

OFFICE OF THE CITY CLERK

AUGUSTA, MAINE

September 13, 2002

Minutes of the regular City Council meeting held Monday, September 9, 2002 at 7:00 p.m., Council Chambers, City Center.

All members of the Council were present; Mayor Dowling presided.

Public hearing - Public Improvement Bond (Order #265)

Public comments were held on items listed on the agenda.

OLD BUSINESS AND TABLED MATTERS

HAS BEEN READ AND PASSED, FINAL READING, AS AMENDED

265 ORDERED, That (1) the sum of \$179,000 be and hereby is appropriated for paying part of the costs of certain capital expenditures with respect to permanent improvements as follows:

(A) Paving Projects, including but not limited to paving of streets throughout the City 50,000
(\$20,000 for further paving of Bond Brook Road)

(B) West Side Neighborhood Improvements, including but not limited to improvements to sidewalks and curbing in the West Side Neighborhood 50,000

(C) Basketball/Tennis Court Renovations, including but not limited to improvements to and equipment for basketball and tennis courts in the City 29,000

(D) Northern Water Street Area Capital Improvements, including but not limited to improvements to streets, sidewalks and related facilities in the Northern Water Street Area 50,000

Totals: \$179,000

The estimated period of utility for the foregoing permanent improvements is hereby declared to be in excess of seven (7) years.

OLD BUSINESS AND TABLED MATTERS (Con't)HAS BEEN READ AND PASSED, FINAL READING, AS AMENDED (Con't)

265 Continued

(2) To meet the aforesaid appropriation, the Assistant City Manager for Finance and Administration (herein Assistant City Manager) is hereby authorized and directed under and pursuant to Section 8 of Article VII of the City Charter and other enabling authority to prepare, issue and sell, at one time or from time to time, as one or more separate issues, general obligation serial bonds or notes of the City of Augusta in an aggregate principal amount not to exceed \$179,000. The date, denominations, interest rate or rates and all other particulars as to form, issue and sale of each issue of said bonds or notes shall be determined by the Assistant City Manager, provided that each issue of said bonds or notes shall be signed by the Assistant City Manager and by the Mayor, whose signature may be by facsimile, shall bear the City Seal or an authorized facsimile thereof, and shall mature in annual, serial and approximately equal installments, the first installment to be payable on or before December 31 of the year after the year in which said bonds or notes are issued, and the last installment to be payable not later than five (5) years after the date for payment of the first installment. The bond issues authorized hereby may be consolidated for purposes of sale and issuance with each other and with any other authorized bond issue or issues, provided that the bonds of each component of the consolidated bonds shall mature over a term not longer than the term permitted by the City Charter for such component. The Assistant City Manager is authorized to sign such agreements, instruments and certifications as are required in connection with the issuance of the bonds.

(3) An amount sufficient for the payment of the annual installments of principal of and interest on said bonds or notes shall be included in the tax levy for each year during which any of such bonds or notes shall be outstanding until the debt represented by said bonds or notes is extinguished.

(4) The Assistant City Manager be and hereby is authorized to borrow at one time or from time to time in anticipation of the bonds or notes to be issued as herein authorized, when and as funds may be required, a sum or sums not exceeding the aggregate principal amount of said bond or note issue, and to prepare, issue and sell at public or private sale, the temporary note or notes of the City therefor and to renew the same as deemed advisable, provided that any such temporary note or renewal shall be

OLD BUSINESS AND TABLED MATTERS (Con't)HAS BEEN READ AND PASSED, FINAL READING, AS AMENDED (Con't)

265 Continued

paid within the maximum term permitted by law therefor. The Assistant City Manager is hereby authorized and directed, subject to the provisions of this Order and the applicable provisions of law, to sign and determine the date or dates of the note or notes (including renewal notes), the interest rate or rates they shall bear and all other details of things necessary and proper to effectuate the issue and sale thereof. The Assistant City Manager is authorized to sign such other agreements, instruments or certificates as are required in connection with the issuance of the notes.

(5) For purposes of U.S. Treasury Regulation section 1.150-2, the City reasonably expects (1) to incur debt to reimburse expenditures (including expenditures made within the last 60 days) temporarily advanced from funds currently held in the General Fund, such expenditures to be made to pay a portion of the cost of the foregoing permanent improvements and (2) that the maximum principal amount of debt to be issued by the City for the facilities described in this Order including for reimbursement purposes is \$179,000 and the Assistant City Manager is authorized to advance money from the General Fund of the City for payment of such costs.

Yeas: 9; Dowling, Sotir, Doore, Veilleux, Foster,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

NEW BUSINESSHAS BEEN READ AND PASSED

270 ORDERED, That minutes of the City Council meetings held August 19, and 26, 2002 submitted by the City Clerk be approved.

Yeas: 9; Dowling, Sotir, Doore, Veilleux, Foster,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

NEW BUSINESS (Con't)HAS BEEN READ AND PASSED (Con't)

271 ORDERED, That John Harvey Versteeg be reappointed to the Conservation Commission; said term to expire September 9, 2005.

Yeas: 9; Dowling, Sotir, Doore, Veilleux, Foster,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

272 ORDERED, That the following be appropriated for education funding.

ORDERED, That the following categories of funds as provided by the Maine State Legislature be accepted:

State Aid to Education (including Federal Pass-Through Funds of Categorical Grants) - Estimated \$10,850,000

ORDERED, That the sum of \$17,112,965 be ratified as appropriated on May 20, 2002 as the foundation allocation for school purposes; and

BE IT FURTHER ORDERED, That the sum of \$8,422,311 be raised as the local share of the foundation allocation for FY2002-2003.

ORDERED, That the sum of \$526,783 be ratified as appropriated on May 20, 2002 for the education debt service allocation; and

BE IT FURTHER ORDERED, That the sum of \$324,340 be raised as the local share of debt service for FY2002-2003.

ORDERED, That the sum of \$2,390,810 be ratified as appropriated on May 20, 2002 and that the sum of \$2,536,996 be raised in additional local funds under the provision of Title 20-A M.R.S.A., Section 15614.

ORDERED, That the sum of \$2,568,337 be ratified as appropriated on May 20, 2002 from other revenue sources, including tuition revenue, miscellaneous receipts, fund balance, and other state subsidy sources for education.

ORDERED, That the sum of \$23,103,884 appropriated for school purposes on May 20, 2002 be ratified; and

NEW BUSINESS (Con't)HAS BEEN READ AND PASSED (Con't)

272 Continued

BE IT FURTHER ORDERED, That the Board of Education (School Board) for fiscal year beginning July 1, 2002 and ending June 30, 2003 be authorized to expend said appropriation from the Foundation Allocation, Debt Service Allocation unexpended balances, tuition, receipts, local appropriations, State subsidy and other receipts for the support of schools.

ORDERED, That the sum of \$536,329 be ratified as appropriated on May 20, 2002 for Adult Education; and

BE IT FURTHER ORDERED, That the sum of \$287,829 be raised as the local share for Adult Education for FY2002-2003; and

BE IT FURTHER ORDERED, That this budget does not include the estimated amount of \$2,300,400 in employer share of teacher retirement costs that is paid directly by the State.

Yeas: 9; Dowling, Sotir, Doore, Veilleux, Foster,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

273 ORDERED, That the City Council shall hold a public hearing on September 18, 2002 at 6:00 p.m. to consider the following proposed amendments to the City Charter and to decide whether it should be placed on the ballot at the next regular Municipal election to be held November 5, 2002:

"Shall the municipality approve the Charter amendments as passed by City Council in Order #273 on September 9, 2002?"

Amend the City Charter to reflect the following:

1. change compensation for Council members from \$150 per month to \$250 per month; change compensation for Mayor from \$200 per month to \$400 per month; change compensation for School Board members from \$150 per month to \$200 per month; compensation for School Board Chairperson from \$175 per month to \$300 per month.

NEW BUSINESS (Con't)

HAS BEEN READ AND PASSED (Con't)

273 Continued

2. the Mayor and Chairperson of the School Board shall vote only in the event of a tie vote and shall restore veto authority.

3. compensation for Planning Board members to be set at \$50 per month;

4. change date of submission of School budget to City Council from 120 days to 90 days prior to the beginning of a new fiscal year;

5. eliminate term limits for elected municipal officials;

6. eliminate Director of City Services position.

Yeas: 8; Dowling, Sotir, Doore, Veilleux, Foster,
O'Brien, Mayo-Wescott, Koski

Nays: 1; Lund

274 ORDERED, That the City Council enter into Executive Session to discuss

1) a land acquisition matter; and

2) a personnel matter.

Yeas: 9; Dowling, Sotir, Doore, Veilleux, Foster,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

Respectfully submitted,

Cheryl A. Frith
City Clerk