

OFFICE OF THE CITY CLERK

AUGUSTA, MAINE

July 17, 2008

Agenda for the regular City Council meeting to be held Monday, July 21, 2008 at 7:00 p.m., Council Chambers, City Center.

There will be a pre-meeting of the City Council at 6:30 p.m. in Conference Room A. No Council actions are taken at pre-meetings. Pre-meetings are open to the public.

PUBLIC HEARING - Malt, Spirituous and Vinous Liquor License application for Sweet Chilli Thai Restaurant, 75 Airport Road.

PUBLIC HEARING - Malt, Spirituous and Vinous Liquor License application for Giri Community Drive, LLC, d/b/a Holiday Inn, 110 Community Drive

PUBLIC COMMENTS ON ITEMS LISTED ON THE AGENDA.

CONSENT AGENDA - All matters listed under this item will be considered routine and will be enacted by one motion. If a Councilor wishes to discuss one (or more) item(s), Councilor may ask to have the item(s) removed from the Consent Agenda and considered individually.

114 Manager (Bureau of City Clerk)
ORDERED, That minutes of the City Council meeting held July 7, 2008 submitted by the City Clerk be approved.

115 Manager (Department of Community Services)
ORDERED, That the City Council accept a donation for the Augusta Recreation Kids Club House Program in an amount totaling \$1,000.00 from the Wal-Mart Foundation.

116 Mayor Katz
ORDERED, That Stephen Roberge be reappointed to the International Code Council; said term to expire August 15, 2013.

OLD BUSINESS AND TABLED MATTERS

HAS BEEN READ AND TABLED

131 Mayor Katz and Councilor Gomeau
WHEREAS, commercial blasting and use of explosives for purposes of quarrying mineral extraction and the production of construction materials have been occurring frequently in the

OLD BUSINESS AND TABLED MATTERS (Con't)

HAS BEEN READ AND TABLED (Con't)

131 Continued
City of Augusta, and whereas numerous reports of property damage resulting from such blasting have been communicated to the City, and

WHEREAS, current City of Augusta Ordinances are inadequate to effectively regulate and prevent serious public harm and property damage which may occur as a result of blasting in the City, and

WHEREAS, City Staff is aware of planned blasting in the vicinity of residential homes in the City, and

WHEREAS, the City Council has appointed a Committee to draft a new Ordinance regulating blasting, which has not completed its work, and

WHEREAS, the City Council needs additional time to complete the process of enacting a new Ordinance regulating blasting.

NOW THEREFORE, The Council hereby ORDERS that a moratorium be enacted effective as of the date of passage by Council which prohibits all commercial blasting and use of explosives for the purpose of mineral extraction, quarrying or the production of construction materials within 2000 feet of a residence.

This moratorium will expire in one hundred eighty (180) days from the date of passage or upon the effective date of enactment of a new Ordinance regulating blasting, whichever occurs first.

HAS BEEN READ AND AMENDED, FIRST READING

113 Councilors Rollins, Coffin, Munson
BE IT ORDAINED, That the Augusta City Council ~~accepts~~ adopts the Blasting Ordinance as recommended by the Blasting Committee (see attached).

NEW BUSINESS

117 Manager (Bureau of City Clerk)
ORDERED, That the following application for a Malt, Spirituous and Vinous Liquor License be approved:

Suparinya Anderson, d/b/a Sweet Chilli Thai Restaurant, 75 Airport Road.

118 Manager (Bureau of City Clerk)
ORDERED, That the following application for a Malt, Spirituous and Vinous Liquor License be approved:

Giri Community Drive, LLC, d/b/a Holiday Inn, 110 Community Drive.

119 Manager (Police Department)
ORDERED, That the City Council does hereby grant approval pursuant to Title 15 of the Maine Revised Statutes Annotated Sections 5824(3) & 5826(6) to the transfer of (\$1,355.00), U.S. Currency and one Astack Wireless video surveillance camera, Defendant(s) in Rem, or any portion thereof, on the grounds that the Augusta Police Department did make a substantial contribution to the investigation of this criminal case, namely, State of Maine v. Derek Owen, Kennebec County Superior Court, Docket No. CR-08-353.

120 Councilors Doore and Rollins
ORDERED, That the City Manager is authorized to enter into a contract with Front Row Marketing Services for the marketing of naming rights and other advertising at the Augusta Civic Center.

121 Manager
ORDERED, That the following FY 2008 appropriations be increased:

Public Works, snow removal	\$100,000.00
Utilities	15,000.00
Total	\$115,000.00

BE IT FURTHER ORDERED, That the estimated revenue from investment income be increased by \$115,000.00.

NEW BUSINESS (Con't)

- 122 Manager (Bureau of Engineering)
ORDERED, That if needed by the Greater Augusta Utility District's contractor to minimize extensive traffic disruptions associated with the reconstruction of Winthrop Street, that the City Council hereby waives Section 5.1.15.1.1.F of the Land Use Ordinance of the City of Augusta regarding the restriction in construction activities between the hours of 10:00 p.m. and 7:00 a.m. in order to allow night time work by the contractor if they so choose.
- 123 Councilor Doore
ORDERED, That a portion of land adjacent to the existing southerly right of way line of Cony Street be accepted as additional right of way for Cony Street and Cony Circle. This portion of land is shown on a Maine Department of Transportation right of way map for Cony Circle, Augusta, Kennebec County, State Project 15214.00, Sheet 1 of 5, on file in the office of the Maine Department of Transportation at Augusta, File No. 6-421. The boundary of this portion of land is more particularly described in a deed from Border Trust Company to the Inhabitants of the City of Augusta dated July 1, 2008 to be recorded in the Kennebec County Registry of Deeds.
- 124 Manager
ORDERED, That the City Manager is authorized to seek sealed bids for the sale of 84 Mt. Vernon Avenue.
- 125 Mayor Katz
WHEREAS, the Augusta City Council has been requested by Representative Patsy Crockett and by others to consider the matter of a name change to the State-owned bridge in Augusta connecting Cony and Bridge Streets and currently named the Father John Curran Bridge, and

WHEREAS, the Augusta City Council finds that it is appropriate and warranted to make such a recommendation in this matter to the Maine Legislature, within whose jurisdiction lies the authority to name and rename bridges, and

WHEREAS, the Augusta City Council has been advised by the Bishop of the Diocese of Maine that he does not object to and indeed supports the renaming of said bridge, and

WHEREAS, acknowledging the sensitivity of this matter to all residents of Augusta, in particular those of Franco-American

NEW BUSINESS (Con't)

125 Continued
descent, and noting the recent action taken by the Executive
Committee of Le Club Calumet, now, therefore,

BE IT RESOLVED, That the Augusta City Council does, after
appropriate deliberation, hereby recommend to the Maine
Legislature that it remove the name of Father John Curran from
said bridge and adopt an appropriate name in its place.

COMMUNICATIONS

Committee Reports

City Manager's Report

Respectfully submitted,

Barbara E. Wardwell
City Clerk