

**REVISED AGENDA FOR THE REGULAR CITY COUNCIL MEETING
THURSDAY, JANUARY 5, 2012
COUNCIL CHAMBERS, CITY CENTER
7:00 P.M.**

There will be no pre-meeting. A reception for the newly elected members will be held outside the Council Chambers at 6:00 p.m.

OATH OF OFFICE – City Council Members and Board of Education Members

Jeffrey Bilodeau – Councilor, At-Large
Michael G. Byron – Councilor, Ward 1
Mark S. O’Brien – Councilor, Ward 4
Susan B. Campbell – Board of Education, Chair
Laurence G. Ringrose – Board of Education, At-Large
Deborah Towle – Board of Education, Ward 2

PRESENTATION - Cony High School Students of the Month for October:

Nicole Liyanage-Don
Thon Itthipalakorn

- Cony High School Students of the Month for November:

Erika Burns
Dylan Cheever

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.

12-001 Manager (Bureau of City Clerk)

ORDERED, That the minutes of the City Council meeting held December 1, 2011, submitted by the Deputy City Clerk, be approved.

12-002 City Manager

ORDERED, That the City Council accept a donation from the Get Together Senior Citizens Club in an amount totaling \$200.00 for heating assistance for residents of Augusta who are not General Assistance eligible.

12-003 City Manager

ORDERED, That the City Council accept a donation for the Health and Welfare Bureau in an amount totaling \$250.00 from the “Kennebec Plaza \$2 A Month Club” to benefit those in need of fuel assistance and not eligible for General Assistance as determined by staff of the Health and Welfare Bureau.

12-004 Mayor Stokes

ORDERED, That Megan Hopkins be appointed to the Historic Preservation Commission; said term to expire on January 5, 2015.

OLD BUSINESS AND TABLED MATTERS

HAS BEEN READ AND TABLED

11-146 Councilor O'Brien

ORDERED, That the City Manager be authorized to contract for demolition and improvements to Haymarket Square not including the construction of new bathroom facilities and not to exceed \$120,000 from the Downtown TIF.

OLD BUSINESS AND TABLED MATTERS (Con't)

SECOND READING

11-190 Councilors Paradis and Rollins

WHEREAS, the City council hereby finds that smoking and tobacco use are health hazards and it is in the public interest to prohibit tobacco use at parks, City facilities and athletic facilities, it is hereby ORDAINED as follows:

- (1) Smoking and all other tobacco use is prohibited at:
 - a. All City of Augusta owned parks and playgrounds;
 - b. City of Augusta owned athletic facilities. "Athletic facilities" means all ball fields, courts and their spectator area(s), including bleachers;
 - c. Except in specifically designated areas, provided a suitable location can be identified, at city of Augusta owned facilities to include: Augusta Civic Center, Buker Community Center, City Center, John Charest Public Works Compound, Lithgow Public Library, Naval Reserve – Police Department and Old Fort Western.
- (2) Sidewalks adjacent to parks, athletic facilities and grounds and run parallel to City streets or State highways shall be exempt from this ordinance.
- (3) The City's Facilities Manager, in consultation with the responsible staff person for each facility where the grounds are located, will determine and designate a location for a smoking area for both the public and City personnel.
- (4) Violators shall first be warned orally by the Police Department. Subsequent violations are subject to a minimum \$50 fine per occurrence.
- (5) Tobacco use on all school grounds is prohibited by state law at all times.

- (6) Tobacco use at City indoor facilities and outside exterior at least 20 ft. from entryways, windows, vents and doorways, and not in any location that allows smoke to circulate back into the building is prohibited by state law at all times.

11-191 Councilors Coffin and O’Brien

WHEREAS, the Planning Board held a public hearing and voted unanimously to recommend the following modification; and

WHEREAS, the City Council finds that the requirements for a text amendment to the Land Use Ordinance found in Section 1.6.1.B of the Land Use Ordinance have been met.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Augusta that the following amendments be made to the Land Use Ordinance:

The table of dimensional standards in Section 3.6.1.7.C.5 be modified to add a new dimensional standard and modify one existing dimensional standard as follows:

<i>Standard</i>	<i>For independent lots NOT PART of a subdivision, Major Development, or PUD with a Development Tract/Parcel size of forty (40) Acres or more</i>	<i>For independent lots THAT ARE PART of a subdivision, Major Development, or PUD with a Development Tract/Parcel size of forty (40) Acres or more</i>
Minimum Street /Road Frontage along Church Hill Road/Rt. 105 for a <u>non-residential lot</u>	400 ft.	300 ft.
<u>Minimum Street /Road Frontage along Church Hill Road (north of Rt 3) and all of Rt. 105 for a residential lot</u>	<u>400 ft.</u>	<u>300 ft.</u>
<u>Minimum Street /Road Frontage along Church Hill Road between Rt 3 and Rt. 105 for a residential lot</u>	<u>200 ft.</u>	<u>200 ft.</u>

All other dimensional standards in the table shall remain unchanged.

OTHER BUSINESS

Enter into executive session for sale or lease of property negotiations; 1 M.R.S.A. §405(6)(C)

COMMUNICATIONS

Committee Reports

City Manager's Report

Respectfully submitted,



Barbara E. Wardwell, City Clerk
January 3, 2012