

OFFICE OF THE CITY CLERK

AUGUSTA, MAINE

July 20, 2006

Minutes of the special City Council meeting held Monday, July 17, 2006 at 7:00 p.m., Council Chambers, City Center.

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

Public comments were held on items listed on the agenda.

OLD BUSINESS AND TABLED MATTERS

HAS BEEN READ AND PASSED

119 ORDERED, That the Department of Public Works shall install a speed table on Quimby Street in the vicinity of Hussey School.

Yeas: 7; Byron, Doore, O'Brien,
Lerman, Coffin, Koski, Lund

Nays: 0

NEW BUSINESS

HAS BEEN READ AND TABLED

124 ORDERED, That the following property located at 759 Eastern Ave, Augusta, Maine, Tax Map 14, Lot 2, is declared a "Dangerous Building" that is:

- a. unsanitary, and
- b. constitutes a fire hazard, and
- c. constitutes a health or safety hazard because of inadequate maintenance, dilapidation, obsolescence or abandonment, and
- d. is otherwise dangerous to life or property.

Therefore, the above-mentioned property is adjudged to be a dangerous nuisance, and shall be forthwith repaired or restored to a safe condition, or removed, or demolished within fifteen (15) calendar days of the effective date of this Order. Failing said action by the building's owner, and failing the filing of an appeal with the Superior Court within the prescribed period, the City of Augusta shall act to cause the above-mentioned dangerous nuisance to be abated or removed in compliance with this Order.

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

124 Continued

Should the City of Augusta be required to abate or remove the above-mentioned dangerous nuisance in accordance with this Order, all expenses attendant thereof shall be repaid to the City by the owner or co-owner within thirty (30) days after demand or a special tax may be assessed by the City Assessor against the land on which said building was located for the amount of such expenses and such amount shall be included in the next annual warrant to the City's Tax Collector for collection, and shall be collected in the same manner as other state, county, and municipal taxes are collected. In addition to levying a special tax, the City may recover its expenses by means of a civil action brought against the owner.

Yeas: 7; Byron, Doore, O'Brien,
Lerman, Coffin, Koski, Lund

Nays: 0

HAS BEEN READ AND PASSED

120 ORDERED, That the City Manager is authorized to submit an application to the Maine Department of Transportation for \$100,000 for enhancement funding for trails at Mill Park.

Yeas: 7; Bryon, Doore, O'Brien,
Lerman, Coffin, Koski, Lund

Nays: 0

121 ORDERED, That the City Manager is authorized to transfer \$25,000 from the 2004/2005 Capital Improvement Program originally earmarked for riprap repair along the banks of the Kennebec River to Mill Park Canal Street reconstruction and boat ramp project.

Yeas: 7; Byron, Doore, O'Brien,
Lerman, Coffin, Koski, Lund

Nays: 0

122 ORDERED, That the City Manager is authorized to submit an application for a \$100,000 grant for CDBG Historic Preservation funding for stained glass windows at Lithgow Library and to schedule the necessary public hearings thereafter.

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

Yeas: 7; Byron, Doore, O'Brien,
Lerman, Coffin, Koski, Lund

Nays: 0

123 ORDERED, That the following property located at 2881 North Belfast Ave, Augusta, Maine, Tax Map 8, Lot 4, is declared a "Dangerous Building" that is:

- a. structurally unsafe, and
- b. unstable, and
- c. unsanitary, and
- d. constitutes a fire hazard, and
- e. constitutes a health or safety hazard because of inadequate maintenance, dilapidation, obsolescence or abandonment, and
- f. is otherwise dangerous to life or property.

Therefore, the above-mentioned property is adjudged to be a dangerous nuisance, and shall be forthwith repaired or restored to a safe condition, or removed, or demolished within fifteen (15) calendar days of the effective date of this Order. Failing said action by the building's owner, and failing the filing of an appeal with the Superior Court within the prescribed period, the City of Augusta shall act to cause the above-mentioned dangerous nuisance to be abated or removed in compliance with this Order.

Should the City of Augusta be required to abate or remove the above-mentioned dangerous nuisance in accordance with this Order, all expenses attendant thereof shall be repaid to the City by the owner or co-owner within thirty (30) days after demand or a special tax may be assessed by the City Assessor against the land on which said building was located for the amount of such expenses and such amount shall be included in the next annual warrant to the City's Tax Collector for collection, and shall be collected in the same manner as other state, county, and municipal taxes are collected. In addition to levying a special tax, the City may recover its expenses by means of a civil action brought against the owner.

Yeas: 7; Byron, Doore, O'Brien,
Lerman, Coffin, Koski, Lund

Nays: 0

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

- 125 ORDERED, That the following property located at 10 Glendon St, Augusta, Maine, Tax Map 33, Lot 53, is declared a "Dangerous Building" that is:
- a. structurally unsafe, and
 - b. unstable, and
 - c. unsanitary, and
 - d. constitutes a fire hazard, and
 - e. constitutes a health or safety hazard because of inadequate maintenance, dilapidation, obsolescence or abandonment, and
 - f. is otherwise dangerous to life or property.

Therefore, the above-mentioned property is adjudged to be a dangerous nuisance, and shall be forthwith repaired or restored to a safe condition, or removed, or demolished within fifteen (15) calendar days of the effective date of this Order. Failing said action by the building's owner, and failing the filing of an appeal with the Superior Court within the prescribed period, the City of Augusta shall act to cause the above-mentioned dangerous nuisance to be abated or removed in compliance with this Order.

Should the City of Augusta be required to abate or remove the above-mentioned dangerous nuisance in accordance with this Order, all expenses attendant thereof shall be repaid to the City by the owner or co-owner within thirty (30) days after demand or a special tax may be assessed by the City Assessor against the land on which said building was located for the amount of such expenses and such amount shall be included in the next annual warrant to the City's Tax Collector for collection, and shall be collected in the same manner as other state, county, and municipal taxes are collected. In addition to levying a special tax, the City may recover its expenses by means of a civil action brought against the owner.

Yeas: 7; Byron, Doore, O'Brien,
Lerman, Coffin, Koski, Lund

Nays: 0

NEW BUSINESS (Con't)

HAS BEEN READ AND PASSED (Con't)

126 ORDERED, That minutes of the City Council meeting held July 10, 2006 submitted by the City Clerk be approved.

Yeas: 7; Byron, Doore, O'Brien,
Lerman, Coffin, Koski, Lund

Nays: 0

127 ORDERED, That the City Council approves the appointment of Councilor Sylvia Lund to the Cony Flatiron Building Committee. This appointment will increase the Council membership from three (3) to four (4) and total membership from seven (7) to eight (8).

Yeas: 6; Byron, Doore, O'Brien,
Coffin, Koski, Lund

Nays: 1; Lerman

Respectfully submitted,

Barbara E. Wardwell
City Clerk