda item number 3 under new business “amending text for the Adaptive Reuse of a structure of Community Significance in Chapter 60 of the Auburn Zoning Ordinance”.

**X. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Stone to adjourn. All were in favor, adjourned at 8:07 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING APRIL 24, 2017 VOL. 35 PAGE 30**

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

**17. Order 32-04242017\***

Appointing City Manager Peter Crichton as an alternate member of the Maine Municipal Association’s Legislative Policy Committee.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage. Passage 6-0.

**II. Minutes**

- April 3, 2017 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to approve and place on file the minutes of the April 3, 2017 Council Meeting. Passage 6-0.

**VI. Communications, Presentations and Recognitions**

- Central Maine Community College - 2017 USCAA National Champions

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

Jane Skelton, owner of a camp on Taylor Pond, would like to see a year round water system in that area.

Mary Davis, owner of a cottage on Taylor Pond, would also like to see a year round water system in that area.

Peg Bauer, Lisbon Falls resident and owner of a camp on Taylor Pond, would also like to have city water installed in the Taylor Pond area.

**V. Unfinished Business**

**1. Ordinance 05-04032017**

Amending text for the Adaptive Reuse of a Structure of Community Significance in Chapter 60 of the Auburn Zoning Ordinance. Second reading.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment - no one from the public spoke.

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

## **VI. New Business**

### **IN COUNCIL REGULAR MEETING APRIL 24, 2017 VOL. 35 PAGE 31**

#### **18. Public hearing – Community Development Block Grant (CDBG) Budget.**

Auburn Chief of Police, Phil Crowell commented on the “Work with ME” project, funded out of the CDBG budget. They are in their second year and have seen great results with this project.

Charis, Auburn Community Gardens Coordinator, spoke on behalf of the Auburn Community Garden team adding that they support the budget and are requesting funds for a second garden on Newbury Street.

Melonie LaMore Gagnon, Director of Shelter Services at Safe Voices thanked the City Council for their previous support and asked for their support again this year.

Ann Parker, Auburn resident and 12 year member of the CDBG Loan Committee spoke favorably of the CDBG program thanking Council for their past support and asked for their continued support in the future.

Sharon Philbrook Bergeron, 23 Dexter Avenue thanked the Council for their continued support of Promise Early Education Center.

#### **19. Order 33-04242017**

Approving the Special Amusement Permit for MVL, Inc., DBA Tio Juan’s Margaritas Mexican Restaurant. Public hearing.

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

Public hearing – no one from the public spoke.

Passage 6-0.

## **VII. Reports**

- k. Mayor’s Report** – commented on the new series being offered by LA Arts called A Place for Makers. This Wednesday they will hold their next event at Thomas Moser in the Industrial Air Park. Details can be found by going to [laarts.org](http://laarts.org). Along with the City Manager, he hosted a conversation regarding tourism

opportunities in this area, particularly sports tourism. He attended a meeting last week at the Franco Center with Lewiston's Mayor Bob MacDonald on Francophone and Francophile Cities Network which provide networking and tourism opportunities for French speaking cities. There will be a networking meeting this coming July in Quebec City.

#### **l. City Councilors' Reports**

**Councilor Young** - no report

**Councilor Pross** – reminded residents that the Ward 1 clean up in the Lake Auburn area will be held on May 13<sup>th</sup>, and the bulky waste cleanup starts the week of May 1<sup>st</sup> and more information can be found on the City's website. He

#### **IN COUNCIL REGULAR MEETING APRIL 24, 2017 VOL. 35 PAGE 32**

also wanted everyone to be aware of the second annual Boats and Brews River Race that will take place on the Androscoggin River.

**Councilor Stone** – reported on the MMA's Legislative Policy Committee meeting that he attended along with City Manager, Peter Crichton.

**Councilor Titus** – reported that the Sunderland Drive Neighborhood Watch Group met on April 3<sup>rd</sup>. Their next meeting is to be held on May 6<sup>th</sup>. He also reported on the City Sewer and Water District meetings that he attended.

**Councilor Walker** - reported that he attended the Auburn Lewiston E911 meeting and the MMWAC (Mid Maine Waste Action Corp.) meeting. He reminded residents that the United New Auburn Association will be meeting on Tuesday night at Rolly's at 6PM, the Neighborhood Watch Group is meeting at the Sixth Street Congregational Church on Thursday night at 6:30 PM, and he invited to residents to attend a meeting on Wednesday at the Sixth Street Congregational Church from Noon to 1:00 PM where a press release will be held regarding the potential merger of the two cities (Lewiston and Auburn).

**Councilor Burns** – reported that on Wednesday, April 26<sup>th</sup> Gina Melaragno and Betty Ann Sheats will host a Town Hall open forum at St. Michaels Church at 5:30 PM.

**m. City Manager Report** – commented that the reception and response by the Mayor, Council, Department Directors and staff has been wonderful and everyone has made him feel very welcome adding that he is pleased to be here. He has also had an opportunity to meet with several Department Directors and the School Superintendent.

**n. Finance Director, Jill Eastman** – March 2017 Monthly Finance Report

Motion was made by Pross and seconded by Stone to accept and place on file the March 2017 Monthly Finance Report. Passage 6-0.

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

Terry Daily, 1054 North River Road commented on the poor condition of the North River Road. He provided a packet of information and pictures.

**IX. Executive Session**

*Discussion regarding an Economic Development matter, pursuant to 1 M.R.S.A. §405(6)(C)*

**IN COUNCIL REGULAR MEETING APRIL 24, 2017 VOL. 35 PAGE 33**

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

Passage 6-0 time 8:32 PM.

The Mayor declared the City Council out of Executive Session at 9:15 PM.

*Consultation with legal counsel regarding the Council's rights and obligations with E911, pursuant to 1 M.R.S.A. §405(6)(E)*

Motion was made by Councilor Pross and seconded by Councilor Walker to enter into executive session for consultation with legal counsel regarding the Council's rights and obligations with E911, pursuant to 1 M.R.S.A. §405(6)(E).

Passage 4-0-2 (Councilors Stone and Titus were not present for the vote). Time in 9:16 PM.

The Mayor declared the City Council out of executive session at 9:39 PM.

**X. Adjournment** – motion by Councilor Pross and seconded by Councilor Walker to adjourn. All were in favor, the meeting adjourned at 9:39 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING MAY 1, 2017 VOL. 35 PAGE 34**

Mayor LaBonté called the meeting to order at 7:15 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

**I. Consent Items** – All items listed with an asterisk (\*) are considered as routine and will be approved in one motion. There will be no separate discussion of these items unless a Councilor or citizen so requests. If requested, the item will be removed from the consent agenda and considered in the order it appears on the agenda.

**24. Order 34-05012017\***

Appointing City Manager Peter Crichton to the Lewiston Auburn Transit Committee (LATC).

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Passage 6-0.

**II. Minutes**

- April 24, 2017 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to approve and place on file the minutes of the April 24, 2017 Council Meeting. Passage 6-0.

**VII. Communications, Presentations and Recognitions** - None

**VIII. Open Session** – no one from the public spoke.

**V. Unfinished Business** - None

**VI. New Business**

**1. Order 35-05012017**

Approving the Special Amusement Permit and Liquor License for Mingjing Industrial Group Co. USA LLC, DBA, Prospect Hill Golf Course located at 694 South Main Street. Public hearing.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

Passage 6-0.

**2. Order 36-05012017**

Approving the land sale for the 84 Court Restaurant deck expansion.  
*Council may enter into executive session, pursuant to 1 M.R.S.A. §405(6)(C).*

**IN COUNCIL REGULAR MEETING MAY 1, 2017 VOL. 35 PAGE 35**

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment: Joe Gray, Sopers Mill Road

Passage 6-0.

## **VII. Reports**

- o. Mayor's Report** – the Mayor commented on the funeral service that was held for Officer Bud Caouette this past Saturday adding that it was very moving and a first class service and he offered thanks to all involved. He reported on the Passenger Rail study meeting will happen later this month, and on the Lower Barker Dam.

- p. City Councilors' Reports**

**Councilor Young** – reported that Edward Little High School had their first track meet in Bath. The girls team came in 1<sup>st</sup> place and the boys team came in 3<sup>rd</sup> place.

**Councilor Pross** – reported on the last School Committee meeting and the discussion on early release Wednesdays for grades 7 through 12.

**Councilor Stone** – reported on the Maine Turnpike's exit 75 construction (a bus station), the turnpike is working on an open road tolling system at the York toll plaza, and MTA will be offering a Family Discount Program where a family can be linked together on one E-Z Pass account. He also noted that they would be seeing emails from him on the MMA Legislative Policy Committee and various bills that will be coming forward adding that he welcomes their comments.

**Councilor Titus** – no report

**Councilor Walker** – no report

**Councilor Burns** – no report

- q. City Manager Report** – reported on a discussion he had with the Mayor and the Auburn School Superintendent on what to do with any increased state subsidy that may come. It was agreed that it should go toward tax relief. The resolve will include that language. He also echoed the Mayor's comments about the funeral service for Officer Caouette adding that it was well done. He continues to getting to know more staff and citizens. He toured the Library, and added that he has started a newsletter called the News Connection.

## **VIII. Open Session** – Mamie Anthoine Ney, Library Director commented that the Library has a program for early release students.

## **IN COUNCIL REGULAR MEETING MAY 1, 2017 VOL. 35 PAGE 36**

Joe Gray, Sopers Mill Road, commented on the AG zone study funding that is in the CIP adding that the study hasn't been approved yet. He noted that he would be interested in purchasing the Fire Department pick-up truck if it goes up for sale.

Dan Herrick, 470 Hatch Road commented that he has concerns with the AG study and the cost associated with it.

**IX. Executive Session**

Discussion regarding an labor contract negotiations, pursuant to 1 M.R.S.A. §405(6)(D)

Motion was made by Councilor Burns and seconded by Councilor Walker to enter into executive session. Passage 6-0. Time in 7:52 PM.

Council was declared out of executive session at 8:26 PM.

**X. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Stone to adjourn. All were in favor, adjourned at 8:27 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING MAY 15, 2017 VOL. 35 PAGE 37**

City Manager Peter Crichton called the meeting to order at 7:12 P.M. in the Council Chambers of Auburn Hall. Mayor LaBonté had an excused absence. All Councilors were present.

Motion was made by Councilor Stone and seconded by Councilor Burns to nominate Councilor Young to serve as Mayor Pro Tempore in the absence of Mayor LaBonté. There were no other nominations. Passage 5-0-1 (Councilor Young abstained).

Mayor Pro Tempore Young led the assembly in the salute to the flag.

**I. Consent Items – None**

**II. Minutes - May 1, 2017 Regular Council Meeting**

Motion was made by Councilor Burns and seconded by Councilor Walker to approve and place on file the minutes of the May 1, 2017 Council Meeting. Passage 6-0.

**VII. Communications, Presentations and Recognitions**

- Recognition to the Finance Department on their 23<sup>rd</sup> Consecutive “Certificate of Achievement for Excellence in Financial Reporting”
- Proclamation – Kids to Parks Day
- Proclamation – Maine Arbor Week (May 21, 2017 – May 27, 2017)

**VIII. Open Session**



Joan Macri would like to see funding in the Capital Improvement plan to provide year round water on Taylor Pond.

Mary Davis spoke on behalf of herself and Sheri and Joel Olsein. She read a letter written by Sheri Olstein which has been placed on file regarding getting year round water on Taylor Pond (on the East Shore neighborhood including Shore Path, Waterview Drive, and Taywood Road).

Daniel Lindahl, Shore Path Road would also like to see permanent, year round water on Taylor Pond.

Belinda Gerry, 143 Mill Street asked for Council support to fully fund LATC (Lewiston Auburn Transit Committee).

Mamie Anthoine Ney, Auburn Library Director, reported on the gem case that sits outside council chambers. The gems are now properly labeled.

Michelle Fifield, Auburn Mall rider commented on the bus service.

**V. Unfinished Business - None**

**VI. New Business**

**IN COUNCIL REGULAR MEETING MAY 15, 2017 VOL. 35 PAGE 38**

**20. Order 37-05152017**

Approving the liquor license for Jenny Zhao, Inc., DBA China Wok located at 730 Center Street. Public hearing.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

Passage 6-0.

**21. Order 38-05152017**

Adopting the five year Capital Improvement Plan.

Motion was made by Councilor Burns and seconded by Councilor Titus for passage.

Public comment – no one from the public spoke.

Passage 5-1 (Councilor Pross was opposed).

**22. Order 39-05152017**

Adopting the Community Development Block Grant (CDBG)/HOME Budget.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 6-0.

**23. Order 40-05152017**

Adopting the Auburn School Budget for Fiscal Year 2018.

Motion was made by Councilor Burns and seconded by Councilor Pross for passage.

Public comment – no one from the public spoke.

Passage 4-2 (Councilors Walker and Titus opposed).

**VII. Reports**

**r. City Councilors' Reports**

**Councilor Burns** - no report

**Councilor Titus** - no report

**IN COUNCIL REGULAR MEETING MAY 15, 2017 VOL. 35 PAGE 39**

**Councilor Walker** - no report

**Councilor Stone** – Commented on the Taylor Pond water issue, adding that he feels that the Council needs to move this forward on this and fund an engineering study.

**Councilor Pross** – reported on the School Committee workshop discussion regarding early dismissal for grades 7-12.

**Councilor Young** – reported on the ELHS girls and boys track teams.

- s. City Manager Report** – reported that there will be an item on the AG Study Proposals during the June 5<sup>th</sup> workshop, the flow study event will take place on Sunday depending on the weather between 11AM and 3PM, and there is a pedestrian safety forum taking place on June 7<sup>th</sup> from 5-7PM.

- t. Finance Director, Jill Eastman** – April 2017 Monthly Finance Report

Motion was made by Councilor Stone and seconded by Councilor Walker to accept and place on file the April 2017 monthly finance report. Passage 6-0.

**VIII. Open Session** – No one from the public spoke.

**IX. Executive Session**

- Discussion regarding an Economic Development matter, pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor Pross and seconded by Councilor Burns to enter into executive session. Passage 6-0, time in 8:13 PM.

Council was declared out of executive session at 8:51 PM.

**X. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Pross to adjourn. Passage 6-0, time 8:51PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING JUNE 5, 2017 VOL. 35 PAGE 40**

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

- II. Consent Items** – All items listed with an asterisk (\*) are considered as routine and will be approved in one motion. There will be no separate discussion of these items unless a Councilor or citizen so requests. If requested, the item will be removed from the consent agenda and considered in the order it appears on the agenda.

**25. Order 41-06052017\***

Appointing Wardens and Ward Clerks for the June 13, 2017 Election.

**26. Order 42-06052017\***

Approving the Omni Circle Property Sale.

**27. Resolve 02-06052017\***

Supporting staffs pursuit of the Northern Borders Regional Commission Grant.

**28. Order 43-06052017\***

Adopting the 911 Fund Balance Policy.

**29. Order 44-06052017\***

Approving the appointment of City Manager, Peter Crichton, as alternate to Councilor Titus on the AVCOG Executive Committee.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Passage 5-0.

## **II. Minutes**

- May 15, 2017 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Burns to approve the minutes of the May 15, 2017 Council Meeting. Passage 5-0.

## **IX. Communications, Presentations and Recognitions**

Communications – An application has been submitted for the 2017 Liberty Festival Mass Gathering. A public hearing and Council vote is scheduled for 6/19/2017.

## **X. Open Session:**

Larry Pelletier, New Auburn resident commented on the condition of the roads and thanked the Public Service crews for the work they are doing filling in the pot holes. He also commented on the water cooler at Auburn Hall noting that it is not working. He asked if someone could look into that.

### **IN COUNCIL REGULAR MEETING JUNE 5, 2017 VOL. 35 PAGE 41**

Mamie Anthoine Ney, Director of the Auburn Public Library, announced that the Library's annual online auction is currently underway. Anyone interested can go to their website at [WWW.32auctions.com/apl2017](http://WWW.32auctions.com/apl2017).

Mr. Earl Bickford, South Main St., accompanied by his grandchildren, Adele and Elijah, spoke about the issue he brought forth to the City Council several weeks ago regarding the pet dwarf goats purchased by his daughter, Audrey Tripp. He would like them to be able to keep the goats. He also submitted a petition signed by several Auburn residents as well as an online petition. The petitions have been placed on file in the Clerk's office.

Audrey Tripp, 40 Merrow Road, and owner of the dwarf goats asked Council to consider an exception, waiver or ordinance amendment which would allow them to keep their goats.

Mary Jo Bickford, mother of Audrey Tripp also commented on the goats.

Dan Herrick, 470 Hatch Road, feels the matter of the goats was handled improperly. He also talked about the workshop discussion on the AG study and spoke in opposition of the study. He also spoke in opposition of the proposed compensation study.

Joe Gray, Sopers Mill Road, thanked the Mayor for his comments on the Creative Crosswalks. He commented on the maintenance costs. He also commented on the proposed AG study, 477 Minot Avenue workshop item, and the New Auburn Village Plan.

Larry Pelletier, commented on the goat issue adding that he is hoping the Council will correct the situation and not force the family to send the goats away.

**V. Unfinished Business - None**

**VI. New Business**

**1. Order 45-06052017**

Authorizing the Finance Director to execute the issuance of general obligation bonds and a tax levy therefore. Proposed budget review by the City Manager, public hearing and first reading.

Motion was made by Councilor Burns and seconded by Councilor Pross for passage of the first reading.

Public hearing – Joe Gray, Sopers Mill Road – does not want to see the AG study funded.

Motion was made by Councilor Titus and seconded by Councilor Stone to strike the AG study from the CIP. Motion failed 2-3 (Councilors Pross, Burns, and Walker opposed).

**IN COUNCIL REGULAR MEETING JUNE 5, 2017 VOL. 35 PAGE 42**

Motion was made by Councilor Titus to strike \$81,000 from the Electrical Street Lights Upgrade. Motion failed for lack of a second.

Passage of the Order as presented 4-1. (Councilor Titus opposed). A roll call vote was taken.

The Mayor asked that item 5 be taken out of order, there were no objections and item 5 (Ordinance 06-06052017) was taken out of order.

**Ordinance 06-06052017** - Adopting the AG text amendment for sales, service complimentary to outdoor recreation. Public hearing and first reading.

A motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

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

**2. Order 46-06052017**

Reallocation of bonds. Public hearing and first reading.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public hearing - no one from the public spoke.

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

**3. Order 47-06052017**

Authorizing the use of other funds for the CIP.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 5-0.

**4. Resolve 03-06052017**

Adopting the Appropriations Resolve for Fiscal Year 2018. Public hearing and first reading.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

**IN COUNCIL REGULAR MEETING JUNE 5, 2017 VOL. 35 PAGE 43**

Public hearing – no one from the public spoke.

Motion was made by Councilor Burns and seconded by Councilor Pross to amend by increasing funding to LATC (Lewiston Auburn Transit Committee) from \$189,949 to \$244,717. Motion failed 2-3 (Councilors Pross, Stone, and Titus opposed).

Motion was made by Councilor Walker and seconded by Councilor Stone to strike the 3 new EMS positions and the EMS Coordinator position.

Motion was made by Councilor Stone and seconded by Councilor Walker to amend the amendment by adding the EMS Coordinator position back in and only eliminating the 3 EMS positions. Passage 4-1 (Councilor Pross opposed).

The motion of the amendment as amended failed 3-2 (Councilors Pross and Burns opposed).

Motion of the Resolve as presented failed 2-3 (Councilors Stone, Titus, and Walker opposed).

**VII. Reports**

**Mayor LaBonté** – thanked Kiwanis Club for inviting him to the pancake breakfast. He reported on an event at Washburn School where each child received a free backpack and got to shop for 15 books to read over the summer. He challenged the Council to volunteer to read with local youth at Washburn for an hour or two. He reported on the Passenger Rail Study and noted that Saturday is the first Pride Festival in Lewiston and Auburn (Simard Payne Park).

**Councilor Pross**-reminded residents to vote on Tuesday, June 13, 2017.

**Councilor Stone** - no report.

**Councilor Titus** – reported that tomorrow at 6PM at Sam’s on Court St. the Sunderland Drive neighborhood watch group will be meeting.

**Councilor Walker** - no report.

**Councilor Burns** - no report.

**City Manager** – Announced some events of the city that are coming up. August 1<sup>st</sup> is the Auburn Police Departments 14<sup>th</sup> Annual National Night out event, and the Summer Festival will be held in various locations throughout the community on August 11<sup>th</sup>, 12<sup>th</sup>, and 13<sup>th</sup>.

**VIII. Open Session** – no one from the public spoke.

**IN COUNCIL REGULAR MEETING JUNE 5, 2017 VOL. 35 PAGE 44**

**IX. Executive Session**

- Discussion regarding economic development (New Auburn Project), pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor Pross and seconded by Councilor Burns to enter into executive session.

Passage 4-0-1 (Councilor Walker was not in the room for the vote).

Time in 8:43 PM.

Council was declared out of executive session at 9:12 PM.

**X. Adjournment**

Motion was made by Councilor Stone and seconded by Councilor Walker to adjourn. All were in favor, adjourned at 9:12 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING JUNE 19, 2017 VOL. 35 PAGE 45**

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

**5. Order 48-06192017\***

Moving the date of the first regular City Council meeting for the month of July from July 3, 2017 to July 10, 2017 due to the fourth of July holiday.

**6. Order 49-06192017\***

Approving the property tax abatement at 78 Beaver Road.

**7. Order 50-06192017\***

Confirming the City Manager's appointment of Denise Clavette as Assistant City Manager.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Passage 7-0.

**II. Minutes - June 5, 2017 Regular Council Meeting**

Motion was made by Councilor Walker and seconded by Councilor Titus to approve the minutes of the June 5, 2017 Council meeting. Passage 5-0-2 (Councilors Young and Lee abstained).

**IX. Communications, Presentations and Recognitions**

City Manager Peter Crichton introduced the new Assistant City Manager, Denise Clavette.

**IV. Open Session** – Dan Herrick, Hatch Road, asked who do constituents have to go to for answers to questions they may have. Four questions he would like answers to are in relation to EMS. They are:

1. What is the gross billing revenue?
2. What is the charge off amount?
3. What are the net receivable amounts?
4. How much debt has been written off?

**V. Unfinished Business**

**1. Order 45-06052017**

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

Motion was made by Councilor Titus and seconded by Councilor Burns for passage.

Public comment – no one from the public spoke.

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

**IN COUNCIL REGULAR MEETING JUNE 19, 2017 VOL. 35 PAGE 46**

**2. Order 46-06052017**

Reallocating Unspent Proceeds from the City's General Obligation Bonds. Second reading.



Motion was made by Councilor Burns and seconded by Councilor Titus for passage.

Public comment – no one from the public spoke.

Passage 7-0.

**3. Resolve 03-06052017**

Adopting the Appropriations Resolve for Fiscal Year 2018. Second reading.

Motion was made by Councilor Burns and seconded by Councilor Pross for passage.

Public comment – no one from the public spoke.

Motion was made by Councilor Walker and seconded by Councilor Stone amend the budget by funding the three EMS positions (\$170,000) out of the EMS revenue account, which would not change the bottom line. Passage 6-1 (Councilor Young opposed).

Motion was made by Councilor Titus and seconded by Councilor Young to reduce the expenditures of the Fire Department budget by \$170,000. Motion failed 2-5 (Councilors Pross, Stone, Lee, Walker, and Burns opposed).

Passage of Resolve 03-06052017 as amended 5-2 (Councilors Young and Titus opposed).

**4. Ordinance 06-06052017**

Adopting the AG text amendment for sales, service complimentary to outdoor recreation. Second reading.

Motion was made by Councilor Burns and seconded by Councilor Titus for passage.

Public comment – Joe Gray, Sopers Mill Road asked why the proposed amendment included limited the new use to properties that had been used for agriculture or outdoor recreation for over 5 years – why 5 years. Eric Cousens addressed the question.

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

**VI. New Business**

**5. Order 51-06192017**

Approving the request from Saint Dominic Academy to waive the \$100.00 business license fee for their 2017 Holiday Festival that is scheduled for November 4<sup>th</sup>, 2017.

Motion was made by Councilor Pross and seconded by Councilor Walker for passage.

Passage 7-0.

**IN COUNCIL REGULAR MEETING JUNE 19, 2017 VOL. 35 PAGE 47**

**6. Order 52-06192017**

Approving the Mass Gathering Permit for the Liberty Festival to be held July 4, 2017 (rain date July 5, 2017). Public hearing.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

Passage 7-0.

**7. Order 53-06192017**

Approving the 477 Minot Avenue TIF request. Public hearing.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

Passage 7-0.

**8. Order 54-06192017**

Adopting the Creative Crosswalks Policy.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Public comment – Larry Pelletier, 129 Second Street stated that he likes this concept but would like there to be a commitment to maintain the crosswalks so they don't begin to look like street graffiti.

Passage 6-1 (Councilor Stone opposed).

**9. Order 55-06192017**

Funding the New Auburn Village Improvement.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

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

**VII. Reports**

**Mayor LaBonté** – reported on the Build Maine conference and thanked Brian Soucy who helped to set up for the recording and thanked all who attended and were involved. He thanked Councilor Burns, Councilor Pross, and Councilor Lee for showing up and taking part of the Pride festival. He reported on the Fit Fest, and thanked Councilors Pross and Lee for their involvement. He also commented on the Auburn Public Library auction and thanked community businesses for their donations and to those who bid on those items. He also

**IN COUNCIL REGULAR MEETING JUNE 19, 2017 VOL. 35 PAGE 48**

reported that on Wednesday shortly after 5PM behind Festival Plaza there will be a guided paddling tour on the Androscoggin.

**Councilor Young** – reported that he spent last week in Birmingham, Alabama for the National Senior Games.

**Councilor Pross** – reported that he attended Build Maine conference and the Business to Business (B2B) trade show last week. He also reminded everyone of the upcoming Androscoggin Land Trusts Boats and Brews River Race.

**Councilor Stone** – reported that the Park Avenue and Hampshire Street projects are well under way. He also commented that he wants to be sure that people watching understand the impact on their property taxes with various cost drivers of the City and he went over the numbers for people in attendance and the viewers at home.

**Councilor Titus** – reported on Sunderland Neighborhood Watch Group, and the Water and Sewer Boards that he sits on. He also asked about the marijuana grow operations and regulations and what kind of progress is being made.

**Councilor Lee** – commented that he was appreciative of the Clerk and election staff for their efforts on Election Day noting that he was disappointed on the low voter turnout.

**Councilor Walker** – announced that the Neighborhood Watch meeting will be held on the 22<sup>nd</sup> of this month, the United New Auburn Association will meet next Tuesday at Rolly's Diner, and tomorrow night at CMCC a meeting will be held at 5:30 PM. It is sponsored by the Chamber of Commerce and is regarding the possible merger of the two cities (Auburn and Lewiston) and he encouraged the public to please attend the meeting whether they are for or against the merger.

**Councilor Burns** – thanked those who attended the LA Pride Festival and those who helped to organize that. He also thanked the Clerk's staff for another smoothly run election adding that he too was disappointed in the low voter turnout. He went on to report that the Appointment Committee met earlier tonight and the recommendations will be before the full Council at the next meeting (July 10<sup>th</sup>). The next Appointment Committee meeting will be held on 8/21/2017. Lastly, he reported on the ELHS Building Committee meeting that was held last week.

**City Manager Report** – he mentioned that he met with Sid Hazelton, Superintendent of the Auburn Water and Sewer District, today to continue their ongoing dialogue and they are keeping the communication lines open. He reported on the Marijuana issues noting that Acting Assistant City Manager, John Bubier, has been working on that issue. Updates will be provided in the near future. He thanked the Clerk staff and election workers for their efforts with the election. He thanked Jill Eastman, John Bubier, and Department Directors for all of the work on the budget. He talked about sports tourism, and staff is working on a marketing plan. He also commented on a new initiative which is a monthly initiative report and he thanked staff and Executive Assistant Karen Veilleux for putting the finishing touches on it.

**Finance Director, Jill Eastman** – May 2017 Monthly Finance Report

#### **IN COUNCIL REGULAR MEETING JUNE 19, 2017 VOL. 35 PAGE 49**

Motion was made by Councilor Burns and seconded by Councilor Walker to accept and place on file the May 2017 Finance Report. Passage 7-0.

**VIII. Open Session** – Larry Pelletier, 129 Second Street, commented on the homelessness situation adding that we need to put a community wide effort along with Lewiston to try to reduce or eliminate homelessness.

Mamie Ney – Director of the Auburn Public Library reported that they just wrapped up third annual online auction. She also announced that they will be holding a book sale at the Library on Friday (from 4-6PM) and Saturday (from 9AM to 1PM) of this week.

**IX. Adjournment**

Motion was made by Councilor Stone and seconded by Councilor Titus to adjourn. Passage 7-0, time 8:40 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING JULY 10, 2017 VOL. 35 PAGE 50**

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

**III. Consent Items**

**10. Order 56-07102017\***

Confirming Chief Crowell's appointment of John W. Peterson as a Constable with firearm for the Auburn Police Department.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Passage 6-0.

**II. Minutes - June 19, 2017 Regular Council Meeting**

Motion was made by Councilor Stone and seconded by Councilor Burns to approve the minutes of the June 19, 2017 Council meeting. Passage 6-0.

**XI. Communications, Presentations and Recognitions**

**Proclamation - Summer Learning Day**

The Mayor declared July 13, 2017 as Summer Learning Day in Auburn.

The following individuals spoke:

Mamie Ney (Auburn Public Library Director), Fred Lidstone and Lisa Whitman (ELHS Summer Opportunities), Luci Merin (Community Learning Center), Michelle Gagne and Sue Dorris (Elementary Opportunities), Steve Wallace (YMCA), Lena Hann (Literacy Volunteers), Betsy Norcross Plourde (Promise Early Education Center), Amy Bocclair (Boys and Girls Club), Sabrina Best (Auburn Recreation Director), Debora Cleveland (Auburn Public Library), Chief of Police, Phil Crowell (PAL Center).

**XII. Open Session**

Charles Soule 135 Bartlett Street, Lewiston and a graduate of ELHS spoke about a summer program he attended years ago, and also asked if hard copies of the Joint Charter Commissions report and proposed Charter be available to the public adding that many do not have computers or prefer to read a hard copy rather than on the website.

Mamie Ney, Auburn Public Library Director, stated that both the Lewiston and Auburn Public Libraries have hard copies of the document available for the public to read.

**V. Unfinished Business - None**

**VI. New Business**

**1. Order 57-07102017**

Appointing Jennifer Kimble to serve on the Auburn Housing Authority with a term expiration of 10/01/2021.

**IN COUNCIL REGULAR MEETING JULY 10, 2017 VOL. 35 PAGE 51**

Motion was made by Councilor Lee and seconded by Councilor Burns for passage of Orders 57-07102017 through 61-07102017.

Public comment – no one from the public spoke.

Passage 6-0.

**2. Order 58-07102017**

Appointing Linda Wooten to serve on the Auburn Lewiston Advisory Cable TV Committee with a term expiration of 6/1/2019.

**3. Order 59-07102017**

Appointing the following to serve on the Complete Streets Committee; David Das and Jeremiah Bartlett, term expirations 1/1/2020, Dana Staples, term expiration 1/1/2019, Larry Pelletier, term expiration of 1/1/2018.

**4. Order 60-07102017**

Appointing the following to serve on the Conservation Commission; Benjamin Low and Johnna Flood, term expiration 6/1/2019, Rhyanna Larose, term expiration 6/1/2018.

**5. Order 61-07102017**

Appointing Chad Roberts to serve on the Lewiston Auburn Transit Committee (LATC), term expiration 7/1/2020.

**VII. Reports**

**Mayor LaBonte** – no report

**Councilor Young** – no report

**Councilor Pross** – reported on the World Refugee Day event that was held on June 29, 2017. He also wanted to acknowledge that there will be a discussion regarding voting locations that will take place at the 7/17/2017 Council workshop. He also reported that the School

Committee has been looking at expanding professional development for middle school and high school teachers. A formal committee will be set up to look at that in order to come up with a plan. Last, he reported that the School Committee had their first reading on the policy change that would adopt proficiency based diploma. The second reading is coming up on Wednesday.

**Councilor Stone** – provided an update on the Park Avenue and Hampshire Street projects, as well as the issue of the grass around the sidewalks not taking on Lake Street as a result of work that was done last year. He is working with staff on getting that fixed.

**Councilor Lee** – reported that he had a tour of the Food Joy organic farm in South Auburn. They've recently launched a new project called CSA Meal Kit. The food comes from their farm and is delivered to your home and is available to the Lewiston and Auburn area.

**Councilor Walker** - no report

#### **IN COUNCIL REGULAR MEETING JULY 10, 2017 VOL. 35 PAGE 52**

**Councilor Burns** - no report

**City Manager's Report** – he encouraged the Mayor and Councilors to let him know if there are workshop topics they would like to see on the agenda. He reported that he recently spoke to school Superintendent Katy Grondin regarding what is happening with increased funding (State). She hopes to receive word by the end of the month. Staff is working to address constituent concerns. He plans on working with Assistant City Manager, Denise Clavette when she begins her work here in Auburn, to formalize that process. He also reported on the status of the New Auburn development adding that staff continues to make progress.

**VIII. Open Session** - No one from the public spoke.

**IX. Executive Session** - Discussion regarding economic development, pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor Burns and seconded by Councilor Walker for passage. Passage 6-0. Time in 7:37 PM.

Council was declared out of executive session at 7:57 PM.

**X. Adjournment**

Motion was made by Councilor Lee and seconded by Councilor Burns to adjourn. All were in favor, time adjourned 7:57 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

#### **IN COUNCIL REGULAR MEETING JULY 17, 2017 VOL. 35 PAGE 53**

Motion was made by Councilor Burns and seconded by Councilor Walker to appoint Councilor Young as Mayor Pro Tempore in the absence of Mayor LaBonte. Passage 6-0-1 (Councilor Young abstained).

Mayor Pro Tempore Young called the meeting to order at 7:06 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Mayor LaBonte had an excused absence. All Councilors were present.

**8. Order 62-07172017\***

Acknowledging the receipt of the Joint Charter Commission report.

**9. Order 63-07172017\***

Setting the date for the Special Municipal Referendum Election for the proposed consolidation of the cities of Auburn and Lewiston for November 7, 2017.

Motion was made by Councilor Pross and seconded by Councilor Burns to remove Order 63-07172017 from the consent agenda and to take it up under new business. Motion failed 1-6 (Councilors Stone, Titus, Young, Lee, Walker, and Burns opposed).

Motion was made by Councilor Lee and seconded by Councilor Stone for passage of the consent items. Passage 7-0.

**II. Minutes - July 10, 2017 Regular Council Meeting**

Councilor Titus pointed out that the agenda indicated that the minutes to be approved were the minutes of the June 19, 2017 meeting, however the packet correctly included the minutes of the July 10, 2017 meeting. He also noted that there was an error in the minutes. It was noted that Councilor Young had an excused absence when it was actually Councilor Titus that had the excused absence and all other Councilors were present.

Motion was made by Councilor Burns and seconded by Councilor Walker to approve the minutes of the July 10, 2017 Council meeting with corrections.

Passage 7-0.

**X. Communications, Presentations and Recognitions - None**

**IV. Open Session – no one from the public spoke.**

**V. Unfinished Business - None**

**VI. New Business - None**

**VII. Reports**

**City Councilors' Reports**

**IN COUNCIL REGULAR MEETING JULY 17, 2017 VOL. 35 PAGE 54**

**Councilor Pross** – reported on last week's School Committee meeting and the discussion that was held regarding the committee that is going to be established to discuss

professional development time for the middle school and high school teachers. The goal of the Committee is to report back to the School Committee by November 1st, 2017.

**Councilor Stone** – reported on an incident that happened Friday morning as he was heading to the golf course and came upon an intense fire on Hotel Road. Traffic was backed up and cars were changing direction and as he was changing direction, he was rammed in the rear of his car by another motorist. He called 9.1.1 and he was amazed at the response time and how they were able to keep it all together. He gave kudos to the Auburn Police, and Auburn Fire Departments as well as 9.1.1 dispatch, adding that our public servants do a fantastic job.

**Councilor Titus** – reported that there is a Sewer District meeting tomorrow at 4:00 PM, at the District. The Auburn Water District is meeting on Wednesday at 4:00 PM and on 8/1/17 the Sunderland Drive Neighborhood Watch Group is meeting at Sam’s on Court Street at 6:00 PM.

**Councilor Young** – reported that on this coming Sunday he will be running in Emily’s Run. He also noted that they are down a photographer and they are trying to find a replacement.

**Councilor Lee** – reported that he had the pleasure of announcing several games of the under 13 Babe Ruth tournament where Auburn was also competing. Auburn made it to the finals but lost to Tri County adding that it was a great event and lots of fun.

**Councilor Walker** – reported that the United New Auburn Association will be meeting on Tuesday, July 25th at 6:00 PM at Rolly’s Diner. The City Manager will be the guest speaker. On July 27<sup>th</sup> at 6:30 PM the Neighborhood Watch Group will be meeting at the Sixth Street Congregational Church. He also announced that he turned in his nomination papers for Ward 5 City Council, they’ve been certified and he will be on the ballot for the Ward 5 Council seat again this year.

**Councilor Burns** – reported that this past Saturday was the Maine Shrine Lobster Bowl, where one ELHS student, Tyler Blanchard was chosen to represent Auburn and was elected to be one of the co-captains of the eastern squad. He wanted to thank Tyler and all of the players and residents who attended for their support to this great cause.

**City Manager Report** – recognized the new Assistant City Manager, Denise Clavette, whose first day with the City was today. He also wanted to recognize John Bubier again, for his involvement and for all of the work he has done. He added that he will be here a little longer during the transition. He also reported that he will be attending the School Building Committee meeting scheduled for tomorrow morning.

**VIII. Open Session** – no one from the public spoke.

**IN COUNCIL REGULAR MEETING JULY 17, 2017 VOL. 35 PAGE 55**

**IX. Executive Session**



Discussion regarding economic development, pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor Stone and seconded by Councilor Walker to enter into executive session. Passage 7-0. Time 7:23 PM.

Council was declared out of executive session at 8:01 PM.

Discussion regarding labor negotiations, pursuant to 1 M.R.S.A. §405(6)(D).

Motion was made by Councilor Pross and seconded by Councilor Lee to enter into executive session. Passage 6-0 (Councilor stone was not in the room at the time of the vote). Time 8:01 PM.

Council was declared out of executive session at 8:53 PM.

#### **X. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Pross to adjourn. Passage 7-0. Time 8:53 PM.

A TRUE COPY

ATTEST \_\_\_\_\_

Susan Clements-Dallaire, City Clerk

#### **IN COUNCIL REGULAR MEETING AUGUST 7, 2017 VOL. 35 PAGE 56**

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

#### **IV. Consent Items**

##### **6. Order 64-08072017\***

Accepting the transfer of \$2,933.00 forfeiture assets in U.S. Currency to the Auburn Police Department (Unified Criminal Court Docket No. CR-17-1566 Justin St. Pierre).

##### **7. Order 65-08072017\***

Accepting the transfer of \$912.20 forfeiture assets in U.S. Currency to the Auburn Police Department (Unified Criminal Court Docket No. CR-17-141 Donna Marie Pagnani).

##### **8. Order 66-08072017\***

Confirming Chief Crowell's appointments of Tyler A.P. Barnies and David P. Morin as Constables with firearm for the Auburn Police Department.

Motion was made by Councilor Titus and seconded by Councilor Walker and to move consent items 64-08072017 and 65-08072017 to new business. Passage 7-0.

Motion was made by Councilor Titus and seconded by Councilor Lee for passage of the remaining consent item (Order 66-08072017). Passage 7-0.

## II. Minutes

- July 17, 2017 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to approve the minutes of the July 17, 2017 Council meeting. Passage 7-0.

## XIII. Communications, Presentations and Recognitions

- **Proclamation** – Children’s Cancer Awareness Month – Kerri Childs and her son Chance reached out to Mayor LaBonte and city staff in an effort to raise awareness and to proclaim September as Children’s Cancer Awareness month in Auburn. She reached out on behalf of Hailey Steward who has been battling cancer. Kerri and Chance have been helping Hailey and her mom Tabaitha with their effort for the State of Maine to “Go Gold” and to raise childhood cancer awareness. Tabaitha Steward has a facebook page where more information can be found including a video.

Kailie Sullivan, Youth and Family Services Coordinator for the Dempsey Center was also invited to attend. She spoke about childhood cancer and some of the services provided at the Dempsey Center.

- **Presentation** – Auburn Student, Elliot Dowd was recognized for his efforts when he reached out to the CEO of NET Sports group about the poor condition of the playground at Washburn School. After receiving a letter from Elliot, NET Sports group agreed to donate \$100,000 toward the artificial turf for the playground field.
- **Communication** – A Community Meeting with residents of Taylor Pond and the Auburn Fire Department will be held on Tuesday, August 22, 2017 at 6:00 PM in Council Chambers. Other residents are invited to attend as well.

## IN COUNCIL REGULAR MEETING AUGUST 7, 2017 VOL. 35 PAGE 57

- **Recognition – John Bubier.** The Mayor and City Manager wanted to recognize John Bubier for his assistance during his temporary position with the City. He served as Acting Assistant City Manager and Acting City Manager. Tonight is his last Auburn City Council meeting. His last day in Auburn will be August 11, 2017.

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

Mamie Anthoine Ney, Auburn Public Library Director reminded everyone that on 8/21/2017 there will be a solar eclipse adding that eclipse glasses are still available at the library.

Audrey Tripp, 40 Merrow Road thanked the Council for working with them and allowing them to keep their goats. As a token of their appreciation to the City of Auburn, she presented an award that they had special made (a goat trophy).

## V. Unfinished Business - None

## VI. New Business

**Order 64-08072017\* and Order 65-08072017\* which were removed from the consent agenda;**

**Order 64-08072017\***

Accepting the transfer of \$2,933.00 forfeiture assets in U.S. Currency to the Auburn Police Department (Unified Criminal Court Docket No. CR-17-1566 Justin St. Pierre).

**Order 65-08072017\***

Accepting the transfer of \$912.20 forfeiture assets in U.S. Currency to the Auburn Police Department (Unified Criminal Court Docket No. CR-17-141 Donna Marie Pagnani).

Motion was made by Councilor Burns and seconded by Councilor Walker for passage of Orders 64-08072017 and 65-08072017.

Passage 5-2 (Councilors Burns and Lee opposed).

**1. Order 67-08072017**

Authorizing the City Manager to execute the Collective Bargaining Agreement with Teamster Local 340 for 07/01/2017 through 06/30/2020.

Motion was made by Councilor Stone and seconded by Councilor Burns for passage.

Public comment – no one from the public spoke.

Passage 7-0.

**2. Order 68-08072017**

Approving the request to waive the \$50 fee for the Team McKesson Flea Market fundraiser for the Dempsey Center.

**IN COUNCIL REGULAR MEETING AUGUST 7, 2017 VOL. 35 PAGE 58**

Motion was made by Councilor Titus and seconded by Councilor Pross for passage.

Motion failed 3-4 (Councilors Burns, Lee, Pross, and Titus opposed).

**3. Ordinance 07-08072017**

Adopting the proposed food sovereignty ordinance. First reading.

Motion was made by Councilor Lee and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

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

**4. Order 69-08072017**

Authorizing \$110,000 in Home funds to be reserved for the 477 Minot Avenue workforce housing project.

Motion was made by Councilor Lee and seconded by Councilor Burns for passage.

Public comment – no one from the public spoke.

Passage 7-0.

**5. Order 70-08072017**

Directing staff to schedule the First Reading and Public Hearing for the attached Draft Recreational Planned Unit Development Ordinance for an upcoming Council meeting, with options to address public comments.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Passage 7-0.

Motion was made by Councilor Stone and seconded by Councilor Walker to suspend the rules and add Order 71-08072017 to the agenda. Passage 6-1 (Councilor Titus opposed).

Motion was made by Councilor Stone and seconded by Councilor Walker for passage of Order 71-08072017.

*Authorizing the City Manager and the Assistant City Manager to execute an asset purchase agreement for concessions restaurant equipment itemized in an inventory list received by City Staff for the total purchase price of \$90,000; and that the City Manager and Assistant City Manager be authorized to grant an option for Slap Shot, LLC, to purchase the same equipment from the City at fair market value, in the event the City's master lease for Norway Savings Bank Arena should terminate for reasons **other** than the City exercising its option to purchase the Arena.*

Public comment – no one from the public spoke.

Passage 6-1 (Councilor Titus opposed).

**VII. Reports**

**IN COUNCIL REGULAR MEETING AUGUST 7, 2017 VOL. 35 PAGE 59**

**Mayor's Report** – no report

**Councilor Young** – Reminded residents that the Great Falls Balloon Festival is going to be held the weekend of August 19, 2017 and the Androscoggin Historical Society will be opening up the Knight House and will have a program for children.

**Councilor Pross** – Reported that on August 12, 2017, the Androscoggin Land Trust will be hosting the annual river clean up event. More info can be found on the Androscoggin Land Trust's website [www.androscogginlandtrust.org](http://www.androscogginlandtrust.org). He also reported on the School Committee meeting and the committee that is being formed that will discuss professional development time for middle and high school teachers.

**Councilor Stone** – reported on the Airport Board meeting. They received a \$645,000 grant from the FAA to maintain the taxi way. He reported on an event they held called Campers Weekend. He also reported on the rail study group. They are looking at an expansion of passenger rail service to Auburn/Lewiston.

**Councilor Titus** – reported that he had attended the National Night Out event and said that he had a great time and it was a fabulous event. He reported that the Sewer District meeting was scheduled for August 15, 2017 and the Water District meetings will be held on the 16<sup>th</sup>.

**Councilor Lee** – echoed councilor Titus’ sentiments on the National Night Out event and thanked the Police Department. He said after the event, he met some folks out that were from out of state who had the best impression of our community adding that it was a good reflection on our community.

**Councilor Walker** – reported that channel 13 just covered the story about the goats, and he thanked the City Manager for making it happen. He thanked National Night Out organizers. He thanked everyone that came out for the yard sale at Rolly’s parking lot and thanked all that donated to the COLAC. Over \$225 was raised.

**Councilor Burns** – no report

**City Manager Report** – he deferred the first item to the Mayor who reported on the status of the Lower Barker Mill Dam relicensing. Eric Cousens has been the staff lead on this project. He asked if Council was interested in having a workshop to discuss the status of the program and he is looking for support to file as an intervener.

The City Manager reported that he and the Assistant City Manager, Denise Clavette attended the national night out adding that it was a nice and well organized event that was well attended. He also reported that there would be a City Council workshop on Wednesday, September 13<sup>th</sup> at 5:30 to 8:30 PM to develop the workplan for FY2018. The meeting will be facilitated by Craig Freshley. There will also be a workshop on October 12, 2017 from 5:30 PM to 8:30 PM with the Fire Department to discuss overtime.

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

No one from the public spoke .

## **IN COUNCIL REGULAR MEETING AUGUST 7, 2017 VOL. 35 PAGE 60**

### **IX. Executive Session**

- A. Executive Session: Real Estate discussion, pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor Titus and seconded by Councilor walker to enter into executive session regarding a real estate discussion, pursuant to 1 M.R.S.A. §405(6)(C).

Passage 7-0, time 8:17 P.M.

Council was declared out of executive session at 8:41 P.M.

- B. Executive Session: Economic Development discussion (Kassbehrer), pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor Titus and seconded by Councilor Walker to enter into executive session regarding economic development, pursuant to 1 M.R.S.A. §405(6)(C).

Passage 6-0 (Councilor Stone was not in the room for the vote), time 8:42 P.M.

Council was declared out of executive session at 9:01 P.M.

- C. Executive Session: Economic Development discussion (Income Utilization), pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor Titus and seconded by Councilor Pross to enter into executive session regarding economic development, pursuant to 1 M.R.S.A. §405(6)(C).

Passage 4-0-1 (Councilor Lee abstained, Councilors Stone and Walker were not in the room for the vote), time 9:02 P.M.

Council was declared out of executive session at 9:23 P.M.

**X. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Titus to adjourn.  
Passage 4-0-3 (Councilors Young, Stone, and Walker were not in the room for the vote).  
Time adjourned 9:24 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING AUGUST 21, 2017 VOL. 35 PAGE 61**

Motion was made by Councilor Stone and seconded by Councilor Burns to appoint Councilor Young as Mayor Pro Tempore in the absence of Mayor LaBonte. Passage 5-0-1 (Councilor Young abstained), Councilor Pross had an excused absence.

Mayor Pro Tempore Young called the meeting to order at 7:04 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Mayor LaBonte and Councilor Pross both had excused absences. All other Councilors were present.

**10. Order 72-08212017\***

Setting the time to open the polls at 7:00 A.M. for the November 7, 2017 Election.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Passage 6-0.

**II. Minutes - August 7, 2017 Regular Council Meeting**

Motion was made by Councilor Burns and seconded by Councilor Walker to approve the minutes of the August 7, 2017 Council meeting. Passage 6-0.

**XI. Communications, Presentations and Recognitions**

The City Manager introduced and welcomed Jody Durisko, the new Executive Assistant to the City Manager.

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

Joe Gray, Sopers Mill Road had questions regarding the school subsidy.

**V. Unfinished Business**

**6. Ordinance 07-08072017**

Adopting the proposed food sovereignty ordinance (Chapter 14, Article II, Sec. 14-50). Public hearing and second reading.

Motion was made by Councilor Lee and seconded by Councilor Burns for passage.

Public hearing - Kathy Shaw, Sopers Mill Road, also a farmer and owner of the Four Seasons Market in New Auburn spoke in support of the proposed ordinance amendment.

Dan Herrick, Hatch Road provided clarification on the inspection process and spoke in favor of the proposed ordinance.

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

**IN COUNCIL REGULAR MEETING AUGUST 21, 2017 VOL. 35 PAGE 62**

**VI. New Business**

**7. Order 73-08212017**

Authorizing the City Clerk to place the proposed consolidation agreement and charter question on the November 7, 2017 ballot as recommended by the Joint Charter Commission.

Motion was made by Councilor Titus and seconded by Councilor Burns for passage.

Motion was made by Councilor Stone and seconded by Councilor Walker to amend the language to read “Do you approve the Consolidation Agreement as recommended by the Lewiston Auburn Joint Charter Commission which would result in the merger of the Cities of Auburn and Lewiston?” Motion failed 2-4 (Councilors Titus, Lee, Young, and Burns opposed).

Public comment – no one from the public spoke.

Passage of the original motion 4-2 (Councilors Walker and Stone opposed).

**8. Ordinance 08-08212017**

Adopting the Recreational Planned Unit Development Ordinance Amendments (Chapter 60, Article IV, Division 10, Sec. 60-359 through Sec. 60-361, Sec. 60-359

through Sec. 60-361, Sec. 60-382 through Sec. 60-389, Sec. 60-421, and Sec. 60-2).  
First reading.

Motion was made by Councilor Burns and seconded by Councilor Titus for passage.

Public comment – Robert Shaw, West Shore Road and also owns property on Young’s Corner Road referenced a sun journal article that was in Saturday’s newspaper in regards to this issue. He said he is in favor of hotel and condominium development in the Lost Valley and golf course areas but has been hearing about industrial projects that may come about in those areas and has concerns with that.

Barbara Mitchell, West Shore Road said that between the two watersheds doesn’t seem to be the best place for development. She said that she doesn’t see Lost Valley benefitting from condos or hotels since it is not like Sugarloaf or Sunday River adding that traffic is bad in that area already.

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

**9. Ordinance 09-08212017**

Amending the Auburn Zone Map from General Business (GB) to Traditional Downtown Center (T-5.1) for certain properties in the Troy Street area. First reading.

Motion was made by Councilor Burns seconded by Councilor Walker for passage.

**IN COUNCIL REGULAR MEETING AUGUST 21, 2017 VOL. 35 PAGE 63**

Public comment – no one from the public spoke.

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

**VII. Reports**

**City Councilors’ Reports**

**Councilor Stone** – no report

**Councilor Titus** – no report

**Councilor Young** – reported on the open house at Knight House last weekend noting that a link was sent to facebook page of the city website.

**Councilor Lee** - thanked Auburn Public Library Director, Mamie Ney and the Auburn Public Library staff for hosting the Solar Eclipse event. He also reported that he participated in the Androscoggin Land Trust’s river clean up event adding that he would like to see them done more frequently.

**Councilor Walker** – no report



**Councilor Burns** - reported on the ELHS Building Committee meeting that was held last week and the Appointment Committee meeting that was held earlier this afternoon to make their Board and Committee nominations adding that they still have outstanding vacancies to fill. He encouraged residents to apply if they have an interest.

**City Manager Report** – reported that there is going to be a public discussion on the school subsidy September 11<sup>th</sup>. He also reported that he met with the Ethics committee and they've expressed an interest in coming before the Council at some point to talk about what they are doing. He noted that there is going to be a City Council workshop on September 13<sup>th</sup> from 5:30 to 8:30 to work on developing a work plan for FY2018. Another workshop is scheduled for October 12<sup>th</sup> to discuss Fire Department overtime issues. Last, he reported on the Recreation Department's Summer Festival that took place over the weekend adding that it was a successful event.

**Finance Director, Jill Eastman** – June and July 2017 Monthly Finance Reports

Motion was made by Councilor Burns and seconded by Councilor Walker to accept and place on file the June and July 2017 monthly finance reports.

Passage 6-0.

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

## **IN COUNCIL REGULAR MEETING AUGUST 21, 2017 VOL. 35 PAGE 64**

Joe Gray, Sopers Mill Road, clarified that the Food Sovereignty Ordinance that passed goes into effect in 5 days on the City side but not until November on the State side.

Dan Herrick, Hatch Road spoke on the new crosswalk that makes a beeping noise. He would like to see the volume of that turned down a bit.

## **IX. Executive Session**

Executive session regarding a real estate matter, pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor Burns and seconded by Councilor Walker.

Passage 6-0, time 8:08 PM.

Council was declared out of executive session at 8:36 PM.

Executive session regarding a personnel matter, pursuant to 1 M.R.S.A. §405(6)(C).

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

Passage 5-0 (Councilor Lee was not in the room for the vote), time 8:37 PM.

Council was declared out of executive session at 9:04 PM.

**X. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Lee to adjourn. Passage 4-0 (Councilors Titus and Stone were out of the room). Time 9:04 PM.

A TRUE COPY

ATTEST \_\_\_\_\_

Susan Clements-Dallaire, City Clerk

**IN COUNCIL SPECIAL MEETING AUGUST 31, 2017 VOL. 35 PAGE 65**

Motion was made by Councilor Stone and seconded by Councilor Walker to appoint Councilor Young to serve as Mayor Pro Tempore in the absence of Mayor LaBonté. Passage 5-0 (Councilors Burns and Titus were absent).

Mayor Pro Tempore Young called the meeting to order at 5:37 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Mayor LaBonte and Councilors Burns and Titus both had excused absences. All other Councilors were present.

**I. Executive Session - Real Estate discussion, pursuant to 1 M.R.S.A. §405(6)(C).**

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

Passage 4-1 (Councilor Lee opposed). Time in 5:38 PM.

Council was declared out of Executive Session at 6:02 PM.

**II. New Business**

**1. Order 74-08312017**

Authorizing the City Manager to execute a purchase and sales agreement for a City owned property, PID #240-212, and a portion of Troy Street Right of Way if vacated at a future date.

Public comment - Dana Staples, Greenfield Drive, spoke of his concern with having a special meeting with three days notice. Asked why a meeting was being held on a Thursday night.

Dan Herrick, Hatch Road, agreed with statements made by Dana Staples. Commented that the purchase should have been handled before and asked when tax acquired properties had been made available to the public for sale.

Joe Gray, Sopers Mill Road, commented on the proposed purchase price and lack of transparency from the Council in regards to details of the proposed deal.

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

Passage 4-1 (Councilor Lee opposed).

### **III. Adjournment**

Motion was made by Councilor Lee and seconded by Councilor Stone to adjourn, all were in favor. Adjourned at 6:56 PM.

A TRUE COPY

ATTEST \_\_\_\_\_

Kelsey L. Earle, Deputy City Clerk

### **IN COUNCIL REGULAR MEETING SEPTEMBER 11, 2017 VOL. 35 PAGE 66**

Mayor LaBonté called the meeting to order at 7:07 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag and a moment of silence in recognition of the 9/11 victims. All Councilors were present.

- V. Consent Items** – All items listed with an asterisk (\*) are considered as routine and will be approved in one motion. There will be no separate discussion of these items unless a Councilor or citizen so requests. If requested, the item will be removed from the consent agenda and considered in the order it appears on the agenda.
- 1. Order 75-09112017\***  
Approving the temporary sign request for Saint Dominic Academy's Annual Holiday Festival.
  - 2. Order 76-09112017\***  
Appointing Assistant City Manager Denise Clavette as the alternate member of the Maine Municipal Association's Legislative Policy Committee.
  - 3. Order 77-09112017\***  
Approving the renewal of the Auto Graveyard/Junkyard permit for M & P Auto located at 227 Merrow Road.
  - 4. Order 78-09112017\***  
Approving the renewal of the Auto Graveyard/Junkyard permit for Randy's Auto Parts located at 899 Broad Street.
  - 5. Order 79-09112017\***  
Approving the renewal of the Auto Graveyard/Junkyard permit for Prolerized New England Company, LLC located at 522 Washington St. N.
  - 6. Order 80-09112017\***  
Approving the renewal of the Auto Graveyard/Junkyard permit for Isadore T. Miller Co., a Division of Schnitzer NE located at 78 & 80 Hotel Road.
  - 7. Order 81-09112017\***

Approving the renewal of the Auto Graveyard/Junkyard permit for Don's No Preference Towing, DBA Morris Auto Parts & Sales, located at 940 Washington St. N.

**8. Order 82-09112017\***

Approving the renewal of the Auto Graveyard/Junkyard permit for Ty Auto, located at 249 Merrow Road.

Motion was made by Councilor Titus and Seconded by Councilor Pross to approve all consent items with the exception of Order 81-09112017 which would be moved to new business.

Passage 7-0.

**IN COUNCIL REGULAR MEETING SEPTEMBER 11, 2017 VOL. 35 PAGE 67**

**II. Minutes**

August 21, 2017 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the minutes of the August 21, 2017 Council meeting. Passage 6-0-1 (Councilor Pross abstained because he was not present at that meeting).

August 31, 2017 Special Council Meeting

Motion was made by Councilor Pross and seconded by Councilor Walker to accept the minutes of the August 31, 2017 Council meeting. Passage 5-0-2 (Councilor Burns and Titus abstained because they were not present for that meeting).

**XV. Communications, Presentations and Recognitions**

**Proclamation** - Lakes & Mountains Area Walk to End Alzheimer's on September 16th, 2017

Donna Manson, volunteer for the Alzheimer's Association spoke and challenged everyone in the room to join on the 2017 walk.

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

Dan Herrick, 470 Hatch Road, commented on the planning and permitting department, and union employees.

Robert Shaw, 165 West Shore Drive regarding a special text amendment that passed recently that allowed for industrial business to be located on the Youngs Corner Road and Lost Valley Road. He said he was surprised and disappointed by this special text amendment and would like it to be reviewed.

Brad White, 14 Elm Street, spoke in regards to Fire Department inspections.

**V. Unfinished Business**

**10. Ordinance 08-08212017**

Adopting the Recreational Planned Unit Development Ordinance Amendments (Chapter 60, Article IV, Division 10, Sec. 60-359 through Sec. 60-361, Sec. 60-359 through Sec. 60-361, Sec. 60-382 through Sec. 60-389, Sec. 60-421, and Sec. 60-2). Public hearing and second reading.

Motion was made by Councilor Pross and seconded by Councilor Burns for passage.

Public hearing - Rita May Morin, 150 Sopers Mill Road, opposed to the proposed ordinance, and asked why a proposed zone change is being considered before the Ag study is done.

**IN COUNCIL REGULAR MEETING SEPTEMBER 11, 2017 VOL. 35 PAGE 68**

Kelly McGovern Shaw, 165 West Shore Road, spoke in opposition to the proposed zone change noting that it seems like this is more about commercial development. She voiced her concerns about the Taylor Pond watershed which she said may be negatively impacted by commercial development.

Jason Levesque, 205 Youngs Corner Road spoke in favor of this proposed amendment stating that it's time to move Auburn forward.

Jan Philips, 173 West Shore Road, stated that she is strongly opposed to the proposed amendment and allowing commercial zoning and any special exceptions that permit industrial manufacturing maintenance at Lost Valley.

Ray Cote, Penley Corner Road spoke in opposition of the proposed amendment stating that he is concerned about more traffic and the possibility that other developments could come in.

Barbara Mitchell, 179 West Shore Road, asked for someone to define "commercial" as it applies to this proposed amendment. She said that she is a supporter of recreation in Auburn but does not support the inclusion of commercial development in the recreational and residential areas in Auburn.

Resident of 736 South Witham Road stated that some things we may pay for in the future are not worth the cost now. She said that she relies on a lot of environmental factors to successfully farm and growth and progress have different meaning for her.

Linda Walbridge, said that she thinks we should slow this thing down before moving forward on it.

Leslie Burns, 419 Sopers Mill Road stated that she and her partner bought their dream home here in Auburn and now people are talking about changing everything about it that they love. She feels that this is being pushed through without the proper protocol.

Albert Bergen, 469 Sopers Mill Road, said he is concerned about what this type of zoning change can do to property taxes and what will happen to property values. He said that he also shares the same concerns voiced by others adding that he is opposed to the proposed amendment.

Virginia Levasseur, 177 Sopers Mill Road, said she has been in their home for 53 years and said that she would like it to remain the AG zone. She also spoke about some clear cutting that was going on in her neighborhood.

Rudy Wing, said that he sold his home on Allen Avenue and bought the Penley Corner Church in hopes to use it as a learning center. He bought it in fire condition and found it was a struggle to work on it between what was needed for permits, regulations, and costs, adding that it has been fifteen years in process. He urged councilors to start listening to the people in the community.

## **IN COUNCIL REGULAR MEETING SEPTEMBER 11, 2017 VOL. 35 PAGE 69**

Motion was made by Councilor Lee and seconded by Councilor Titus to table indefinitely.

Motion failed 2-5 (Councilors Young, Pross, Stone, Walker, and Burns opposed).

Passage of original motion 5-2 (Councilors Lee and Titus opposed). A roll call vote was taken.

### **11. Ordinance 09-08212017**

Amending the Auburn Zone Map from General Business (GB) to Traditional Downtown Center (T-5.1) for certain properties in the Troy Street area. Public hearing and second reading.

Motion was made by Councilor Pross and seconded by Councilor Burns for passage.

Public hearing – no one from the public spoke.

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

## **VI. New Business**

### **Order 81-09112017** (moved from the consent agenda).

Motion was made by Councilor Titus and seconded by Councilor Burns to postpone until 9/18/2017. Passage 4-2-1 (Councilors Young and Walker opposed, Councilor Pross abstained).

### **12. Order 83-09112017**

Appointing Gilda Berube and Danelle Martel to serve on the Auburn Housing Authority, each with a term expiration of 10/1/2022.

Motion was made by Councilor Burns and seconded by Councilor for passage of Orders 83-09112017, 84-09112017, 85-09112017, 86-09112017, and 87-09112017.

Public comment – no one from the public spoke.

Passage 7-0.

**13. Order 84-09112017**

Appointing Levi Gervais to serve as a full member on the Board of Assessment with a term expiration of 10/01/2022.

**14. Order 85-09112017**

Appointing Dana Bonenfant and Christopher Brann to serve on the Community Development Block Grant (CDBG) Loan Committee with term expirations of 10/1/2020.

**15. Order 86-09112017**

Appointing Maurice Keene to serve on the Conservation Commission with a term expiration of 6/1/2020.

**IN COUNCIL REGULAR MEETING SEPTEMBER 11, 2017 VOL. 35 PAGE 70**

**16. Order 87-09112017**

Appointing Timothy Cogle, Howard Fogle, and Belinda Gerry to the Parks and Recreation Advisory Board, each with a term expiration of 10/1/2019.

**17. Order 88-09112017**

Approving a 20 year extension of rights to certain paper streets.

Motion was made by Councilor Burns and seconded by Councilor Lee for passage.

Public comment – no one from the public spoke.

Passage 7-0.

**18. Ordinance 10-09112017**

Adopting a zoning ordinance text amendment to Article IV District Regulations, Division 2. Agriculture and Resource Protection District, Section 6-145 Use Regulations, (b) Special Exceptions (16), to allow Kennels as a Special Exception in the Agricultural and Resource Protection Zone. Public hearing and first reading.

Motion was made by Councilor Pross and seconded by Councilor Titus for passage.

Public hearing – no one from the public spoke.

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

**VII. Reports**

**Mayor LaBonte** – no report

**Councilor Young** – reported that Councilor Pross did a great job on his ½ marathon.

**Councilor Pross** – no report

**Councilor Stone** – no report

**Councilor Titus** – no report

**Councilor Lee** – no report

**Councilor Burns** – no report

**Councilor Walker** – no report

**City Manager Report** – reported that Public Works received good news, they received accreditation, the first in the state of Maine.

**IN COUNCIL REGULAR MEETING SEPTEMBER 11, 2017 VOL. 35 PAGE 71**

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

Joe Gray, Sopers Mill Road commented on the school subsidy item. He also reported on the \$600,000 in TIF money that is “sitting around”, he suggested that we fix art wall, and maintain projects. He thanked the Public Services department for their responsiveness on a particular matter, and he also commented on Council action on an ordinance amendment that passed earlier.

Mamie Anthoine Ney, Auburn Public Library Director, invited people to attend the debate on the proposed Lewiston Auburn consolidation to be held at the Auburn Public Library on Monday 9/25/17 from 6:00 to 7:30 PM at the Library. A debate will also be held at the Lewiston Public Library on 9/14/2017.

**IX. Executive Session** – discussion regarding a personnel issue, pursuant to 1 M.R.S.A. 405 (6)(a).

Motion was made by Councilor Burns and seconded by Councilor Walker to enter into executive session. Passage 7-0, time 9:04 PM.

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

**X. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Walker to adjourn. Passage 5-0 (Councilors Stone and Young were not in the room for the vote). Time 9:10 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk



## IN COUNCIL REGULAR MEETING SEPTEMBER 18, 2017 VOL. 35 PAGE 72

Mayor LaBonte called the meeting to order at 7:03 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

### I. **Consent agenda** - None

### II. **Minutes** - September 11, 2017 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Lee to accept the minutes of the September 11, 2017 Council meeting. Passage 6-0-1 (Councilor Walker was out of the room during the vote).

### XII. **Communications, Presentations and Recognitions**

- Communications - Charter Commission Responses to Public Hearing Comments

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

Melissa Dunn, said she is a tenants rights community organizer in Lewiston and Auburn, resident of 254 Blake Street, Lewiston. She stated she was here because of a complaint that she received from a tenant. She voiced some of her concerns regarding landlords that choose to remain absent and ignore their responsibilities as landlords. Some of the issues are lead paint, leaking roofs, pests, lack of smoke detectors, and some landlords are not disclosing information when the tenants move in. Heat and electricity is being turned off in some cases. She said there have been instances when tenants are reaching out to Code Enforcement without results. She urged that we be leaders in our community and please address these issues.

Dan Herrick, 470 Hatch Road, commented on the previous speaker's comments and his concerns regarding code enforcement.

### V. **Unfinished Business**

#### 19. **Ordinance 10-09112017**

Adopting a zoning ordinance text amendment to Article IV District Regulations, Division 2. Agriculture and Resource Protection District, Section 6-145 Use Regulations, (b) Special Exceptions (16), to allow Kennels as a Special Exception in the Agricultural and Resource Protection Zone. Second reading.

Motion was made by Councilor Lee and seconded by Councilor Stone for passage.

Public comment – no one from the public spoke.

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

#### 20. **Order 81-09112017**

**IN COUNCIL REGULAR MEETING SEPTEMBER 18, 2017 VOL. 35 PAGE 73**

Approving the renewal of the Auto Graveyard/Junkyard permit for Don's No Preference Towing, DBA Morris Auto Parts & Sales, located at 940 Washington St. N.

Motion was made by Councilor Burns and seconded by Councilor Stone for passage.

Public comment – no one from the public spoke.

Motion was made by Councilor Lee and seconded by Councilor Walker to amend the order to conditionally grant the license as long as the repairs are made to the satisfaction of the city by September 30, 2017.

Motion was made by Councilor Pross to postpone this item until the next Council meeting (October 2, 2017). Motion failed for lack of a second.

Passage of amendment 6 – 1 (Councilor Pross opposed).

Passage of order as amended 6-1 (Councilor Pross opposed).

Owner, Don St. Germaine, asked to comment. He said the fence has been repaired, adding that it was not 100% and never would be because the fence is getting old. He said their fence is in compliance with the federal guidelines. He added that there was federal money available for the city to buy the place out and close it if that is what they want to do. He added that he thought it would be a good place to have a substation for the Public Works Department.

**VI. New Business**

**21. Order 89-09182017**

Designating Robert Stone as the official Voting Delegate and Denise Clavette as the alternate Voting Delegate for Auburn to the Maine Municipal Association Annual Business Meeting scheduled for October 4, 2017.

Motion was made by Councilor Titus and seconded by Councilor Pross for passage.

Passage 7-0.

**22. Order 90-09182017**

Appointing Jody Durisko to the Lewiston Auburn Transit Committee (LATC).

Motion was made by Councilor Burns and seconded by Councilor Stone for passage.

Passage 7-0.

## VII. Reports

### IN COUNCIL REGULAR MEETING SEPTEMBER 18, 2017 VOL. 35 PAGE 74

**Mayor's Report** – reported on the follow up meeting with Northern New England Passenger Rail Authority (NNEPRA) regarding the passenger rail study.

**Councilor Young** – reported that his City Councilor, Adam Lee ran in the Bob Boucher race.

**Councilor Pross** – no report

**Councilor Stone** – reported that there is now a movement among committee members to hold the passenger rail meetings with NNEPRA that future meetings be held in Lewiston and Auburn.

**Councilor Titus** – commented on the workshop that was held last week with Craig Freshly in particular cooperation with the Water and Sewer District. He also noted that he hasn't seen anything relating to ordinances regarding recreational marijuana and is concerned about that.

**Councilor Lee** – no report.

**Councilor Walker** – reported that the United New Auburn Association will be meeting on September 26<sup>th</sup> at 6:00 PM at Rolly's Diner. Kim Taylor, Principal of Sherwood Heights School will be the guest speaker. Also, on September 28<sup>th</sup>, the Neighborhood Watch Group will be meeting at 6:30 PM at the Sixth Street Congregational Church. He invited the public to attend.

**Councilor Burns** – reminded everyone that the election season almost upon us, absentee ballots will be available soon.

**City Manager Report** – reported on tax acquired city property, noting that he attended a meeting with the staff committee. They will be meeting on a monthly basis to address those issues (tax acquired property and city owned property). He reported on the workplan, adding that he will be coming back to the Council with a report on that. He also provided an update on the marijuana issue. He said staff is working on this and he will be holding a Council workshop in the future on this issue.

**Finance Director, Jill Eastman** – August 2017 Monthly Finance Reports

Motion was made by Councilor Burns and seconded by Councilor Walker to accept and place on file the August 2017 Finance Report. Passage 7-0.

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

No one from the public spoke.

**IN COUNCIL REGULAR MEETING SEPTEMBER 18, 2017 VOL. 35 PAGE 75**

- IX. Executive Session** - Discussion regarding an Economic Development matter, pursuant to 1 M.R.S.A. §405(6)(C)

Motion was made by councilor Pross and seconded by Councilor Walker to enter into executive session. Passage 7-0. Time 7:55 PM.

Council was declared out of executive session at 8:23 PM.

- X. Adjournment**

Motion was made by Councilor Titus and seconded by Councilor Walker to adjourn. Passage. 6-0-1 (Councilor Stone was not in the room during the vote). Time 8:24 PM.

A TRUE COPY

ATTEST \_\_\_\_\_

Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING OCTOBER 2, 2017 VOL. 35 PAGE 76**

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

- VI. Consent Items** – None

- VII. Minutes** - September 18, 2017 Regular Council Meeting

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the minutes of the September 18, 2017 Council meeting. Passage 7-0.

**XVII. Communications, Presentations and Recognitions**

- **Proclamation** – Walk or Bike to School Day – October 4, 2017
- **Presentation** - Auburn Book Project author and winner of the 2017 Auburn Book Award, Ben Condit, was recognized for his achievement. Mayor LaBonté presented him with a key to the City. Ben and the finalists will share their books and receive awards at the Auburn Book Awards Celebration from 11 am to noon on Saturday, October 21, 2017, at the Auburn Public Library.
- **Communication** – Request from the Joint Charter Commission to conduct a second public hearing to consider amendments to the Lewiston Auburn Consolidation Agreement

## **XVIII. Open Session**

Larry Pelletier, 129 Second Street noted that he would like to see a student representative on the City Council and asked that we look into that.

Charles Morrison, 46 Lake Street, and Joint Charter Commission member commented on the request for a second public hearing due to some minor amendments that were made to the consolidation agreement.

Don St. Germaine, Don's No Preference Towing, DBA Morris Auto Parts spoke regarding the renewal of his Autograveyard/Junkyard permit.

### **V. Unfinished Business - none**

### **VI. New Business – none**

Motion was made by Councilor Burns and seconded by Councilor Lee to suspend the rules to add an item to the agenda. Passage 4-3 (Councilors Walker, Titus, and Stone opposed).

Motion was made by Councilor Burns and seconded by Councilor Pross to schedule a second public hearing on the proposed Lewiston Auburn consolidation agreement to be held on 10/16/2017. Motion failed 3-4 (Councilors Stone, Titus, Walker, and Lee opposed).

## **IN COUNCIL REGULAR MEETING OCTOBER 2, 2017 VOL. 35 PAGE 77**

### **VII. Reports**

**Mayor LaBonté** reported on a meeting he attended with the United Farmer Veteran's group, the Auburn Public Library's new logo, the Safe Voices vigil, the Mereda's Fall event, and the meeting with MDOT and staff and the St. Lawrence and Atlantic Railroad as well as the Lewiston Auburn Railroad where they talked about a reset in the relationship they have at the intermodal area along the Lewiston Auburn rail line and the St. Lawrence and Atlantic rail line through Auburn.

**Councilor Young** – no report.

**Councilor Pross** reported on the recent school committee meeting, where they discussed the proficiency-based diploma changes that are happening.

**Councilor Stone** thanked Mamie Ney and Library staff for hosting the Sun Journal sponsored forum on the proposed consolidation.

**Councilor Titus** reported that he attended the Western Avenue Neighborhood Watch Group meeting, and the Sunderland Drive watch group is meeting tomorrow night at Sam's on Court Street. He noted that speeding seems to be a hot topic and asked if the Complete Streets Committee could look into addressing the issue. He also reported on the

Water and Sewer District meetings adding that the Auburn Water and Sewer District hours will be changing to 7:30 AM - 4:00 PM in October.

**Councilor Lee** responded to Mr. Pelletier's comment during Open Session noting that our Charter provides that the Council may appoint non-voting student members.

**Councilor Walker** reported that the United New Auburn Association held their meeting last week, and it was brought to his attention that Councilors are not speaking into their microphones and he encouraged them to do remember to do so so that the people at home can hear what is being said. He also reported on Neighborhood Watch meeting adding that the group would like to invite Eric Samson, the Androscoggin County Sheriff to attend their next meeting. He also reminded everyone that there was one more consolidation debate scheduled for tomorrow night in Lewiston at 5 PM.

**Councilor Burns** – commented on the Edward Little Red Eddies football team who is currently sitting 5-0, one of two undefeated teams in the Class A conference in the State of Maine. He encouraged everyone to get out and support the Red Eddies at their game on Friday at Walton Field.

**City Manager** responded on the comments made by the person that spoke at the last council meeting regarding landlord/tenant situations. He also reported that Eric Cousens spoke at the State House a few days ago regarding recreational marijuana. Assistant City Manager, Denise Clavette and Executive Assistant to the Manager, Jody Durisko have both been working on this. He reported on the street light acquisition noting that they have been working on this and are looking into utilizing an RFQ. He also reported that

#### **IN COUNCIL REGULAR MEETING OCTOBER 2, 2017 VOL. 35 PAGE 78**

they are working on the continuing dialogue regarding the Auburn, Maine sustainability program and we will be coming back to the Council with that.

**VIII. Open Session** – No one from the public spoke.

#### **IX. Executive Session**

Executive session - economic development matter (income utilization), pursuant to 1 M.R.S.A. 405 (6)(C).

Motion was made by Councilor Pross and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A. 405 (6)(C). Passage 6-0-1 (Councilor Lee abstained), time 8:05 PM.

Council was declared out of executive session at 8:16 PM.

Executive session – economic development matter (OSPREY - CEA), pursuant to 1 M.R.S.A. 405 (6)(C).

Motion was made by Councilor Burns and seconded by Councilor Stone to enter into executive session pursuant to 1 M.R.S.A. 405 (6)(C). Passage 7-0, time 8:16 PM.

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

Executive session – economic development matter (land acquisition – Pan Am), pursuant to 1 M.R.S.A. 405 (6)(C). This was taken up during the workshop.

**X. Adjournment**

Motion was made by Councilor Titus and seconded by Councilor Pross to adjourn. Passage 5-0-2 (Walker and Stone out of room). Time 8:33 PM.

A True Copy.

ATTEST \_\_\_\_\_

Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING OCTOBER 16, 2017 VOL. 35 PAGE 79**

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.

**I. Consent agenda**

**1. Order 91-10162017\***

Accepting the grant that awarded by the Firehouse Subs Public Safety Foundation in the amount of \$16,150 for the purchase of a digital fire extinguisher training system.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Passage 7-0.

**II. Minutes - October 2, 2017 Regular Council Meeting**

Motion was made by Councilor Burns and seconded by Councilor Titus to accept the minutes of the October 2, 2017 Council meeting. Passage 7-0.

**XIII. Communications, Presentations and Recognitions**

- Proclamation and recognition – Extra Mile Day in Auburn, November 1, 2017  
Jason Paquin (staff member), Kathy Shaw, James and Debbie Pare (Auburn residents) were all recognized for going the extra mile.
- Communications – Workforce Innovation and Opportunity Act (WIOA)

**IV. Open Session – No one from the public spoke**

**V. Unfinished Business - None**

**VI. New Business**

**23. Order 92-10162017**

Approving the Liquor License application for AMDAG LLC, DBA Kristi's Cafe, a new business, located at 767 Minot Avenue. Public hearing.

Motion was made by Councilor Lee and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

Passage 7-0.

**24. Order 93-10162017**

Approving the Staying Home Rental Assistance Program Guidelines.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 7-0.

**IN COUNCIL REGULAR MEETING OCTOBER 16, 2017 VOL. 35 PAGE 80**

**25. Order 94-10162017**

Authorizing the City Manager to execute the Collective Bargaining Agreement between the City of Auburn and the Maine Association of Police Command Unit covering 7/1/2017 through 6/30/2020. *Council may enter into executive session, pursuant to 1 M.R.S.A. §405(6)(D)*

Motion was made by Councilor Stone and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 7-0.

**26. Ordinance 11-10162017**

Amending Chapter 24, Article II, Division 1, Sec. 24-23 of the General Assistance Ordinance Annual Adjustment of Maximum Benefits, Appendices A, B, C, and D effective 10/01/2017 to 9/30/2018. Public hearing and first reading.

Motion was made by Councilor Titus and seconded by Councilor Stone for passage.

Public hearing – no one from the public spoke.

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

**27. Ordinance 12-10162017**

Amending the General Assistance Ordinance Chapter 24, Article II, Division 1, Sec. 24-21 (d) *Information from other sources*; and Chapter 24, Article II, Division 4, Sub division II, Sec. 24-161 (\*) (h) *Determination of family members' ability to pay*. Public hearing and first reading.

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

Public hearing – no one from the public spoke.



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

**28. Order 95-10162017**

Authorizing Staff to proceed with the discontinuance of a section of the Troy Street Right of Way.

Motion was made by Councilor Titus and seconded by Councilor Walker.

Public comment – no one from the public spoke.

Motion was made by Councilor Lee second by Councilor Burns to postpone this item to the 11/6/2017 Council meeting. Passage 6-1 (Councilor Walker opposed).

**29. Order 96-10162017**

Authorizing \$110,000 in HOME funds be reserved for the Troy Street workforce housing project.

**IN COUNCIL REGULAR MEETING OCTOBER 16, 2017 VOL. 35 PAGE 81**

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

Public comment – no one from the public spoke.

Motion was made by Councilor Titus second by Councilor Lee to postpone this item to the 11/6/2017 Council meeting. Passage 4-3 (Councilors Walker, Young, and Burns opposed).

**30. Order 97-10162017**

Authorizing the City Manager to sign the Memorandum of Understanding between the City of Auburn and the Auburn Business Development Corporation.

Motion was made by Councilor Titus and seconded by Councilor Burns.

Motion was made by Councilor Stone second by Councilor Walker to postpone this item to the 11/6/2017 Council meeting. Passage 4-2-1 (Councilors Pross and Titus opposed, Councilor Lee abstained).

**31. Order 98-10162017**

Approving the renewal of the Auto Graveyard/Junkyard permit for Don's No Preference Towing, DBA Morris Auto Parts & Sales, located at 940 Washington St. N.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – Don St. Germaine, reported on the repairs made to the fence.

Passage 7-0.

**VII. Reports**

**Mayor LaBonté** – reported on the annual Walk and Bike to School Day, a meeting he attended at the Chamber of Commerce along with other organizations and developers to look at the opportunity in LA to look at a what is in Economic Development termed as a “Cluster” where industries have a strong presence and in this case, it was to look at the textile and shoe industries. He also reported on the Dempsey Challenge, he joined city staff at Auburn Manufacturing where Kathie Leonard, CEO was given a statewide award for manufacturing excellence, Safe Voices 40<sup>th</sup> Anniversary awards night, and closed by adding that this Wednesday is the first home game for Central Maine Community College, who are taking on the University of Maine Black bears at the Norway Savings Bank Arena.

**Young** – reported on the Dempsey Challenge and the Moses C. Hanscom re-dedication ceremony.

**Pross** – reported on a successful event that took place at Lost Valley over the weekend. He also reported that the Lewiston City Council approved funding for the history trail on their side of the River Walk.

#### **IN COUNCIL REGULAR MEETING OCTOBER 16, 2017 VOL. 35 PAGE 82**

**Stone** – reported on the passenger rail expansion study, the York toll plaza, and intercity bus service.

**Councilor Titus** – reported on the Dempsey Challenge, Androscoggin County Budget Committee meeting (regarding bus transport outside of the Lewiston and Auburn area), and noted that the Water and Sewer District meetings are coming up this week.

**Councilor Lee** – reported that there will be a Mayoral debate at Central Maine Community College on October 18, 2017 and he encouraged people to attend.

**Walker** – would like to ask Councilor Titus to find out how many miles of pipe have been laid (Auburn Water & Sewer Districts). He noted that on October 26<sup>th</sup> the Neighborhood Watch Meeting will be held at the Sixth Street Congregational Church, they are hoping Sheriff Sampson will attend. The United New Auburn Association meeting that is normally held on the last Tuesday of the month will be cancelled because it falls on Halloween. On Saturday, October 28<sup>th</sup> there will be a Halloween event in New Auburn and they are looking for volunteers to help the kids cross the streets. The event is to be held from 1:00 to 3:00 PM. He reminded residents that November 7<sup>th</sup> is Election Day and he encouraged people to come out to vote. Absentee ballots are available and if you haven't registered, please come in to register to vote.

**Burns** – reported that the Appointment Committee met today and made several nominations, however there are still many positions to fill. He noted that this was the last Appointment Committee meeting with this Council. He also reminded citizens about Election Day, absentee ballots are available and people can register to vote if they are not already registered. Last, he noted that this Friday, the undefeated Red Eddies will be playing against Lewiston High School in Lewiston.

**Assistant City Manager Report** – noted that it has been three months since she has been here, stating that she is impressed with the work of staff and department directors and Councilors. She provided an update on the waste management issues (complaints regarding emptying dumpsters before 7AM), she reported that the Auburn Public Library has an exhibit called “Marking Times” a Voyage about Vietnam. There will be a free open house at the Auburn Fire Department on Saturday, from 1:00 to 4:00 PM on October 21<sup>st</sup>, the Norway Savings Bank Arena will be hosting Hockey Night on Thursday, October 26<sup>th</sup>, on Friday, October 27<sup>th</sup> the Recreation Department will be hosting Fright Fest, and in closing, she said we are looking for the perfect Christmas tree to be installed in Festival Plaza which will be removed and transported at no cost. The tree will be illuminated on Saturday, Nov. 25<sup>th</sup>.

**VIII. Open Session** - No one from the public spoke.

**IX. Executive Session**

Executive session– economic development matter (Pan Am), pursuant to 1 M.R.S.A. 405 (6)(C).

**IN COUNCIL REGULAR MEETING OCTOBER 16, 2017 VOL. 35 PAGE 83**

Motion was made by Councilor Pross and seconded by Councilor Burns to enter into executive session pursuant to 1 M.R.S.A. 405 (6)(C). Passage 7-0, time 7:53 PM.

Council was declared out of Executive session at 8:12 PM.

Executive session – economic development matter (land acquisition – Second Street), pursuant to 1 M.R.S.A. 405 (6)(C).

Motion was made by Councilor Pross and seconded by Councilor Walker to enter into executive session pursuant to 1 M.R.S.A. 405 (6)(C). Passage 6-0-1 (Councilor Stone was not in the room for the vote), time 8:13 PM.

Council was declared out of executive session at 8:21 PM.

**X. Adjournment**

Motion was made by Councilor Burns and seconded by Councilor Young to adjourn. The Council unanimously approved. Time 8:22PM.

A TRUE COPY

ATTEST \_\_\_\_\_

Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING NOVEMBER 6, 2017 VOL. 35 PAGE 84**

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

**I. Consent Items**

1. Order 99-11062017\*  
Confirming Chief Crowell's appointment of John Banville as Constable without firearm for the Auburn Police Department.
2. Order 100-11062017\*  
Accepting the transfer of \$1,940.00 forfeiture assets in Rem in U.S. Currency to the Auburn Police Department (Unified Criminal Court Docket No. CR-17-1847 Dennis Roman).
3. Order 101-11062017\*  
Accepting the transfer of \$3,295.00 forfeiture assets in Rem (\$1,087.35 in U.S. Currency) to the Auburn Police Department (Unified Criminal Court Docket No. CR-17-1660 Cain Robertson).
4. Order 102-11062017\*  
Approving the temporary sign request for the Auburn Ski Association's annual Ski Swap.
5. Order 103-11062017\*  
Appointing Wardens and Ward Clerks for the November 7, 2017 Election.

Motion was made by Councilor Pross and seconded by Councilor Burns for passage of consent items.

Passage 5-0-1 (Councilor Titus was out of the room for this vote).

**II. Minutes – October 16, 2017 Regular Council Meeting**

Motion was made by Councilor Burns and seconded by Councilor Walker to accept the minutes of the October 16, 2017 Council Meeting.

Passage 5-0-1 (Councilor Titus was out of the room for this vote).

**XIX. Communications, Presentations and Recognitions - none**

- XX. Open Session** – Mamie Anthoine Ney, Auburn Public Library Director invited citizens to visit an exhibit at the Library called Marking Time a Voyage to Vietnam.

**V. Unfinished Business**

**32. Ordinance 11-10162017**

Amending Chapter 24, Article II, Division 1, Sec. 24-23 of the General Assistance Ordinance Annual Adjustment of Maximum Benefits, Appendices A, B, C, and D effective 10/01/2017 to 9/30/2018. Second reading.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

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

**33. Ordinance 12-10162017**

Amending the General Assistance Ordinance Chapter 24, Article II, Division 1, Sec. 24-21 (d) *Information from other sources*; and Chapter 24, Article II, Division 4, Sub division II, Sec. 24-161 (\*) (h) *Determination of family members' ability to pay*. Second reading.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

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

**34. Order 95-10162017**

Authorizing Staff to proceed with the discontinuance of a section of the Troy Street Right of Way.

Motion was made by Councilor Burns and seconded by Councilor Pross for passage.

Passage 4-2 (Councilors Titus and Lee opposed).

**35. Order 96-10162017**

Authorizing \$110,000 in HOME funds be reserved for the Troy Street workforce housing project.

Motion was made by Councilor Burns and seconded by Councilor Pross for passage.

Public comment - no one from the public spoke.

Passage 5-1 (Councilor Lee opposed).

**36. Order 97-10162017**

Authorizing the City Manager to sign the Memorandum of Understanding between the City of Auburn and the Auburn Business Development Corporation.

Motion was made by Councilor Pross and seconded by Councilor Burns for passage.

Passage 5-0-1 (Councilor Lee was out of the room for this vote).

**VI. New Business**

**37. Public Hearing - CDBG substantial amendment**

Motion was made by Councilor Burns and seconded by Councilor Titus to open public hearing. No one from the public spoke.

**38. Order 104-11062017**

Appointing Amy Dieterich to the Board of Assessment Review as a full member with a term expiration of 10/01/2022.

Motion was made by Councilor Lee and seconded by Councilor Walker for passage of Orders 104-11062017, 105-11062017, 106-11062017.

Public comment- Bruce Richardson, Zoning Board of Appeals applicant introduced himself to the Council.

Passage 6-0.

**39. Order 105-11062017**

Appointing Shelly Norton to the Conservation Commission with a term expiration of 06/01/2020.

See Order 104-11062017.

**40. Order 106-11062017**

Reappointing Bruce Richardson, Christopher Gendron, and Courtney McDonough to the Zoning Board of Appeals, each as full members with a term expiration of 10/01/2020.

See Order 104-11062017.

**41. Order 107-11062017**

Approving the Liquor license for Tin Tin Buffet located at 120 Center Street, Suite 202. Public hearing.

Motion was made by Councilor Pross and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

Passage 6-0.

**42. Order 108-11062017**

Authorizing staff to request proposals for the History Trail Signage project, and to utilize up to \$25,000 of existing Wayfinding funds for the project.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 6-0.

**43. Ordinance 13-11062017**

Amending the Code of Ordinances, Chapter 60 (Zoning), Sec. 60-2 (Definitions).  
Public hearing and first reading.

Motion was made by Councilor Burns and seconded by Councilor Walker passage.

Public hearing – no one from the public spoke.

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

**44. Resolve 04-11062017**

Authorizing the City Auburn to Join a Lawsuit Against Opiate Drug Companies.

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 4-1-1 (Councilor Titus opposed and Councilor Lee abstained).

**VII. Reports**

**u. Mayor's Report** – the Mayor advised the public of the fall open house that is to be held on Saturday at 7:00 PM at the Engine House. He also on noted that on Tuesday, November 14<sup>th</sup> at Central Maine Community College the Annual Pack the Gym event will take place with the Police Department All Stars who will be taking on the Central Maine Community College basketball team. He commented on the Auburn Business Development Corporation item, he thanked the City Clerk and Election Staff for their efforts with the upcoming election, and last, he wished staff member Brian Soucy (Great Falls TV) a happy birthday.

**v. City Councilors' Reports**

**Councilor Young** – reported on the Great Falls TV Committee meeting and some changes to some of the channels. He also reported on an incident where a woman lost her purse. He helped her to get her purse back adding that the Police Department did a great job quickly responding to the issue.

**Councilor Pross** – reported on the School Committee meeting where they discussed early release at the middle and high schools. The issue was tabled to November 15<sup>th</sup>. He also reported on a telephone pole fire that he saw, he called 9-1-1 and was pleased with the quick response.

**Councilor Titus** – reported on the Water and Sewer Districts and the Androscoggin County Budget Committee.

**Councilor Lee** – encouraged people to attend the fall open house at the Engine House on November 11<sup>th</sup> at 7:00 PM. He reported that he attended the Fright Festival and was a judge for the costume contest. He noted that after storm he had a chance to visit the food pantry at the High Street Congregational Church, and last, he encouraged folks to vote at tomorrow's election.

**Councilor Walker** – called attention to hunters and asked people to respect the land owners and the “do not hunt signs” and to *please* don't pull the trigger if you are not sure what you are shooting.

**Councilor Burns** – encouraged people to vote tomorrow, adding that polls are open from 7:00 AM until 8:00 PM at each of the five polling places.

w. **City Manager Report** – he asked for direction from the Council regarding the Memorandum of Understanding on the St Mary's Nutritional Center (Community Garden), he reminded citizens that there will be an Ag Study meeting held on the 16<sup>th</sup> of this month and a City Council Workshop scheduled for Monday November 13<sup>th</sup> on the Barker Mill Dam. He echoed comments made earlier on the Election effort, and he thanked the City Staff for their storm efforts especially the Police, Fire, Public Services, and 9-1-1 Departments.

x. **Finance Director, Jill Eastman** – September 2017 Monthly Finance Report  
Motion was made by Councilor Burns and seconded by Councilor Walker to accept and place on file the September 2017 monthly finance report.

Passage 6-0.

**VIII. Open Session** - Auburn Police Chief, Phil Crowell provided an update on the recent Drug takeback collection and **Peter Rubens commented on the History Trail.**

**IX. Executive Session** - Regarding labor negotiations (Police - MAP), pursuant to 1 M.R.S.A. 405 (6)(D). *This item was taken up during the workshop.*

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## **X. Adjournment**

Motion was made by Councilor Lee and seconded by Councilor Burns to adjourn.  
Passage 6-0 . Time 8:16 PM.

A True Copy.

ATTEST \_\_\_\_\_  
Susan Clements-Dallaire, City Clerk

## **IN COUNCIL REGULAR MEETING NOVEMBER 20, 2017 VOL. 35**

### **PAGE 90**

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

- I. **Consent agenda** – None
- II. **Minutes** – November 6, 2017 Regular Council Meeting

Motion was made by Councilor Titus and seconded by Councilor Walker to accept the minutes of the November 6, 2017 Council meeting. Passage 5-0-1 (Councilor Pross abstained).

### **III. Communications, Presentations and Recognitions**

- Recognition – St. Dominic Academy Women’s Field Hockey Team was recognized for winning the Class C State Field Hockey Championship. Mayor LaBonté read and presented the team with a proclamation.
- Presentation – Chief Crowell and Liz Allen provided an update on the Jam the Gym event that was held at the Central Maine Community College. Mayor LaBonté recognized staff member, Liz Allen, for always going above and beyond and thanked her for her service. He also presented her with a key to the City.
- Presentation – Mayor LaBonté presented Isaac Dumont with a key to the City. Isaac is a senior student at Edward Little High School, who is a lead for the ELHS Fan Section on twitter helping to rally students to come out and support their peers at sporting events and has demonstrated great pride and leadership who is setting a great example for Auburn youth.

- IV. **Open Session** - Dave Gonyea, Athletic Director and Director of Housing at Central Maine Community College recognized the Mayor and thanked him for being a great leader of the community and presented him with a Central Maine Community College hockey jersey.

### **V. Unfinished Business**

- 1. **Ordinance 13-11062017**

Amending the Code of Ordinances, Chapter 60 (Zoning), Sec. 60-2 (Definitions). Second reading.

Motion was made by Councilor Lee and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

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

**VI. New Business**

**2. Order 108-11202017**

Amending the Downtown Development and Tax Increment Financing (TIF) District #10 to remove a portion of the district including a parcel on Troy Street.

**IN COUNCIL REGULAR MEETING NOVEMBER 20, 2017 VOL. 35 PAGE 91**

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

Public hearing – no one from the public spoke.

Establishing an Affordable Housing Development and Tax Increment Financing District (TIF) #22 to designate a parcel on Hampshire Street and Troy Street.

Public hearing – no one from the public spoke.

Passage 5-1 (Councilor Lee opposed).

**3. Order 109-11202017**

Amending the Affordable Housing Development and Tax Increment Financing (TIF) District #21 located at 477 Minot Avenue.

Motion was made by Councilor Pross and seconded by Councilor Walker for passage.

Public hearing – no one from the public spoke.

Passage – 6-0.

**4. Order 110-11202017**

Authorizing the City Manager to execute the Collective Bargaining Agreement between the City of Auburn and the Police MAP Patrol and Detective from 7/1/2017 through 6/30/2020.

Motion was made by Councilor Lee and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage – 6-0.

**5. Order 111-11202017**

Authorizing the City Manager to sign the Memorandum of Understanding for the Newbury Street Community Garden.

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

Public comment – no one from the public spoke.

Passage 5-1 (Councilor Titus opposed).

**6. Order 112-11202017**

Amendment to the Commitment of HOME Funds to the 62 Spring Street Project. Updated Borrower Designation.

**IN COUNCIL REGULAR MEETING NOVEMBER 20, 2017 VOL. 35 PAGE 92**

Motion was made by Councilor Pross and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage – 6-0.

**VII. Reports**

**Mayor's Report** – Mayor LaBonté recognized Councilor Walker for his work representing the residents of New Auburn for the last 6 years. Mayor LaBonté presented him with a key to the City. He also commented that it has been an honor to run the Council meetings and he thanked the management team for leading and managing the city, and for their work preparing agenda materials and/or presenting so the City Council can take thoughtful action.

**Councilor Young** - congratulated Carolyn and Dana Coffin for their new arrival, Laura Grace Coffin born a week ago Sunday (Councilor Young's his fourth grandchild). He also thanked voters of Auburn for electing him for another two years.

**Councilor Pross** – reported that the School Committee voted on early releases for 9 days beginning in 2018 for the middle and high schools. He also encouraged people to get involved in local government.

**Councilor Stone**-echoed councilor Pross comments regarding getting involved in local government. He commented on the recent consolidation proposal and how it brought people out from the shadows to vote on this issue. His hopes are that they will get involved. He provided recognition to Peter Crichton, Denise Clavette, Michael Chamings, Phil Crowell, Geoff Low, and Councilor Walker, and Mayor LaBonte.

**Councilor Titus** – echoed the comments, adding that it has been a pleasure

serving with this Council. He recognized the Mayor, and encouraged the outgoing council to stay involved.

**Councilor Lee** – reported that he attended the Fall open house at the Engine House adding that he has great faith in the future of Auburn.

**Councilor Walker** – thanked all of the voters that came out to vote on November 7<sup>th</sup> with special thanks to everyone from the New Auburn area. He also wanted to let residents know that on Saturday the 25<sup>th</sup>, there is a big parade where Santa will light the Christmas trees in Lewiston and in Auburn. On Saturday, December 2<sup>nd</sup> there will be another parade and tree lighting in New Auburn starting at 5:00 PM. Last, he reported that the United New Auburn Association will meet on the last Tuesday of the month. Paul LeClair will be the guest speaker.

**City Manager Report** – reported on the operational/structural changes that are going on with United Ambulance. Staff is monitoring the situation to ensure the impact on emergency medical services in Auburn is limited. He reminded the audience that effective Dec. 12<sup>th</sup> all Auburn content for Municipal and School Meetings will be on Channel 1301 for Lewiston, 1302 for Auburn, and 1303 will air community content. He recognized staff (Sabrina Best and Scott Holland) for their efforts on the holiday

**IN COUNCIL REGULAR MEETING NOVEMBER 20, 2017 VOL. 35 PAGE 93**

celebration. He reported that the Inaugural Ceremony will be held on Dec. 4<sup>th</sup> at 6:00 PM at Central Maine Community College. He also expressed his gratitude for being given the opportunity to serve as Manager.

**Finance Director, Jill Eastman** – October 2017 Monthly Finance Report

Motion was made by Councilor Pross and seconded by Councilor Walker to accept and place on file the October 2017 Finance Report.

Passage 6-0.

- VIII. Open Session** – no one from the public spoke.
- IX. Executive Session** – none.
- X. Adjournment** - Motion was made by Councilor Titus and seconded by Councilor Walker to adjourn. Passage 6-0 Time 7:57 PM.

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ATTEST \_\_\_\_\_

Susan Clements-Dallaire, City Clerk

**IN COUNCIL SPECIAL MEETING NOVEMBER 27, 2017 VOL. 35 PAGE 94**

Mayor LaBonté called the meeting to order at 5:30 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All councilors were present.

- II. Consent Items** – All items listed with an asterisk (\*) are considered as routine and will be approved in one motion. There will be no separate discussion of these items unless a

Councilor or citizen requests. If requested, the item will be removed from the consent agenda and considered in the order it appears on the agenda.

**45. Order 113-11272017\***

Confirming Chief Crowell's appointments of Kenneth G. Jones and Nicholas C. Barnies as Constables with firearm for the Auburn Police Department.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage.

Passage 7-0.

**III. New Business**

**46. Order 114-11272017**

Authorizing the City Manager or Assistant City Manager to finalize terms for and to sign a contract with the USPHL Hockey Team with the Norway Savings Bank Arena.

Motion was made by Councilor Lee and seconded by Councilor Burns for passage with the language amended to read, "Authorizing the City Manager or Assistant City Manager to finalize terms for and to sign a contract with the Maine Hockey Management Group, LLC with the Norway Savings Bank Arena".

Public comment – no one from the public spoke.

Passage 7-0.

**47. Order 115-11272017**

Authorizing the City Manager or Assistant City Manager to finalize terms for and to sign a contract with Michael Violette, owner of Upper Level Pizza and Grill to operate the concessions/restaurant at the Norway Savings Bank Arena.

Motion was made by Councilor Stone and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 7-0.

**48. Order 116-11272017**

Authorizing the Finance Director to record a waiver of foreclosure on St. Louis Church. Joe St. Peter and Michael Malloy answered councilor questions. Only the foreclosure filed on the 2015 taxes is to be waived.

**IN COUNCIL SPECIAL MEETING NOVEMBER 27, 2017 VOL. 35 PAGE 95**

Motion was made by Councilor Burns and seconded by Councilor Walker for passage.

Public comment – no one from the public spoke.

Passage 7-0.

**III. Adjournment**

Motion was made by Councilor Lee and seconded by Councilor Burns to adjourn, all were in favor. Adjourned at 5:56 PM

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ATTEST \_\_\_\_\_

Kelsey L. Earle, Deputy City Clerk

**IN COUNCIL SPECIAL MEETING DECEMBER 11, 2017 VOL. 35 PAGE 96**

Mayor Levesque called the meeting to order at 7:30 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All councilors were present.

**IV. Consent Items** – All items listed with an asterisk (\*) are considered as routine and will be approved in one motion. There will be no separate discussion of these items unless a Councilor or citizen requests. If requested, the item will be removed from the consent agenda and considered in the order it appears on the agenda.

**49. Order 117-12112017\***

Confirming Mayor Levesque’s appointment of Alfreda Fournier to serve as the Mayor’s designee on the Auburn School Committee.

**50. Order 118-12112017\***

Appointing Richard Trafton to serve on the Lewiston Auburn Railroad Company for a term of 3 years (2017-2020).

Motion was made by Councilor Gerry and seconded by Councilor Walker for passage.

Passage 7-0.

**III. Adjournment**

Motion was made by Councilor Titus and seconded by Councilor Walker to adjourn, all were in favor. Adjourned at 7:31 PM.

A TRUE COPY

ATTEST \_\_\_\_\_

Susan Clements-Dallaire, City Clerk

**IN COUNCIL REGULAR MEETING DECEMBER 18, 2017 VOL. 35 PAGE 97**

Mayor Levesque 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.

**I. Consent agenda**

**51. Order 119-12182017\***  
Confirming Mayor Levesque's recommendations and appointments to various Agencies, Boards, Committees and Commissions.

**52. Order 120-12182017\***  
Confirming Chief Crowell's appointment Joseph G. Tripp as a Constable with firearm for the Auburn Police Department.

Motion was made by Councilor Titus and seconded by Councilor Walker for passage of Consent items. Passage 7-0.

## **II. Minutes**

### **November 20, 2017 Regular Council Meeting**

Motion was made by Councilor Walker and seconded by Councilor Fournier to approve the minutes of the November 20, 2017 Regular Council meeting. Passage 5-0-2 (Councilors Hayes and Gerry abstained).

### **November 27, 2017 Special Council Meeting**

Motion was made by Councilor Titus and seconded by Councilor Walker to approve the minutes of the November 27, 2017 Special Council meeting. 5-0-2 (Councilors Hayes and Gerry abstained).

### **December 11, 2017 Special Council Meeting**

Motion was made by Councilor Walker and seconded by Councilor Fournier to approve the minutes of the December 11, 2017 Special Council meeting. Passage 7-0.

## **III. Communications, Presentations and Recognitions**

**Recognition** - Public Services Accreditation (Presenter - Gary Losier, American Public Works Association's Region I Director).

Gary Losier formally presented the Auburn Public Services Department with their Accreditation Plaque. Auburn Public Services is the 130<sup>th</sup> out of 133 agencies to receive this accreditation. They are the first in Maine and the first north of Massachusetts to do so. This was a three year process that began in 2014 with close to 400 practices being reviewed. As part of that process, two of the standards developed by Auburn's Public Services Department are now used as models to other communities coming forward looking to achieve accreditation (Snow and Ice Removal and Trench Management).

## **IV. Open Session**

Robert W. Spencer had questions regarding the Troy Street item which is on the agenda under New Business.

V. **Unfinished Business** - None

VI. **New Business**

1. **Order 121-12182017**

Approving the Liquor License application for Michael Violette, DBA: Upper Level Pizza & Grille, a new business, located at 985 Turner Street. *Public hearing.*

Motion was made by Councilor Titus and seconded by Councilor Fournier for passage.

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

2. **Order 122-12182017**

Authorizing staff to issue and file with the City Clerk an Order of discontinuance for Troy Street.

Motion was made by Councilor Fournier and seconded by Councilor Walker for passage.

Passage 6-1 (Councilor Titus opposed).

*Public hearing to follow after the vote pursuant to Title 23 §3026-A.*

Robert W. Spencer, a resident of Mechanic Falls inquired about the next scheduled Planning Board meeting and what public notice was given. He stated that this project “is dead” and he expressed concerns regarding this project.

Renee Simonitis, 9 Oak Street Auburn expressed her concerns in regards to this project. Her written comments were given to the City Clerk to include as part of the record.

Joe Gray, Sopers Mill Road, expressed his concerns with this project and the potential parking issues if this project moves forward.

Andy Jackson and Nathan Szanton, developers of this project spoke. Mr. Jackson stated that they believe the community is better off by bringing in safe, quality housing and can build on city investments. He clarified that one parking space per unit is available for these housing projects. He noted that there would be a minimum of 1 year to study parking options and added that there has been a lot of outreach and public notification on the project. Mr. Szanton stated that he appreciated all of the time staff and Council have put into this, and he is happy to answer any questions they may have going forward.

3. **Resolve 05-12182017**

Authorizing the City Manager to provide the Lewiston-Auburn Transit Committee a zero percent interest rate loan not to exceed \$150,000 from the City’s General Fund.

Motion was made by Councilor Gerry and seconded by Councilor Walker for passage.

Passage 7-0.



## VII. Reports

**Mayor Levesque** – reported that he has attended a lot of meetings and events recently. He attended an event at the Temple Shalom. He attended a ribbon cutting for the Upper Level Restaurant at Norway Savings Bank Arena. He reported that there is a new restaurant on Minot Avenue (Kristy's Cafe) and they will be having a ribbon cutting soon. He also encouraged the public to check out our new monthly newsletter called Auburn Connections which can be found on the City website.

**Councilor Young** - no report.

**Councilor Lasagna** – reported that she will be attending the Auburn Neighborhood Watch meeting on January 11th.

**Councilor Hayes** – invited the public to visit Lost Valley adding that there is a lot happening out there.

**Councilor Titus** – reported that tomorrow afternoon the Sewer District meeting is scheduled, and on Wednesday the Water district will be meeting and there will be a public hearing and vote on their budget and on January 2<sup>nd</sup> the Sunderland Drive Neighborhood Watch meeting will be held.

**Councilor Fournier** – commented on the Norway Savings Bank Arena's new food vendor adding that it is a family owned small business and she wishes them the best. She also mentioned that one of her goals as the Mayor's representative of the School Committee is to have informal meetings with school committee members, in an effort to build relationships and to work collaboratively with them throughout the year. Wednesday will be the first school committee meeting that she will attend. She said she would also like to schedule a meeting with Mamie Ney, the Auburn Public Library Director.

**Councilor Walker** – reported that the United New Auburn Association will be meeting on December 26<sup>th</sup> at 6pm, the Neighborhood Watch meeting will be held on December 28<sup>th</sup> at the Sixth Street Congregational Church, at 6:30pm. He included his report on the Mid Maine Waste Action Corporation (MMWAC) in the agenda packet. The third weekend in January he will be working with the United New Auburn Association, the Recreation Department, and the School Department on a sliding event at Sherwood Heights to be held on Sunday, January 28th. A flyer will be coming out soon.

**Councilor Gerry** – reported on the Lewiston Auburn Transit Committee's (LATC) meeting that she attended and wanted to let everyone know that they usually meet on the second Wednesday of the month at 12:30 PM if anyone would like to attend. She also reported on the ATRC meeting and the Parks and Recreation Advisory Committee meeting that she attended.

**City Manager Crichton** – reported that Assistant City Manager Denise Clavette has been busy working on the strategic planning efforts and the work plan. He noted that we are also looking at the Department Orientation and will work with the Council on how to fit that all in so that it makes sense to everyone. He provided an update on an initiative the city is doing

with a number of municipalities in Maine regarding an agreement the city has entered in with Trafton, Matzen,

**IN COUNCIL REGULAR MEETING DECEMBER 18, 2017 VOL. 35 PAGE 100**

Belleau, and Frenette on unfair trade practices regarding opiates. He reported that the Metro Chamber of Commerce has acquired the Lewiston Auburn Growth Council (LAEGC). Last, he reported that Chip Morrison has provided Lewiston and Auburn the documents regarding the work of the Joint Charter Commission.

**Finance Director, Jill Eastman** – November 2017 Monthly Finance Report

Motion was made by Councilor Titus and seconded by Councilor Walker to accept and place on file the November 2017 Monthly Finance Report. Passage 7-0.

**VIII. Open Session** – no one from the public spoke.

**IX. Executive Session** – Discussion regarding a personnel matter, pursuant to 1 M.R.S.A. §405(6)(A).

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

Passage 7-0. Time 8:44 PM.

Council was declared out of executive session at 8:58 PM.

**X. Adjournment** - Motion was made by Councilor Titus and seconded by Councilor Fournier to adjourn. Passage 7-0. Time adjourned 8:59 PM.

A TRUE COPY

ATTEST \_\_\_\_\_

Susan Clements-Dallaire, City Clerk