

***AMENDED* AGENDA FOR THE CITY COUNCIL MEETING
COUNCIL CHAMBERS
THURSDAY, JUNE 19, 2014
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 - Liquor License Application for Tina Charest, Charlamagne's, LLC

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.

14-101 **Manager (Bureau of City Clerk)**

ORDERED, That the minutes of the City Council meeting held June 5, 2014, submitted by the City Clerk be approved.

14-102 **Mayor Stokes**

ORDERED, That John Finnegan be reappointed to the General Assistance Fair Hearings Authority; said term to expire June 19, 2017.

BE IT FURTHER ORDERED, That John Finnegan be reappointed to the Lithgow Library Board of Trustees; said term to expire June 19, 2017.

NEW BUSINESS

PART 1 – ORDERS

14-103 **Manager (Bureau of City Clerk)**

ORDERED, That following a public hearing, the application for a malt, spirituous and vinous Liquor License be approved for:

Tina Charest, Charlamagne's, LLC

14-104 **Manager (Bureau of City Clerk)**

ORDERED, That the tabulation results for the Special Municipal Election held June 10, 2014 submitted by the City Clerk, be and hereby certified.

14-105 **Council**

ORDERED, that the City Manager is authorized to sign a contract with New England Energy Solution for Phase Four Energy Upgrades for boiler replacement at the Public Works Complex (Public Works main building, tan building, and cement building) and at Harford Fire Station in an amount not to exceed \$290,470.

BE IT FURTHER ORDERED, that the City Manager is authorized to enter into a Municipal Lease Purchase Agreement for a term not to exceed twelve years.

14-106 City Manager

ORDERED, in accordance with the City of Augusta Code of Ordinances, Appendix A, Land Use Ordinance Section 5.1.15.1.A.1.0, that the City Council authorizes the City Manager to modify the hours of work for Maine Natural Gas, a contractor installing a gas line service across Western Avenue, on or around June 22, 2014 in the area of Meadow Road. Schedule of said work will be weather dependent and it should take 2-3 nights to complete the installation and repair the pavement. Night work in this area will be beneficial to public safety.

NEW BUSINESS (Con't)

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

14-107 Council

WHEREAS, the City Council finds that the businesses fronting on Sewall Street directly behind the state office building have been slowly converting to professional offices over time; and

WHEREAS, the Planning Board has reviewed the issue, held a public hearing, and made a unanimous recommendation in favor of amending the Land Use Ordinance.

NOW THEREFORE BE IT ORDAINED, By the City Council of the City of Augusta that the lot known as Assessor’s Map 26, Lot 116 shall be rezoned in accordance with Section 1.6.1(2)(A)(iv)(b) of the Augusta Land Use Ordinance. The new contract zone shall be Institutional/Business/Professional (BP) with the following uses: 1) business and professional offices and services; 2) One and Two Family Dwellings. There shall be no through access from Sewall Street to Page Street. The existing building shall not be torn down, added on to, or replaced with any new structure unless the addition or new structure continues to resemble a single family home both inside and outside in the same style as the present structure.

14-108 City Manager

BE IT ORDAINED, That Section 6-84 of the Code of Ordinances is amended as follows:

Sec. – 84. Performance standards. All blasters must comply with the following performance standards:

- (a) *Hours of detonation.*
 - (2) *All other blasting.* Hours of detonation are limited to between sunrise and sunset or between 7:00 a.m. and 7:00 p.m., whichever is greater, Monday through Friday inclusive, except by special exception as allowed under Section 6-88 of this division. In no case shall a blast occur on the following legal holidays: New Year’s, Memorial Day, Fourth of July, Labor Day, Veterans Day, Thanksgiving and Christmas. Blasting which occurs as part of a mineral extraction license must occur pursuant to §6-76(b)(9)(b) of the Code of Ordinances.

OTHER BUSINESS

Enter into executive session to discuss:

- Labor negotiations; 1 M.R.S.A., §405(6)(D)
- Pending litigation; 1 M.R.S.A., §405(6)(E)

COMMUNICATIONS

Committee Reports
City Manager's Report

Respectfully submitted,

Barbara E. Wardwell, City Clerk
June 18, 2014 (revised)