

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING  
MAY 3, 2012  
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.

PUBLIC HEARING - Malt and Vinous Liquor License application for Carla Noyes of White Flour Catering, LLC

PRESENTATION - Director of Public Works, Lesley Jones, regarding Hazardous Waste and E Waste collections

PRESENTATION - Augusta State Airport

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.

**12-063           Manager (Bureau of City Clerk)**

ORDERED, That the minutes of the City Council meeting held April 19, 2012, submitted by the Deputy City Clerk, be approved.

**12-064           Mayor Stokes**

ORDERED, That Andrew Dunbar be reappointed to the Board of Zoning Appeals; said term to expire May 21, 2015.

**12-065           Manager (Bureau of Community Services)**

ORDERED, That the City Council accept from MaineGeneral Hospital a donation for the Farmers' Market at Mill Park in an amount totaling \$5,000.00.

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.

**12-047 Councilor Rollins**

ORDERED, That the City Manager be authorized to contract with Neokraft signs of Lewiston, Maine to manufacture and install Welcome and Gateway signage additions on existing gateway signage infrastructure that will incorporate the City's new logo for an amount not to exceed \$6,990.00 to be charged to the Council Contingency fund.

NEW BUSINESS

PART 1 - ORDERS

**12-066 Manager (Bureau of City Clerk and Treasurer)**

ORDERED, That following a public hearing the application for a Malt and Vinous Liquor License be approved for:

Carla Noyes of White Flour Catering, LLC

**12-067 Manager (Bureau of Public Safety - Police)**

ORDERED, That the City Manager is authorized to accept grant funding in the amount \$18,407.40 from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant Program, FY2013 Local Solicitation. The grant of \$33,468.00 is distributed between three agencies. In accordance with grant specifications, grant funding will be allocated as such: \$18,407.40 awarded to the Augusta Police Department, \$9,705.72 awarded to the Waterville Police Department, \$5,354.88 awarded to the Kennebec County Sheriff's Office. The Augusta Police Department will be the administrative agency for the grant. Grant funding to the Augusta Police Department will be utilized to purchase one (1) police vehicle.

**12-068 Manager (Bureau of Development Services)**

ORDERED, That a section of the Town Way being the former location of State Highway No. 30 (Route 17) no longer of public use and necessity be discontinued as provided in Title 23 M.R.S.A. Section 3026 et sequ ; and

That the City chooses not to retain a public easement over the herein described area and that there shall be zero damages paid to abutting property owners.

Description of that section to be discontinued:

That section of the way as shown on a Maine Department of Transportation Right of Way Map entitled, State Highway "30", Augusta, Kennebec County, Federal Aid Project No. F-030-1(23), dated February 1988, on file in the Office of the Maine Department of Transportation, at its Office in Augusta, file No. 6-291, sheet 1 and being more fully described as follows:

That section of the former location of Route 17 that lies northerly of the following described line:

Beginning at a point in the present northeasterly line of Route 17, said point being seventy (70) feet northeasterly from and as measured along a line at right angles to the base line at Sta. 105+66;

Thence N 47°-55'-57.9" W and parallel to the baseline as shown on said plan, five hundred seventy-three (573) feet to a point seventy (70) feet northeasterly from and as measured along a line at right angles to the base line at Sta. 111+39.

NEW BUSINESS

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

**12-069 Manager (Bureau of Development Services)**

WHEREAS, the City Council finds that mixed use development with limited commercial opportunities directly east of the Cony Road intersection with Eastern Ave is supported by the 2007 Comprehensive Plan;

NOW, THEREFORE be it ORDAINED by the City Council of the City of Augusta, that the following parcels of land be rezoned from Rural Residential (RRES) to Planned Development 2 (PD2): Tax Map 11, Lot 123; Tax Map 56, Lots 2 and 3; and the portion of Tax Map 56, Lot 7 that is currently zoned RRES.

**12-070 City Manager (Bureau of Finance – Appropriation Resolve)**

BE IT RESOLVED, that there is hereby appropriated for the support of the departments of the City of Augusta, for payment of County Taxes, for the bonded indebtedness of the City, and for all the other debts incurred by the City for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the sum of \$51,525,384 of which a summary appears below.

BE IT FURTHER RESOLVED, that the amount to be raised from current real and personal taxes considering estimated departmental revenues, fund balance, and other sources of \$25,558,147 to be set at \$25,967,237.

BE IT FURTHER RESOLVED, that the City of Augusta appropriate \$24,096,923 for the total cost of funding public education from pre-kindergarten to grade twelve as described in Essential Programs and Services Funding Act and that the City of Augusta raise \$10,308,259 as the City's contribution to the total cost of funding public education from pre-kindergarten to grade twelve as described in Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688.

Explanation: The City's contribution to the total cost of funding public education from pre-kindergarten to grade twelve as described in Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that the municipality must raise in order to receive the full amount of state dollars.

BE IT FURTHER RESOLVED, that the City of Augusta raise and appropriate \$544,232 for the annual payments on debt service previously approved by the legislative body for non-state-funded school construction projects, non-state-funded portions of school construction projects and minor capital projects in addition to the funds appropriated as the local share of the school administrative unit's contribution to the total cost of funding public education from pre-kindergarten to grade twelve.

Explanation: Non-state-funded debt service is the amount of money needed for the annual payments on the City's long-term debt for major capital school construction and minor capital renovations that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the voters of the City as follows:

- New Cony High School – approved by the voters on December 2, 2003
- Gilbert Renovation Project – approved by the voters on March 28, 2011

BE IT FURTHER RESOLVED, that the City of Augusta raise and appropriate \$0 in additional local funds, which is less than the State's Essential Programs and Services allocation model by \$1,377,107 as required to fund the budget recommended by the School Board.

Explanation: The additional local funds, if any, are those locally raised funds over and above the City's local contribution to the total cost of funding public education from pre-kindergarten through grade twelve as described in the Essential Programs and Services Funding Act and local amounts raised for the annual debt service payment on previously approved non-state-funded school construction projects and the non-state-funded portion of minor capital school construction projects that will help achieve the City's budget for educational programs. The appropriate is less than the Essential Program and Services model.

BE IT FURTHER RESOLVED, that the City of Augusta appropriate \$549,594 and raise \$294,151 for Adult Education.

BE IT FURTHER RESOLVED, that the City of Augusta authorize the Augusta Board of Education to expend \$26,867,792 for the fiscal year beginning July 1, 2012 and ending June 30, 2013 from the City's contribution to the total cost of funding public education from pre-kindergarten to grade twelve as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy, and other receipts for the support of schools.

	PRELIMINARY BUDGET
LEGISLATIVE AND EXECUTIVE	
MAYOR AND COUNCIL	\$30,235
CITY MANAGER	\$195,142
CORPORATION COUNSEL	\$125,004
CENTRAL SERVICES	\$9,787
UNCLASSIFIED	\$133,660
COUNCIL CONTINGENCY	\$20,000
MANAGER CONTINGENCY	\$10,000
TOTAL LEGISLATIVE AND EXECUTIVE	<u>\$523,828</u>
FINANCE AND ADMINISTRATION	
CITY CLERK, TREASURER, TAX COLLECTOR	\$520,311
REGISTRATION AND ELECTIONS	\$47,994
CITY AUDITOR	\$155,374
INFORMATION SYSTEMS	\$368,196
ASSESSOR	\$152,929
FINANCE AND ADMINISTRATION	\$142,503
HUMAN RESOURCES	\$246,257
TOTAL FINANCE AND ADMINISTRATION	<u>\$1,633,564</u>
CITY SERVICES	
ECONOMIC DEVELOPMENT	\$226,259
PLANNING	\$165,778
HISTORICAL PRESERVATION	\$5,825
CODE ENFORCEMENT	\$166,668
CITY SERVICES ADMINISTRATION	\$59,792
ENGINEER	\$ 78,786
CITY BUILDINGS	\$515,847
BUKER SCHOOL	\$207,246
CONY/FLATIRON	\$52,140
TOTAL CITY SERVICES	<u>\$1,478,341</u>
COMMUNITY SERVICES	
CONSERVATION COMMISSION	\$0
COMMUNITY SERVICES ADMINISTRATION	\$161,760
PUBLIC LIBRARY	\$574,899
RECREATION	\$141,702
PARKS AND CEMETERIES	\$775,987
FORT WESTERN	\$83,582
BICENTENNIAL NATURE PARK	\$0

HEALTH AND WELFARE	\$124,807
GENERAL ASSISTANCE	\$455,655
TOTAL COMMUNITY SERVICES	\$2,318,392
PUBLIC SAFETY	
POLICE	\$4,078,787
FIRE	\$3,861,134
CIVIL EMERGENCY PREPAREDNESS	\$12,700
TOTAL PUBLIC SAFETY	\$7,95,621
PUBLIC WORKS	
PUBLIC WORKS ADM	\$60,042
HIGHWAY	\$1,291,210
SNOW REMOVAL	\$1,240,820
WASTE REMOVAL	\$748,262
TOTAL PUBLIC WORKS	\$3,340,334
TOTAL UTILITIES	\$2,468,623
TOTAL RETIREMENT AND INSURANCE	\$2,724,853
TOTAL SERIAL BONDS AND NOTES	\$834,638
TOTAL RESERVE AND CASH C.I.P.	0
TOTAL COUNTY TAX	\$1,382,397
DEPARTMENT OF EDUCATION	
BOARD OF EDUCATION	\$83,626
SUPERINTENDENT'S OFFICE	\$559,940
MIDDLE SCHOOL	\$1,880,794
ELEMENTARY SCHOOLS	\$8,328,837
CONY HIGH SCHOOL	\$6,133,098
CAPITAL ARE TECHNICAL CENTER	\$2,424,295
SYSTEM WIDE SERVICES	\$4,361,871
DEBT SERVICE	\$2,545,737
ADULT EDUCATION	\$549,594
TOTAL DEPARTMENT OF EDUCATION	\$26,867,792
TOTAL APPROPRIATIONS	\$51,525,384

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,

Tina M Charest, Deputy City Clerk  
April 30, 2012