

**REVISED**  
**AGENDA FOR THE REGULAR CITY COUNCIL MEETING**  
**THURSDAY, SEPTEMBER 17, 2009**  
**COUNCIL CHAMBERS, CITY CENTER**  
**7:00 P.M.**

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.

PROCLAMATION - Childhood Cancer Awareness Week

PRESENTATION - Alzheimer's Memory Walk by Gail Schade

PRESENTATION - Museum in the Streets / Downtown WiFi

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.

- 120    Manager (Bureau of City Clerk)  
          ORDERED, That the minutes of the City Council meeting held September 3, 2009 submitted by the City Clerk be approved.
- 121    Mayor Katz  
          ORDERED, That Gary Peachey, William Perry, David Smith, and Peter Thompson be reappointed to the Airport Advisory Committee; said terms to expire September 18, 2012.

OLD BUSINESS AND TABLED MATTERS

SECOND READING

- 118    Councilor O'Brien  
          BE IT ORDAINED, By the City Council of the City of Augusta, as follows:  
          The lot known as Assessor's Map 11, Lot 45F shall be rezoned in accordance with Section 1.6.1(A)(iv)(a) of the Augusta Land Use Ordinance. The new zone shall be Rural Ponds District (RPDS).
- 119    Councilors Munson and Rollins  
          BE IT ORDAINED, By the City Council of the City of Augusta, as follows:  
          That Article V. Museums, Subdivision 2. Board of Trustees, Sections 6.5-261(a) and 6.5-263(a) of the Revised Code of Ordinances, 1990, as amended, are further amended as attached.

NEW BUSINESS

PART 1 – ORDER

122 Councilor Coffin

WHEREAS, The Augusta City Council wishes to promote the development of recreational trails on the parcels of City property bounded by Bond Brook, the Augusta State Airport and the City's Department of Public Works, and

WHEREAS, The City Council acknowledges and commends the work accomplished to date by Augusta Trails and Central Maine New England Mountain Bike Association to plan, permit and construct trail systems on these parcels, and

WHEREAS, The City Council recognizes the great potential for recreation and economic development that the Bond Brook trails systems represents, and

WHEREAS, The City Council finds that the Team Cony high school fund-raising project serves as an excellent model for fund-raising for Bond Brook trails development.

NOW THEREFORE, BE IT ORDERED, That the City Manager is hereby authorized to work with representatives of Augusta Trails, Inc. to develop a draft contract that will provide for an ongoing cooperative relationship between the City and Augusta Trails designed to facilitate the funding, development and operation and maintenance of the trail systems.

BE IT FURTHER ORDERED, That said agreement will contain provision for authorizing Augusta Trails to provide specific naming rights opportunities as part of their fund-raising efforts and regular reporting requirements back to City Council.

BE IT FURTHER ORDERED, That said agreement shall stipulate that City Council retains all rights as property owner necessary to ensure open public access to said property and rules and regulations for operation that are consistent with the City Charter and Code of Ordinances.

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

123 Councilor Munson

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

That Chapter 6, Article II. Code Enforcement, Division 4. Blasting Ordinance. Section 6-89 of the Revised Code of Ordinances, 1990, as amended, is further amended by adding the following:

NEW BUSINESS (Con't)

123 Continued

Sec. 6-89. Violations and Penalties.

(a) Penalties. The submission of willful false information required by this ordinance, or the violation of this ordinance or the violation of any condition attached to a permit granted under this ordinance shall constitute a land use violation for which an enforcement action may be commenced by the City in accordance with Title 30-A M.R.S.A. § 4452.

(b) Reporting. A copy of the violation report and Consent Agreement reached between the City and the person or entity found in violation of any portion of this Ordinance will be filed in their permit or license file and the same shall be reported in writing to the City Council.

OTHER BUSINESS

Executive session to discuss labor negotiations; 1 M.R.S.A. §405(6)(D).

COMMUNICATIONS

Committee Reports

City Manager's Report

Respectfully submitted,

Barbara E. Wardwell, City Clerk  
September 15, 2009 (Revised)