

**MINUTES FOR THE REGULAR CITY COUNCIL MEETING  
THURSDAY, MAY 7, 2009  
COUNCIL CHAMBERS, CITY CENTER  
7:00 P.M.**

All members of the Council were present; Mayor Katz presided

Presentation – United Way Day of Caring

Presentation – Update from Sukey Sikora on Graffiti Clean Up

Public comments were held on items listed on the agenda.

OLD BUSINESS AND TABLED MATTERS

HAS BEEN READ AND TABLED

- 017 WHEREAS, the City Council finds that the five criteria for approving an area rezoning, found in section 1.6.1.A.vii have been satisfied.

NOW THEREFORE BE IT ORDAINED, By the City Council of the City of Augusta that the Augusta Land Use Ordinance be amended as follows:

The parcels shown as the “area of change” on the attached map entitled Proposed Zoning and dated December 30, 2008, shall be rezoned to Planned Development (PD). Parcels included are Tax Assessor’s Map 48, Lots 3, 3-A, 3-B, 4, 5, 5-B, 6, 7, 8, 8-A, 8-B, 9, 10, 11, 12, 12-A, and the segment of railroad property that starts at Riggs Brook and runs south to Route 3.

(NO MOTION TO REMOVE FROM TABLE)

- 021 WHEREAS, the City Council finds that the Planning Board held the required public hearing on a proposed amendment to the City’s comprehensive plan.

NOW THEREFORE BE IT ORDERED, By the City Council of the City of Augusta that the 2007 Comprehensive Plan for the City of Augusta be amended as follows:

Volume 1, pages 33 and 34 of the City of Augusta 2007 Comprehensive Plan, which are maps entitled Future Land Use and Future Land Use Detail, shall be amended to include the area north of Rt. 3, west of Riverside Drive, south of Riggs Brook, and east of the Kennebec River as the same shade of brown, indicating mixed use development, as the area directly to the north of the modified area.

(NO MOTION TO REMOVE FROM TABLE)

NEW BUSINESS

HAS BEEN READ, FIRST READING

061 BE IT ORDAINED, By the City Council of the City of Augusta, as follows:

That Chapter 18, Section 34 Schedule of stop signs, flashing red lights, of the Revised Code of Ordinances 1990, as amended, be further amended by adding the following:

<u>Throughway</u>	<u>Entering Street</u>
Fairview Avenue	Penley Street

(FIRST READING, NO VOTE REQUIRED)

062 BE IT RESOLVED, That there is hereby appropriated for the support of the departments of the City of Augusta, for payment of County Taxes, for the bonded indebtedness of the City, and for all the other debts incurred by the City for the fiscal year beginning July 1, 2009, and ending June 30, 2010, the sum of \$49,976,967 of which a summary appears below.

BE IT FURTHER RESOLVED, That the amount to be raised from current real and personal taxes considering estimated departmental revenues, fund balance, and other sources of \$25,844,280 to be set at \$24,132,687.

BE IT FURTHER RESOLVED, That the City of Augusta appropriate \$26,005,012 for the total cost of funding public education from pre-kindergarten to grade twelve as described in Essential Programs and Services Funding Act and that the City of Augusta raise \$9,683,520 as the City's contribution to the total cost of funding public education from pre-kindergarten to grade twelve as described in Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688.

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

BE IT FURTHER RESOLVED, That the City of Augusta raise and appropriate \$305,656 for the annual payments on debt service previously approved by the legislative body for non-state-funded school construction projects, non-state-funded portions of school construction projects and minor capital projects in addition to the funds appropriated as the local share of the school administrative unit's contribution to the total cost of funding public education from pre-kindergarten to grade twelve.

Explanation: Non-state-funded debt service is the amount of money needed for the annual payments on the City's long-term debt for major capital school construction and minor

NEW BUSINESS (Con't)

HAS BEEN READ, FIRST READING (Con't)

062 Continued  
capital renovations that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the voters of the City as follows:

- New Cony High School – approved by the voters on December 2, 2003.

BE IT FURTHER RESOLVED, That the City of Augusta raise and appropriate \$87,178 in additional local funds, which exceeds the State's Essential Programs and Services allocation model by \$562,438 as required to fund the budget recommended by the School Board.

Explanation: The additional local funds are those locally raised funds over and above the City's local contribution to the total cost of funding public education from pre-kindergarten through grade twelve as described in the Essential Programs and Services Funding Act and local amounts raised for the annual debt service payment on previously approved non-state-funded school construction projects and the non-state-funded portion of minor capital school construction projects that will help achieve the City's budget for educational programs. The appropriate exceeds the Essential Program and Services model in the following areas: special education, extra and co-curricular activities, transportation, pension obligations debt, central administration, and contingency.

BE IT FURTHER RESOLVED, That the City of Augusta appropriate \$584,010 and raise \$382,299 for Adult Education.

BE IT FURTHER RESOLVED, That the City of Augusta authorize the Augusta Board of Education to expend \$26,981,856 for the fiscal year beginning July 1, 2009 and ending June 30, 2010 from the City's contribution to the total cost of funding public education from pre-kindergarten to grade twelve as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy, and other receipts for the support of schools.

**PRELIMINARY  
BUDGET**

**LEGISLATIVE AND EXECUTIVE**

MAYOR AND COUNCIL	\$36,876
CITY MANAGER	\$239,930
CORPORATION COUNSEL	\$117,180
CENTRAL SERVICES	\$10,755
UNCLASSIFIED	\$167,610
COUNCIL CONTINGENCY	\$20,000
MANAGER CONTINGENCY	\$10,000
<b>TOTAL LEGISLATIVE AND EXECUTIVE</b>	<b>\$602,351</b>

NEW BUSINESS (Con't)

HAS BEEN READ, FIRST READING (Con't)

062	Continued	
	<b>FINANCE AND ADMINISTRATION</b>	
	CITY CLERK, TREASURER, TAX COLLECTOR	\$480,435
	REGISTRATION AND ELECTIONS	\$25,764
	CITY AUDITOR	\$146,832
	INFORMATION SYSTEMS	\$375,934
	ASSESSOR	\$203,680
	FINANCE AND ADMINISTRATION	\$113,326
	HUMAN RESOURCES	\$230,322
	<b>TOTAL FINANCE AND ADMINISTRATION</b>	<b>\$1,576,293</b>
	 <b>CITY SERVICES</b>	
	ECONOMIC DEVELOPMENT PLANNING	\$237,321
	HISTORICAL PRESERVATION	\$5,825
	CODE ENFORCEMENT	\$147,260
	CITY SERVICES ADMINISTRATION	\$63,857
	ENGINEER	\$172,523
	CITY BUILDINGS	\$492,608
	BUKER SCHOOL	\$159,264
	CONY/FLATIRON	\$49,985
	<b>TOTAL CITY SERVICES</b>	<b>\$1,492,172</b>
	 <b>COMMUNITY SERVICES</b>	
	CONSERVATION COMMISSION	\$0
	COMMUNITY SERVICES ADMINISTRATION	\$149,453
	PUBLIC LIBRARY	\$572,963
	RECREATION	\$170,678
	PARKS AND CEMETERIES	\$734,042
	FORT WESTERN	\$128,524
	BICENTENNIAL NATURE PARK	\$0
	HEALTH AND WELFARE	\$134,133
	GENERAL ASSISTANCE	\$75,300
	<b>TOTAL COMMUNITY SERVICES</b>	<b>\$1,965,093</b>
	 <b>PUBLIC SAFETY</b>	
	POLICE	\$3,936,807
	FIRE	\$3,381,007
	CIVIL EMERGENCY PREPAREDNESS	\$11,665

NEW BUSINESS (Con't)

HAS BEEN READ, FIRST READING (Con't)

062	Continued	
	<b>TOTAL PUBLIC SAFETY</b>	\$7,329,479
	<b>PUBLIC WORKS</b>	
	PUBLIC WORKS ADMINISTRATION	\$115,075
	HIGHWAY	\$1,330,344
	SNOW REMOVAL	\$1,015,857
	WASTE REMOVAL	\$610,303
	<b>TOTAL PUBLIC WORKS</b>	\$3,071,579
	<b>TOTAL UTILITIES</b>	\$2,125,432
	<b>TOTAL RETIREMENT AND INSURANCE</b>	\$2,284,186
	<b>TOTAL SERIAL BONDS AND NOTES</b>	\$1,098,246
	<b>TOTAL RESERVE AND CASH C.I.P.</b>	\$7,500
	<b>TOTAL COUNTY TAX</b>	\$1,442,780
	<b>DEPARTMENT OF EDUCATION</b>	
	REGULAR INSTRUCTION	\$8,824,530
	SPECIAL EDUCATION	\$3,855,474
	CAREER AND TECHNICAL EDUCATION	\$2,679,693
	OTHER INSTRUCTION	\$668,073
	STUDENT AND STAFF SUPPORT	\$2,310,048
	SYSTEM ADMINISTRATION	\$643,651
	SCHOOL ADMINISTRATION	\$1,401,396
	TRANSPORTATION	\$990,615
	FACILITIES MANAGEMENT	\$2,354,799
	DEBT SERVICE	\$2,458,875
	ALL OTHER EXPENDITURES	\$210,692
	ADULT EDUCATION	\$584,010
	<b>TOTAL DEPARTMENT OF EDUCATION</b>	\$26,981,856
	<b>TOTAL APPROPRIATIONS</b>	\$49,976,967
	(FIRST READING, NO VOTE REQUIRED)	

NEW BUSINESS

HAS BEEN READ AND PASSED

052 ORDERED, That the minutes of the City Council meeting held April 16, 2009 submitted by the City Clerk be approved.

Motion for passage by: Doore

Yeas: 8; Byron, Doore, Paradis, O'Brien  
Rollins, Coffin, Munson, Stokes

Nays: 0

053 ORDERED, That the City Council accept a donation of \$35.00 from the Robert and Jo Patnaude family of Augusta Maine to purchase fire prevention materials.

Motion for passage by: Doore

Yeas: 8; Byron, Doore, Paradis, O'Brien  
Rollins, Coffin, Munson, Stokes

Nays: 0

054 ORDERED, That Roll of Accounts for the month of April 2009 in the amount of \$5,089,754.24 be approved.

Motion for passage by: Doore

Yeas: 8; Byron, Doore, Paradis, O'Brien  
Rollins, Coffin, Munson, Stokes

Nays: 0

055 ORDERED, That Margaret O'Connor be reappointed to the Tree Board; said term to expire April 3, 2012.

Motion for passage by: Doore

Yeas: 8; Byron, Doore, Paradis, O'Brien  
Rollins, Coffin, Munson, Stokes

Nays: 0

056 ORDERED, That the following committee members be reappointed:

<u>Name</u>	<u>Committee</u>	<u>Expiration Date</u>
Suzanne Finn	Lithgow Library Board	May 15, 2012
Maurice Fortin	Assessment Review Board	May 5, 2012

Motion for passage by: Doore

Yeas: 8; Byron, Doore, Paradis, O'Brien  
Rollins, Coffin, Munson, Stokes

Nays: 0

NEW BUSINESS (Con't)

HAS BEEN READ AND PASSED (Con't)

- 057 ORDERED, That the City Council authorize the City Manager to renew the Cable Television Franchise agreement between City of Augusta and Time Warner NY Cable LCC as reviewed, negotiated and recommended by the City's Cable Television and Telecommunications Committee in consultation with Corporation Counsel.

Motion for passage by: Munson

Yeas: 8; Byron, Doore, Paradis, O'Brien  
Rollins, Coffin, Munson, Stokes

Nays: 0

- 058 ORDERED, That the City Council adopt the General Assistance maximum levels in accordance with Department of Health and Human Services (DHHS) in compliance with Title 22 M.R.S.A. ss4305 (4).

Motion for passage by: Stokes

Yeas: 8; Byron, Doore, Paradis, O'Brien  
Rollins, Coffin, Munson, Stokes

Nays: 0

- 059 ORDERED, That the Voter Registration hourly schedule for open session for the June 9, 2009 School Budget Validation Referendum be as follows:

Thursday, June 4, 2009 from 1:00 p.m. to 6:00 p.m.

The intent of this order is to change the evening session time in accordance with M.R.S.A., Title 21-A, Section 122(8), as amended.

Motion for passage by: Doore

Yeas: 8; Byron, Doore, Paradis, O'Brien  
Rollins, Coffin, Munson, Stokes

Nays: 0

- 060 ORDERED, That the City Manager is authorized to enter into negotiations with the Somerset County Communications Center for Public Safety Answering Point, E-911 (PSAP) services for the City of Augusta. The City Manager is further authorized to enter into an agreement with the Somerset County Communications Center to provide PSAP services for the City of Augusta if he finds that it is in the best interest of the City of Augusta.

The City Manager is further authorized to contact the Maine Public Utilities Commission requesting Commission approval to contract with Somerset County to provide PSAP

NEW BUSINESS (Con't)

HAS BEEN READ AND PASSED (Con't)

- 060 Continued  
service for the City of Augusta rather than the PSAP designated for Kennebec County,  
the Central Maine Regional Communication Center.

Motion for passage by: Rollins

Yeas: 8; Byron, Doore, Paradis, O'Brien  
Rollins, Coffin, Munson, Stokes

Nays: 0

Meeting adjourned at 8:04 p.m.

Respectfully submitted,

Barbara E. Wardwell, City Clerk  
May 14, 2009