

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING
THURSDAY, SEPTEMBER 5, 2013
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.

PRESENTATION - Update on Natural Gas Construction in the City.

PRESENTATION - Middle School Basketball Clinics by Antrone "Juice" Moore

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.

13-146 Manager (Bureau of City Clerk)

ORDERED, That the minutes of the City Council meeting held August 15, 2013 submitted by the City Clerk, be approved.

13-147 Mayor Stokes

ORDERED, That John Seed be reappointed to the Board of Zoning Appeals, said term to expire July 3, 2016.

NEW BUSINESS

PART 1 - ORDERS

13-148 Councilors Bilodeau, Byron and Rollins

ORDERED, That the City Council accept the bids on the following tax acquired properties:

97 Bog Road Map 81, Lot 4, Lot Size: .11 Acre, Total Value: \$54,500 Bid: \$5,100
Bidder: Theresa M. Smith, 91 Bog Road, Augusta, Maine 04330 (abutter)

36 Oak Street, Map 34, Lot 124, Lot Size: .08 Acre, Total Value: \$82,200 Bid: \$15,000
Bidder: Matt Pouliot, 14 Winthrop Court, Augusta, Maine 04330 (abutter)

23 Bridge Street Street, Map 34, Lot 100, Total Lot Size: .05 Acre, Total Value: \$55,700
Map 34, Lot 97, Total Lot Size: .17 Acre, Total Value: \$19,700***
Bid: \$1,000.00 Bidder: Tobias Parkhurst, 107 Commercial Street, Augusta, Maine

These parcels contained land and buildings except for Map 34, Lot 97 (above ***) as it is an abutting land only parcel to Map 34, Lot 100.

BE IT FURTHER ORDERED, That all net sales proceeds be deposited in the Lithgow Library Capital Construction Fund Account.

13-149 Councilor O'Brien

ORDERED, That the City Council approves the attached Application for Petition and Petition forms as directed in the City Charter: Article V-A, Initiative and Referendum, Sec. 5. – Form of Application, Revised November 4, 2008.

13-150 City Manager (Bureau of Public Safety)

ORDERED, that the City Council does hereby grant approval pursuant to Title 15 of the Maine Revised Statutes Annotated, section 5824(3) & 5826(6) to the transfer of \$1,366.00, or any portion thereof to the Augusta Police Department, on the grounds that the City of Augusta Police Department did make a substantial contribution to the investigation of the criminal case, namely, State of Maine vs. Latoya Pugh, State of Maine vs. Raishawn Wendall Key and State of Maine vs. Robert Lowry.

13-151 City Manager (Bureau of Community Services)

ORDERED, That the City Council accepts donations from Maine Beechcraft in the amount of \$100.00 and from Robert G. Fuller Jr. in the amount of \$1,000.00 and from Dale McCormick in the amount of \$50.00 and from Stacy's in the amount of \$100.00 and from Victor & Jeanette Michaud in the amount of \$50.00 and from Bar Harbor Bank & Trust in the amount of \$100.00 and from Winthrop Commerce Center LLC in the amount of \$50.00 for a total amount of \$1,450.00 for the Petanque Courts at Mill Park.

NEW BUSINESS (Con't)

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

13-152 City Manager (Bureau of Public Safety)

The 126 Legislature adopted an amendment to 30-A MRSA, sub-§2 to read:

- B. A municipality may prohibit residence by a sex offender up to a maximum distance of 750 feet surrounding the real property comprising a public or private elementary, middle or secondary school or up to a maximum distance of 750 feet surrounding the real property comprising a municipally owned or state-owned property that is leased to a nonprofit organization for purposes of a park, athletic field or recreation facility that is open to the public where children are the primary users.

The amended law goes into effect on October 9, 2013. It is my recommendation that the CARA Complex be added to the City Ordinance to list of restricted properties.

BE IT ORDAINED, By the City Council of the City of Augusta, as follows:
That Chapter 13, section 13-28 Residency Restrictions for Sex Offenders, as amended, be further amended by deleting and adding the following to:

Section 2: Definitions *(adding underlined portion)*

E. Restricted Property – The real property comprising a public or private elementary, middle or secondary school. The real property comprising a municipally owned or state-owned property that is leased to a nonprofit organization for purposes of a park, athletic field or recreation facility that is open to the public property where children are the primary users. See Section 6 Restricted Property.

Section 6: Restricted Property

C. State Owned Property

1. CARA (Capitol Area Recreation Association) Complex

COMMUNICATIONS

Committee Reports

City Manager's Report

Respectfully submitted,

Tina Charest, Deputy City Clerk
August 30, 2013