

OFFICE OF THE CITY CLERK

AUGUSTA, MAINE

December 7, 2007

Minutes of the regular City Council meeting held Thursday, December 6, 2007 at 7:00 p.m., Council Chambers, City Center.

All members of the Council were present except Councilor O'Brien; Mayor Katz presided.

Public comments were held on items listed on the agenda.

OLD BUSINESS AND TABLED MATTERS

HAS BEEN READ AND TABLED

131 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 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.

(NO MOTION TO REMOVE FROM TABLE)

OLD BUSINESS AND TABLED MATTERS (Con't)

HAS BEEN READ AND TABLED (Con't)

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

That Chapter 18, section 73, Schedule of no parking, restricted parking areas, of the Revised Code of Ordinances 1990, as amended be further amended by deleting all existing parking regulations on Arsenal Street.

That Chapter 18, section 73 Schedule of no parking, restricted parking areas, of the Revised Code of Ordinances 1990, as amended be further amended by adding the following:

Arsenal Street:

No parking on the west side the entire length.

No parking on the east side from Cony Street to Spruce Street

No parking on the east side from the intersection of East Chestnut Street, for sixty (60) feet.

Parking on the east side starting at a point sixty (60) feet southerly of East Chestnut Street for a distance of one hundred fifty-two (152) feet restricted to handicapped parking only.

Parking on the east side starting at a point two hundred twelve (212) feet southerly of East Chestnut Street southerly for a distance of one hundred forty (140) feet designated Patient Pickup and Discharge Only.

No parking on the east side starting at a point three hundred fifty-two (352) feet southerly of East Chestnut Street southerly for the remaining distance.

(NO MOTION TO REMOVE FROM TABLE)

NEW BUSINESS

HAS BEEN READ AND PASSED, AS AMENDED

245 ORDERED, That the City Council schedule of meetings for 2008, as required by Article II, Section 2-50 of the City Code of Ordinances, be set as follows:

January 7 - Business Meeting to include swearing in of Newly Elected Officials

January 15 14 - Informational Meeting

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

245 Continued

January 21 22 - Business Meeting

January 28 - Informational Meeting

BE IT FURTHER ORDERED, that for the remainder of the year, the City Council Business Meetings will be held on the first and third Mondays of each month. Informational Meetings will be called by the Mayor or City Manager on an as-needed basis. Business Meetings will be held at 7:00 p.m. and Informational Meetings will be held at 6:30 p.m. Exception: on a Monday preceding an Election Day the Council Meeting will be moved to the following Thursday.

BE IT FURTHER ORDERED, that the Mayor, City Council or City Manager may amend or revise dates and times of meetings as is deemed necessary.

Yeas: 6; Byron, Doore, Gomeau,
Rollins, Coffin, Koski

Nays: 0

HAS BEEN READ AND PASSED

240 ORDERED, That minutes of the City Council meetings held November 19, 2007 submitted by the City Clerk be approved.

Yeas: 6; Byron, Doore, Gomeau,
Rollins, Coffin, Koski

Nays: 0

241 ORDERED, That Roberta Record and Rex Turner be reappointed to the Conservation Commission; said terms to expire December 31, 2010.

Yeas: 6; Byron, Doore, Gomeau,
Rollins, Coffin, Koski

Nays: 0

242 ORDERED, That Mark O'Brien (12 Myrtle Street), Michael Seitzinger (93 Ganneston Drive) and Donald Roberts (44 Longwood Avenue) are hereby appointed to the Augusta Charter Commission.

Yeas: 5; Byron, Gomeau, Rollins,
Coffin, Koski

Nays: 1; Doore

NEW BUSINESS (Con't)

HAS BEEN READ AND PASSED (Con't)

243 ORDERED, That the City Manager be and hereby is authorized to execute on behalf of the City a contract with Maine Department of Transportation for a State Infrastructure Bank Financing Agreement for Outer Western Avenue in the amount of \$550,000.

BE IT FURTHER ORDERED, That the City Manager be and hereby is authorized to execute on behalf of the City an agreement with Packard Development, LLC regarding the use and repayment of the State Infrastructure Bank Financing.

Yeas: 6; Byron, Doore, Gomeau,
Rollins, Coffin, Koski

Nays: 0

244 ORDERED, That the City Manager is authorized to commit the necessary financial resources from the City's Airport Fund to ensure uninterrupted fuel services at the airport with the expectation that expenditures shall be reimbursed by the end of the fiscal year by the Maine Department of Transportation.

Yeas: 6; Byron, Doore, Gomeau,
Rollins, Coffin, Koski

Nays: 0

Respectfully submitted,

Barbara E. Wardwell
City Clerk