

**MINUTES FOR THE CITY COUNCIL MEETING
COUNCIL CHAMBERS
THURSDAY, AUGUST 21, 2014
7:00 P.M.**

All members of Council were present; Mayor O'Brien presided.

Public comments were held on items listed on the agenda.

NEW BUSINESS

READ, FIRST READING

14-148

WHEREAS, the City Council finds that changes are necessary to clarify the blasting ordinance and to enable additional methods of notification;

NOW THEREFORE BE IT ORDAINED, By the City Council of the City of Augusta that the City of Augusta Blasting Ordinance, Section 6-84(a)(1) and Section 6-85(b) be amended as shown in the attached Draft dated August 1, 2014 (strikethrough text to be removed, underlined text to be added).

(FIRST READING, NO VOTE TAKEN)

14-149

WHEREAS, the City Council finds that changes to the Mineral Extraction Ordinance will better protect neighborhoods and not be a significant burden to industry;

NOW THEREFORE BE IT ORDAINED, By the City Council of the City of Augusta that the ordinance changes outlined in the document titled Division 3: Mineral Extraction Draft August 17, 2014, shall be made as follows: 1) text underlined shall be added to the ordinance; 2) text in strikethrough shall be deleted from the ordinance. Note: Items highlighted in yellow are not additions or deletions and are only temporarily highlighted to draw the Council's and public's attention to the standards in Section 6-76 that existing mineral extraction sites remain exempt from meeting.

(FIRST READING, NO VOTE TAKEN)

NEW BUSINESS (Con't)

READ AND PASSED

14-142

ORDERED, That the minutes of the City Council meeting held August 7, 2014, submitted by the City Clerk be approved.

Motion for Passage by: Byron Second by: Bilodeau
Yeas: 7; Byron, Grant, Paradis,
 Rollins, Bilodeau, McCormick, Munson
Nays: 0

14-143

ORDERED, That Kirsten Hebert be appointed to the Greater Augusta Utility District; said term to expire July 31, 2016.

Motion for Passage by: Byron Second by: Bilodeau
Yeas: 7; Byron, Grant, Paradis,
 Rollins, Bilodeau, McCormick, Munson
Nays: 0

14-144

BE IT ORDERED, That the City Manager is authorized to place out to sealed bid the following city owned tax acquired properties:

- Buckwood Road, Map 9, Lot 11, vacant land
- Lone Indian Trail, Map 4A, Lot 72B, vacant land
- 17 Hospital Street, Map 41, Lot 174, vacant single family home
- 11 High Street, Map 28, Lot 116, vacant single family home
- 14 Oxford Street, Map 35, Lot 190A, vacant single family home
- 59 Washington Street, Map 35, Lot 32, vacant land

BE IT FURTHER ORDERED, That the net proceeds from each sale will be credited to the reserve for demolition of unsafe structures located in the city.

BE IT FURTHER ORDERED, That the City Council reserves the right to reject any or all bids.

Motion for Passage by: Byron Second by: Rollins
Yeas: 7; Byron, Grant, Paradis,
 Rollins, Bilodeau, McCormick, Munson
Nays: 0

14-145

BE IT ORDERED: That, under and pursuant to the provisions of Maine law and the Charter and City Ordinances of the City of Augusta, Maine, the City Manager is authorized to execute and deliver a tax-exempt lease purchase agreement with M.S.T. Government Leasing, LLC in the name and on behalf of the City of Augusta, Maine (the "Issuer"), for the purpose of refunding and refinancing existing lease purchases of photocopier equipment and lease purchasing additional new and reconditioned photocopier equipment, any service agreements specifically financed in connection with certain equipment, consulting fees and related costs of issuance with an aggregate purchase price not exceeding One Hundred Thirty-Four Thousand Three Dollars and Twenty-Eight Cents (\$134,003.28), at a rate of interest of not more than 2.790% per year through August 1, 2019, and otherwise in such form as the City Manager may approve; and that the appropriate officials of the Issuer be and hereby are authorized to execute and deliver on behalf of the Issuer such other documents and certificates as may be required in connection with such tax-exempt lease purchase agreement; and that no part of the proceeds of said tax-exempt

lease purchase agreement shall be used, directly or indirectly, to acquire any securities or obligations, the acquisition of which would cause the tax-exempt lease purchase agreement to be a “private activity bond” or an “arbitrage bond” within the meaning of Sections 141 and 148, respectively, of the Internal Revenue Code of 1986, as amended (the “Code”); and that the tax-exempt lease purchase agreement issued pursuant hereto be designated as a qualified tax-exempt obligation within the meaning of Section 265(b)(3)(B) of said Code; and that the City Manager be and hereby is authorized to covenant on behalf of the Issuer to file any information report and pay any rebate due to the United States in connection with the issuance of said tax-exempt lease purchase agreement, and to take all other lawful actions necessary to insure that the interest portion of the rental payments under and pursuant to the tax-exempt lease purchase agreement will be excluded from the gross income of the owners thereof for purposes of federal income taxation and to refrain from taking any action which would cause such interest portion of the rental payments to become includable in the gross income of the owners thereof.

Motion for Passage by: Byron Second by: Rollins
Yeas: 7; Byron, Grant, Paradis,
 Rollins, Bilodeau, McCormick, Munson
Nays: 0

14-146

WHEREAS, the City Council finds that duplicate street names can cause delays in the delivery of emergency services; and

WHEREAS, the City Council finds that Ballard Road and Ballard Street are not in close proximity and confusion during an emergency could result in significant delay of emergency personnel.

NOW THEREFORE BE IT ORDERED, That the City Council of the City of Augusta changes the name of Ballard Road to Jeff Gagnon Way.

Motion for Passage by: Munson Second by: McCormick
Yeas: 7; Byron, Grant, Paradis,
 Rollins, Bilodeau, McCormick, Munson
Nays: 0

14-147

WHEREAS, the City Council finds that rezoning all or a portion of the Viles property (Map 10, Lot 31) on Stone Street to allow it to become a conference center for non-profit organizations may be beneficial to the public; and

WHEREAS, the City Council desires to have the Planning Board review the possible rezoning and make a recommendation;

NOW THEREFORE BE IT ORDERED, By the City Council of the City of Augusta that the rezoning of the Viles property (Map 10, Lot 31) on Stone Street to allow it to become a conference center for non-profit organizations be sent to the Planning Board for their review and recommendation back to City Council.

Motion for Passage by: Rollins Second by: Munson
Yeas: 7; Byron, Grant, Paradis,
 Rollins, Bilodeau, McCormick, Munson
Nays: 0

Meeting adjourned at 7:50 p.m.

Respectfully submitted,

Barbara E. Wardwell, City Clerk
August 26, 2014