

**AGENDA FOR THE CITY COUNCIL MEETING
THURSDAY, JUNE 16, 2016
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 – 58 Mt. Vernon Avenue Demolition

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.

16-099 Manager (Bureau of City Clerk)

ORDERED, That the minutes of the City Council meeting held June 2, 2016, submitted by the City Clerk, be approved.

16-200 Manager (Bureau of Audit Accounts)

ORDERED, That the Roll of Accounts for the month of May, 2016 in the amount of \$5,855,739.60 be approved.

OLD BUSINESS AND TABLED MATTERS

TABLED

16-079 Mayor Rollins

ORDERED, That Karla Black be appointed to the Board of Zoning Appeals, said term to expire May 19, 2019.

NEW BUSINESS

PART 1 - ORDERS

16-201 City Manager

WHEREAS, on May 13, 2016, it came to the attention of the City of Augusta that the building located at 58 Mount Vernon Avenue, Augusta appeared to be extremely structurally unstable, and

WHEREAS, an independent structural engineer determined that the building was in jeopardy of an immediate and catastrophic collapse, and

WHEREAS, the building was located less than ten feet from the sidewalk and Mt. Vernon Avenue, and

WHEREAS, the City, after consultation with Corporation Counsel, determined that the only way to avoid an unacceptable risk to public safety was to immediately demolish the building, and

WHEREAS, the City, by and through a contractor it hired, safely demolished the structure, and

WHEREAS, The City seeks to recoup from the owner all costs of demolition,

IT IS HEREBY ORDERED, that the following property located at: 58 Mt. Vernon Avenue, Augusta, Maine, Tax Map 35, Lot 17 be retroactively declared a “dangerous building” that is:

- a. structurally unsafe, and
- b. unstable, and
- c. constituted a fire hazard, and
- d. constituted a health or safety hazard because of inadequate maintenance, dilapidation, obsolescence or abandonment, and
- e. was otherwise dangerous to life or property.

Therefore, the above-mentioned property is adjudged to be a dangerous nuisance. Because of the immediate risk to public safety, the City of Augusta appropriately acted to cause the above-mentioned dangerous nuisance to be removed on May 13, 2016.

Accordingly all expenses attendant thereof shall be repaid to the City by the owner or co-owner within thirty (30) days after demand or a special tax may be assessed by the City Assessor against the land on which said building was located for the amount of such expenses and such amount shall be included in the next annual warrant to the City’s Tax Collector for collection, and shall be collected in the same manner as other state, county, and municipal taxes are collected. In addition to levying a special tax, the City may recover its expenses by means of a civil action brought against the owner.

16-202 City Manager

BE IT ORDERED. That the City Manager is authorized to accept grant funding in an amount not to exceed \$6,000.00 from Inland Fisheries & Wildlife for the 2016 Fall ATV Enforcement Grant. Grant funding will be utilized to provide directed ATV Patrol and Enforcement.

16-203 City Manager

ORDERED, That the City of Augusta property taxes for the 2017 fiscal year shall be due and payable at the Office of the Tax Collector as follows:

- ONE HALF shall be due on September 15, 2016
- ONE HALF shall be due on March 16, 2017

BE IT FURTHER ORDERED, That interest is charged on any outstanding amount commencing one (1) day after the due date at the rate of 7% per annum.

BE IT FURTHER ORDERED, That any tax payment received as payment for any property tax be applied against outstanding or delinquent taxes due on that property in chronological order beginning with the oldest unpaid tax bill. (36 M.R.S.A. §906).

16-204 Council

ORDERED, That the City Manager is hereby authorized to sell or otherwise dispose of all surplus property situated at the temporary Lithgow Public Library. Proceeds from the sale of said property shall be temporarily deposited in a reserve account pending a determination by Council of their disposition.

16-205 City Manager

ORDERED, That, based on information recently made available, the City Council does hereby reaffirm order number 16-073 authorizing the City Manager to apply for federal COPS grant funding.

16-206 Manager (Bureau of City Clerk)

ORDERED, That the tabulation results for the Municipal Referendum & School Budget Validation Election held June 14, 2016, submitted by the City Clerk, be and hereby certified.

16-207 City Manager

BE IT ORDERED. That the City Manager is authorized to accept grant funding in the amount \$23,292.83 from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant Program, FY2016 Local Solicitation. The grant of \$44,680.00 is distributed between three agencies. In accordance with grant specifications, grant funding will be allocated as such: \$23,292.83 awarded to the Augusta Police Department, \$14,976.64 awarded to the Waterville Police Department, \$6,410.53 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 In-Car Video cameras and mobile radar units.

NEW BUSINESS (Con't)

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

16-208 Mayor Rollins and Councilors Alexander, Bilodeau, Blodgett, Grant, Munson and Paradis

WHEREAS, the City Council finds that amending the Code of City of Augusta, Land Use Chapter, was unanimously recommended by the Planning Board after a public hearing;

NOW THEREFORE, BE IT ORDAINED, By the City Council of the City of Augusta, that the Code of the City of Augusta be amended as follows:

A portion of the lot known as Assessor's Map 9 Lot 62, shown on Rezoning Plan for MJH LLC by ES Coffin Engineering & Surveying dated March 4, 2016, zoned Rural River District (RR) shall be rezoned in accordance with Section 300-106.B.(d)[1] of the Augusta Land Use Ordinance. The new zone shall be Civic Center District (CD).

COMMUNICATIONS

Committee Reports
City Manager's Report

Respectfully submitted,

Barbara E. Wardwell

Barbara E. Wardwell, City Clerk
June 13, 2016

Memorandum

To: William R. Bridgeo, City Manager

From: Chief Robert C. Gregoire

Date: June 13, 2016

Re: Council Order

I respectfully request that the following Council Order appear at the next regularly scheduled City Council Meeting.

BE IT ORDERED. That the City Manager is authorized to accept grant funding in the amount \$23,292.83 from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant Program, FY2016 Local Solicitation. The grant of \$44,680.00 is distributed between three agencies. In accordance with grant specifications, grant funding will be allocated as such: \$23,292.83 awarded to the Augusta Police Department, \$14,976.64 awarded to the Waterville Police Department, \$6,410.53 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 In-Car Video cameras and mobile radar units.

Memorandum

To: William R. Bridgeo, City Manager

From: Chief Robert C. Gregoire

Date: June 6, 2016

Re: Council Order

I respectfully request that the following Council Order appear at the next regularly scheduled City Council business meeting for the application approval to Inland Fisheries for the 2016 Fall ATV Enforcement Grant in an amount not to exceed \$6,000.00. There is an in-kind match requirement of the 1,900.00 which is met with the use of the departmental ATV, fuel and the supervisor's time administering the grant.

BE IT ORDERED. That the City Manager is authorized to accept grant funding in an amount not to exceed \$6,000.00 from Inland Fisheries & Wildlife for the 2016 Fall ATV Enforcement Grant. Grant funding will be utilized to provide directed ATV Patrol and Enforcement.