

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING  
THURSDAY, SEPTEMBER 22, 2011  
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 – Historic Building Plaques presented by Historic Preservation Commission

- Eben Fuller House, 8 Crosby St. c. 1831
- St. Mark's Episcopal Church, 14 Pleasant St. c.1885
- Fuller Weston House, 11 Summer St. c. 1820
- Dr. Issachar Snell House, 67 Winthrop St. c. 1829

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.

**11-133           Manager (Bureau of City Clerk)**

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

**11-134           Manager (Bureau of Audit Accounts)**

ORDERED, That the Roll of Accounts for the month of August 2011 in the amount of \$5,030,434.70 be approved.

**11-135           Mayor Stokes**

ORDERED, That Margaret W. Ayotte be reappointed to the Housing Authority; said term to expire on September 22, 2014.

**11-136           Mayor Stokes**

ORDERED, That Gerald Bumford be appointed to the Demolition Delay Subcommittee; said term to expire on September 22, 2014.

**11-137           Mayor Stokes**

ORDERED, That John Harvey Versteeg be reappointed to the Conservation Commission; said term to expire on September 22, 2014.

**11-138           Mayor Stokes**

ORDERED, That Thomas F. Doore be appointed to the Old Fort Western Board of Trustees; said term to expire on September 22, 2014.

**11-139 Mayor Stokes**

ORDERED, That Jane Coryell be appointed to the Old Fort Western Board of Trustees; said term to expire on September 22, 2014.

**11-140 Mayor Stokes**

ORDERED, That Terrence F. McCabe be reappointed to the Old Fort Western Board of Trustees; said term to expire on September 22, 2014.

**11-141 Mayor Stokes**

ORDERED, That Daniel G. Stevens be appointed to the Old Fort Western Board of Trustees; said term to expire on September 22, 2014.

**11-142 Mayor Stokes**

ORDERED, That David R. Cheever be reappointed to the Cable Television & Telecommunications Committee; said term to expire on September 22, 2014.

**11-143 Mayor Stokes**

ORDERED, That Scott Milewski be reappointed to the Cable Television & Telecommunications Committee; said term to expire on September 22, 2014.

NEW BUSINESS

PART 1 – ORDERS

**11-144 Councilor Rollins**

ORDERED, That the City Manager be authorized to contract for Alumni Field Bleachers in an amount not to exceed \$125,000 to be funded by the remaining Cony High School Construction Account.

**11-145 Councilor Byron**

ORDERED, That \$20,000 be and is hereby appropriated from the undesignated fund balance for the purpose of paving the eastbound lanes of Western Avenue for approximately 1100 ft in the vicinity of Smith/Edison Drive. Said work to be completed in the Fall of 2011.

**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.

**11-147 Councilors O'Brien and Coffin**

BE IT ORDERED, By the City Council of the City of Augusta that a text amendment regarding residential frontage requirements in the Riggs Brook Village zoning district be initiated and sent to the Planning Board for public hearing, in accordance with Section 1.6.1.2 of the Land Use Ordinance. The Planning Board should consider the following text amendment recommendation, with the stipulation that any recommendation for modification of the proposal be considered by the Board based on public comment or the Board's knowledge of the area:

Amend the residential frontage requirement from 400 feet per lot to 200 feet per lot.

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

**11-148 Mayor Stokes**

BE IT ORDAINED, By the City Council of the City of Augusta, that Chapter 16 Public Safety. Sec. 26.1. Same-Residency Requirement, of the Revised Code of Ordinances 1990, as amended, be further amended as follows:

The Chief of Police must be a resident of the City of Augusta within ninety (90) days of his/her appointment. ~~This provision does not apply to the person holding such position on the effective date of Ordinance No. 360.~~ The City Council upon recommendation of the City Manager may waive this requirement at its discretion.

**11-149 City Manager**

WHEREAS, noise in the city of Augusta can have a detrimental effect on private property value and enjoyment; and

WHEREAS, the Planning Board held multiple public hearings on the proposed noise ordinance changes.

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:

Section 5.1.15.1.1 be repealed and replaced with a new Section 5.1.15.1.1 as attached.

**11-150 Councilor Rollins**

WHEREAS, signage in the city of Augusta must both serve the businesses it advertises and respect the visual landscape of the city; and

WHEREAS, the Planning Board held multiple public hearings on the proposed sign changes with business leaders, industry leaders, and residents testifying.

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:

Section 5.1.17 be repealed and replaced with a new Section 5.1.17 as attached.

OTHER BUSINESS

Enter into executive session to discuss:

- labor negotiations; 1 M.R.S.A. §405(6)(D).
- a pending litigation; 1 M.R.S.A. §405(6)(E).

COMMUNICATIONS

Committee Reports

City Manager's Report

Respectfully submitted,

Barbara E. Wardwell, City Clerk  
September 20, 2011