MINUTES FOR THE CITY COUNCIL BUSINESS MEETING  
COUNCIL CHAMBERS  
THURSDAY, MAY 3, 2018  
7:00 P.M.

There was a pre-meeting of the City Council at 6:30 p.m. in Conference Room A.

Present: Mayor Rollins, Councilors Conti, Grant, Lind, O’Brien Day and Alexander.

Absent: Councilors Elliott and Wilson

PROCLAMATION: May as Arbor Month

PRESENTATION: Miles for Mills 5K road race event

PUBLIC HEARING: Liquor license application by Kimberly Phinney owner of Café 130 Catering located at 8 Green Street, Suite 1 for a Malt, Vinous and Spirituous Liquor License

PUBLIC HEARING: Proposed Charter Amendments

Motion to suspend the rules and read order 18-073 out of order.
By: O’Brien Second by: Conti
Yeas: 6
Nays: 0

PUBLIC HEARING: FY 2019 Proposed City and School Budget

PUBLIC COMMENTS ON ITEM LISTED ON THE AGENDA:

CONSENT AGENDA:

18-068 City Manager (Bureau of City Clerk)
BE IT ORDERED, that the minutes of the City Council Regular Meeting held April 19, 2018, submitted by the City Clerk’s office be approved.

18-069 Mayor
BE IT ORDERED, that Keith Lind is hereby appointed to the Conservation Commission, said term to expire May 3, 2021.

18-070 City Manager
BE IT ORDERED, that the City Council accepts a donation from Longfellow’s Greenhouse of up to 100 flats of annual flowers valued at $3,500.00 to be used in the City’s gardens.

Motion for passage of the Consent Agenda orders 18-068 and 18-070.
By: O’Brien Second by: Alexander
OLD BUSINESS – TABLED MATTERS:
SECOND READING (ORDINANCES)

18-067 Mayor and Council
BE IT ORDAINED, by the City Council of the City of Augusta, as follows:
That Article VI: §115-26 Mass Outdoor Gatherings, of the Revised Code of Ordinances 1990, as amended, be further amended by changing the following:

Section 115-26 – Permit Required

B. No person shall sponsor, promote or conduct a mass outdoor gathering with the intent to attract or the understanding that the gathering may attract 200 or more persons until a permit has been obtained therefor from the Augusta Police Chief or his designee. The application for a permit must be submitted no less than 30 days prior to the mass gathering, unless the City Manager allows a shorter time frame for good cause shown.

Motion for passage of order 18-067.
By: Conti Second by: O’Brien
Yeas: 6 Nays: 0

NEW BUSINESS:
PART I – ORDERS AND RESOLVES

18-071 City Manager (Bureau of City Clerk)
BE IT ORDERED, that the application by Kimberly Phinney owner of Café 130 Catering located at 8 Green Street, Suite 1, be approved for a Malt, Vinous and Spirituous Liquor License.

Motion for passage of order 18-071.
By: Alexander Second by: Lind
Yeas: 6 Nays: 0

18-072 City Manager
BE IT ORDERED, that the City Council authorize a Beer Garden to be held on Monday, May 28th, 2018 on Front Street and adjacent parking lot as part of the Miles for Mills 5K road race.

BE IT FURTHER ORDERED, that the Beer Garden be managed and operated by a duly licensed vendor with all applicable licenses, permits and insurances in place prior to the event and that all servers will be properly TIPS trained and certified.
Motion for passage of order 18-072.
By: Alexander       Second by: Conti
Yeas: 6
Nays: 0

BE IT ORDERED, that the following questions be submitted to the voters at a Special Municipal Election to be held June 12, 2018; which questions shall read as follows:

“Shall the City of Augusta approve the charter amendment summarized in Question 1 below?”

Summary Question 1: Amend Article II, Section 6 to state that the first City Council meeting of the year is on Thursday rather than Monday, and to provide authority for a dedimus justice to administer the oath of office.

“Shall the City of Augusta approve the charter amendment summarized in Question 2 below?”

Summary Question 2: Amend Article II, Section 9 to remove the requirement that an emergency ordinance be reenacted within 61 days following the date on which it was originally adopted.

“Shall the City of Augusta approve the charter amendment summarized in Question 3 below?”

Summary Question 3: Amend Article II, Section 10 to require the Council to determine every ten years whether a Charter Commission should be established or whether amendments should be considered.

“Shall the City of Augusta approve the charter amendment summarized in Question 4 below?”

Summary Question 4: Amend the Charter to enact Article II, Section 11, which provides for a 120 day leave of absence for Council and School Board Members and the Mayor, after which the official will be considered to have resigned, unless the leave is extended by Councilor or Board.

“Shall the City of Augusta approve the charter amendment summarized in Question 5 below?”

Summary Question 5: Amend Article II, Section 1, Article III, Section 1, Article IV, Section 1 and Article IV, Section 5 to clarify term limits for City Council, Mayor, Board of Education and Chairperson of Board of Education.

Minutes 05/03/2018
“Shall the City of Augusta approve the charter amendment summarized in Question 6 below?”

Summary Question 6: Amend Article V, Section 5, Article V, Section 6 and Article V, Section 9 to require that nomination petitions be made available 100 days prior to the election and returned between 75 and 60 days prior to the election, and to make other changes to clarify the nomination and election process.

“Shall the City of Augusta approve the charter amendment summarized in Question 7 below?”

Summary Question 7: Amend Article VII, Section 7 to raise the Council debt limit from $750,000 to $1,000,000 before city-wide referendum is required.

Motion for passage of order 18-073.
By: O'Brien Second by: Lind

Motion to amend summary question #4 to add “unless the leave is extended by Council or Board.
Yeas: 6
Nays: 0

Vote on Motion as amended.
Yeas: 4
Nays: 2 – Councilors Conti and Grant.

NEW BUSINESS:

PART 2 – ORDINANCES BEING READ FOR THE FIRST TIME
NO VOTE REQUIRED

18-074 City Manager
BE IT ORDAINED, that the City Council of the City of Augusta amends Article III: Conduct in Public Parks § 215-11 Rules and regulations; enforcement by adding the underlined text as follows:

A. Specific rules and regulations regulating conduct in parks, playgrounds, athletic fields, and cemeteries of the City shall be promulgated by the Director of Parks and Cemeteries as well as Recreation, subject to approval by the City Council, and copies of such rules and regulations shall be on file in the City Clerk's office.

B. The Police Department shall enforce all federal and state laws as well as City ordinances at all City parks, athletic fields, playgrounds and cemeteries, regardless of their operating hours.
C. Any City-sanctioned use of alcoholic beverages intended to take place on City property, including public parks, shall only occur with the express permission of the City Manager upon recommendation of the Director of Community Services and Chief of Police.

COMMUNICATIONS

   Committee Reports
   City Manager’s Report

18-075 City Manager
Executive Session: Potential Litigation; 1 M.R.S.A., §405(6)(E)

Order 18-075, died for a lack of a motion.

Motion to adjourn at 8:25 pm.
By: Lind Second by: Alexander
Yeas: 6
Nays: 0

Respectfully submitted,
Roberta L. Fogg, City Clerk
May 3, 2018