

**MINUTES FOR THE CITY COUNCIL MEETING
THURSDAY, NOVEMBER 1, 2012
COUNCIL CHAMBERS, CITY CENTER
7:00 P.M.**

All members of the Council were present; Mayor Stokes presided.

Proclamation - Spirit of American Award to Retired Radio Personality Don Brown

Public comments were held on items listed on the agenda.

OLD BUSINESS AND TABLED MATTERS

READ AND TABLED

11-146

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.

Motion to table to first meeting in February, 2013 by: O'Brien Second by: Byron

Yeas: 8; Byron, Grant, Paradis, O'Brien
 Rollins, Bilodeau, Emery, Munson

Nays: 0

NEW BUSINESS

READ, FIRST READING

12-172

BE IT ORDAINED, That the City Council approves the proposed amendment of name change and additional charge of the committee to city ordinance Sec. 11-112 Cable Television and Telecommunications Committee. The strike thru is to be deleted and replaced or added to the ordinance with that which is in bold and underlined.

Sec. 11-112. - ~~Cable television and telecommunications committee.~~ **Strategic Communications Committee**

a. *Established.* There is hereby established a ~~Cable Television and Telecommunications Committee~~, **Strategic Communications Committee** which shall be responsible to the Mayor and Council for overseeing the performance of the City's Cable Television franchise under the franchise currently in effect, and for the establishment and operation of the education and government channels provided for under that franchise. The Committee shall also advise the Mayor and Council with respect to such other telecommunications issues as wireless and broadband internet access, cable, traditional and cellular telephones, ~~and satellite communications,~~ **and the various social media such as Facebook, Twitter** as requested of them by the City Council.

(FIRST READING, NO VOTE TAKEN)

NEW BUSINESS (Con't)

READ AND PASSED

12-169

ORDERED, That the minutes of the City Council meeting held October 18, 2012, submitted by the City Clerk be approved.

Motion for passage by: O'Brien Second by: Byron

Yeas: 8; Byron, Grant, Paradis, O'Brien
 Rollins, Bilodeau, Emery, Munson

Nays: 0

12-170

ORDERED, That the renewal application for a Malt, Vinous and Spirituous Liquor License Application to include the expansion for special events, be approved for:

Lisa Wardwell, Lisa's Restaurant

Motion for passage by: Rollins Second by: Bilodeau

Yeas: 8; Byron, Grant, Paradis, O'Brien
 Rollins, Bilodeau, Emery, Munson

Nays: 0

12-171

WHEREAS, the City of Augusta enacted a consumer fireworks ordinance on November 17, 2011, that prohibits the use, sale or offer for sale of consumer fireworks in the City of Augusta, but does not address the issue of commercial or other storage facilities for fireworks not intended to be used, sold or offered for sale within the City of Augusta; and

WHEREAS, current City ordinances do not adequately address safety concerns and are inadequate to effectively regulate and prevent serious public harm which may occur because of the improper storage of fireworks; and

WHEREAS, the City Council expects to enact an ordinance regulating the storage of commercial and other fireworks but has not had adequate time to fully investigate all the considerations necessary to draft such an ordinance;

Council hereby ORDERS that a moratorium be enacted effective as of the date of passage by Council which would prevent any commercial storage of fireworks within the City and would prevent any applications being received for building permits or any other permits required to store fireworks within the City of Augusta.

This moratorium will expire one hundred eighty (180) days from the date of passage or until the effective date of an ordinance addressing the storage of fireworks, whichever occurs first.

Motion for passage by: Byron Second by: Emery
Yeas: 8; Byron, Grant, Paradis, O'Brien
 Rollins, Bilodeau, Emery, Munson
Nays: 0

12-173

ORDERED, That the the City Council enter into executive session to discuss a pending litigation; 1 M.R.S.A. §405(6)(E)

Motion for passage by: O'Brien Second by: Munson
Yeas: 8; Byron, Grant, Paradis, O'Brien
 Rollins, Bilodeau, Emery, Munson
Nays: 0

Meeting adjourned at 7:50 p.m.

Respectfully submitted,

Barbara E. Wardwell, City Clerk
November 5, 2012