

**LEWISTON CITY COUNCIL AGENDA  
CITY COUNCIL CHAMBERS  
APRIL 17, 2012**

**6:00 p.m. Budget Workshop**

<b>Debt Service</b>	<b>pgs. 166-169</b>
<b>Intergovernmental Agencies</b>	<b>pgs. 170-174</b>
<b>Miscellaneous</b>	<b>pgs. 175-187</b>
<b>Municipal Revenues</b>	<b>pgs. 1-6</b>

**7:00 p.m. Regular Meeting**

Pledge of Allegiance to the Flag.  
Moment of Silence.

Proclamation - Recognition of Arbor Day

Public Comment period - Any member of the public may make comments regarding issues pertaining to Lewiston City Government (maximum time limit is 15 minutes for all comments)

ALL ROLL CALL VOTES FOR THIS MEETING WILL BEGIN WITH THE COUNCILOR OF WARD 1.

**REGULAR BUSINESS:**

1. Public Hearing on the renewal application for a Special Amusement Permit for Live Entertainment for Little Joe's Bar & Grill, 740 Sabattus Street.
2. Public Hearing for approval of an Outdoor Entertainment Permit for a concert to be held as part of the Bates College Night in Downtown L-A event.
3. Public Hearing and Order Authorizing Application and Acceptance of Funds from the U.S. Department of Justice - Edward Byrne Justice Assistance Grant Program.
4. Authorization to accept transfer of forfeiture funds.
5. Reports and Updates
6. Any other City Business Councilors or others may have relating to Lewiston City Government.  
**Note:** Any unfinished items from the budget workshop will be finished during this time.
7. Executive session pursuant to MRSA Title 1, section 405(6)(a) to discuss a personnel matter.

**LEWISTON CITY COUNCIL**  
**MEETING OF APRIL 17, 2012**

**AGENDA INFORMATION SHEET:**

**AGENDA ITEM NO. 1**

**SUBJECT:**

Public Hearing on the renewal application for a Special Amusement Permit for Live Entertainment for Little Joe's Bar & Grill, 740 Sabattus Street.

**INFORMATION:**

We have received a renewal application for a Special Amusement Permit for Live Entertainment from Little Joe's Bar & Grill, 740 Sabattus Street.

The Police Department has reviewed and approved the application.

There was no reference to the business or property address in the Council Constituent Concern log, as maintained by the Administrator's Office.

The business owner has been notified of the public hearing and requested to attend.

**APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:**

The City Administrator recommends approval of the requested action.

*EAB/kmm*

**REQUESTED ACTION:**

1	2	3	4	5	6	7	M
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To grant a Special Amusement Permit for Live Entertainment to Little Joe's Bar & Grill, 740 Sabattus Street.

**CITY OF LEWISTON  
APPLICATION FOR SPECIAL AMUSEMENT PERMIT**

Date of Application: 4/9/12 Expiration Date: \_\_\_\_\_ License fee: \$116.00

- Class A - restaurants with entertainment, which does not have dancing  
 Class B - lounges/bars with entertainment, which does not have dancing  
 Class C - either restaurants or lounges/bars with entertainment, including dancing  
 Class D - function halls with entertainment, including dancing  
 Class E - dance hall or nightclub that admits persons under the age of 21  
 Class F - "chem-free" dance hall or nightclub for patrons aged 18 years and older, with no liquor service

Renewal Applicants: Has any or all ownership changed in the 12 months? \_\_\_\_\_ Yes  No

\*\*\*\*PLEASE PRINT\*\*\*\*

Business Name: Little Joes Bar & Grill Business Phone: (207) 783-8361

Location Address: 740 sabattus Street

(If new business, what was formerly in this location: \_\_\_\_\_)

Mailing Address: 740 sabattus Street

Contact Person: Kenneth Daigle Jr Home Phone: (207) 344-5030

Owner of Business: Kenneth Daigle Jr. Date of Birth: \_\_\_\_\_

Address of Owner: 15 Bartholomew St. Lisbon Maine 09250

Manager of Establishment: Kenneth Daigle Jr Date of Birth: 3/8/77

Owner of Premises (landlord): Same

Address of Premises Owner: Same

Does the issuance of this license directly or indirectly benefit any City employee(s)? \_\_\_\_\_ Yes  No  
If yes, list the name(s) of employee(s) and department(s): \_\_\_\_\_

Have any of the applicants, including the corporation if applicable, ever held a business license with the City of Lewiston? \_\_\_\_\_ Yes  No If yes, please list business name(s) and location(s): \_\_\_\_\_

Have applicant, partners, associates, or corporate officers ever been arrested, indicted, or convicted for any violation of the law? \_\_\_\_\_ Yes  No If yes, please explain: \_\_\_\_\_

CORPORATION APPLICANTS: Please attach a list of all principal officers, date of birth & town of residence

Corporation Name: Little Joe's Bar & Grill

Corporation Mailing Address: 790 Sable Hill Street

Contact Person: Kenneth Daigle Jr. Phone: \_\_\_\_\_

Do you permit dancing on premises? \_\_\_ Yes X No (If yes, you must first obtain a dance hall permit from the State Fire Marshall's Office) If yes, do you permit dancing or entertainment after 1:00 AM? \_\_\_ Yes \_\_\_ No

What is the distance to the nearest residential dwelling unit both inside and outside the building from where the entertainment will take place? 150 feet approx.

Please describe the type of proposed entertainment:

- dancing
- music by DJ
- live band/singers
- stand up comedian
- karaoke
- magician
- piano player
- other, please list \_\_\_\_\_
- other, please list \_\_\_\_\_

If new applicant, what is your opening date?: \_\_\_\_\_

\*\*\*\*\*

Applicant, by signature below, agrees to abide by all laws, orders, ordinances, rules and regulations governing the above/ licensee and further agrees that any misstatement of material fact may result in refusal of license or revocation if one has been granted. Applicant agrees that all taxes and accounts pertaining to the premises will be paid prior to issuance of the license.

It is understood that this and any application(s) shall become public record and the applicant(s) hereby waive(s) any rights to privacy with respect thereto.

I/We hereby authorize the release of any criminal history record information to the City Clerk's Office or licensing authority. I/We hereby waive any rights to privacy with respect thereto.

Signature:  Title: President Date: 4/9/12

Printed Name: Kenneth Daigle Jr

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Sent to Code Enforcement: \_\_\_\_\_ Need reply by: \_\_\_\_\_ Approved: \_\_\_\_\_

Sent to Police & Fire: \_\_\_\_\_

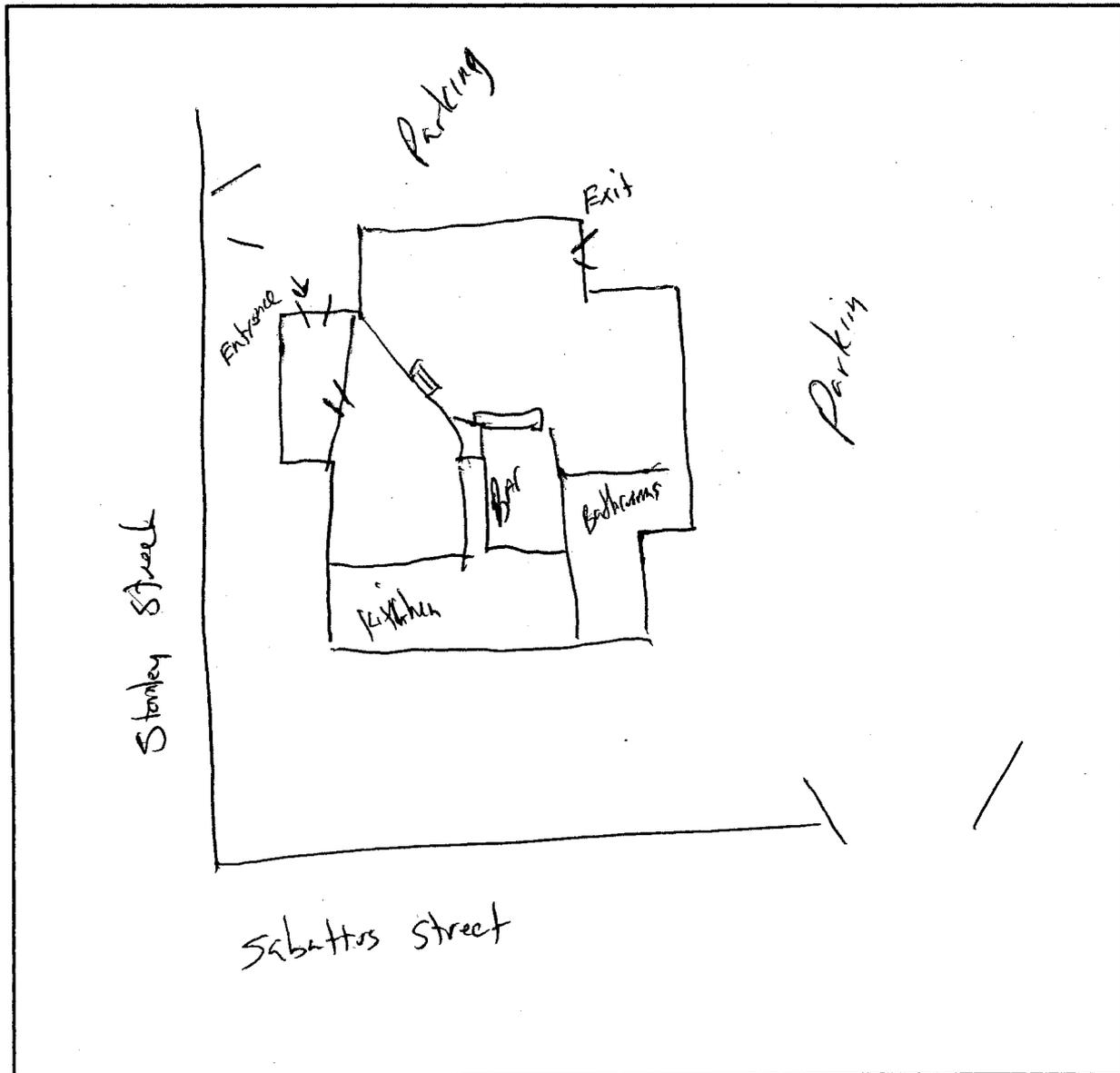
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Hearing Date: \_\_\_\_\_ Approved by Council: \_\_\_\_\_ Vote No: \_\_\_\_\_

**SPECIAL AMUSEMENT PERMIT  
SUPPLEMENTAL APPLICATION FORM  
ON-PREMISE DIAGRAM**

In an effort to clearly define your licensed premise and areas that the entertainment is allowed, the City of Lewiston is requiring all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram showing where in the facility the entertainment will be, the direction of any speakers and where the dance floor, if any will be located.



CITY OF LEWISTON, MAINE  
Department of City Clerk

Supplementary Questionnaire for Corporate Applicants

1. Exact corporate name: Little Joes Bar & Grill
2. Date of incorporation: \_\_\_\_\_
3. State in which you are incorporated: Maine
4. If not a Maine corporation, date corporation was authorized to transact business within the State of Maine: \_\_\_\_\_
5. List the names, addresses previous 5 years, birth dates, title of all officers, directors, and % of stock owned:

NAME	ADDRESS . . . . . PREVIOUS 5 YEARS	BIRTH DATE	% OF STOCK	TITLE
Kenneth Daigle Jr	15 Bartholomew St.	3/8/77	50%	President
Melissa Leighton	86 Jack Hall rd.	11/4/71	5%	vice president

6. What is the amount of authorized stock? 100 Outstanding stock?
7. Is any principal officer of the corporation a law enforcement official?  
no

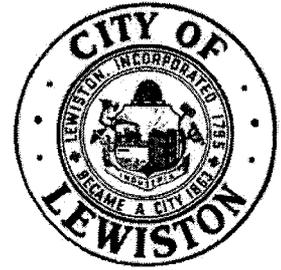
Dated at Lewiston on 4/9/12  
City or Town Date

[Signature]  
SIGNATURE OF DULY AUTHORIZED OFFICER



## ***POLICE DEPARTMENT***

Michael J. Bussiere  
Chief of Police



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TO: Kelly Mercier, Deputy City Clerk

FR: Lt. Adam D. Higgins, Support Services

DT: February 2, 2012

RE: Liquor License/Special Amusement Permit – **Little Joe's**

We have reviewed Liquor License/Special Amusement Permit Application and have no objections to the following establishment;

**Little Joe's**  
**740 Sabattus Street**



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171 Park St • Lewiston, Maine • 04240 • Phone 207-513-3137 • Fax 207-795-9007  
[www.lewistonpd.org](http://www.lewistonpd.org)



*Professionalism*

*Integrity*

*Compassion*

*Dedication*

*Pride*

*Dependability*



**LEWISTON CITY COUNCIL**  
**MEETING OF APRIL 17, 2012**

**AGENDA INFORMATION SHEET:**

**AGENDA ITEM NO. 2**

**SUBJECT:**

Public Hearing for approval of an Outdoor Entertainment Permit for a concert to be held as part of the Bates College Night in Downtown L-A event.

**INFORMATION:**

Bates College and the Chamber of Commerce are partnering together to hold a event in the downtown area called "Bates College Night in Downtown L-A". This will be held on Wednesday, May 9 from 5pm - 9:30pm. Local businesses will be staying open late and offering special deals to shoppers and diners this night.

The event organizers are planning to hold an outdoor music concert in Dufrense Plaza (Courthouse Plaza) as part of this event and are seeking permission for an Outdoor Entertainment permit.

**APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:**

The City Administrator recommends approval of the requested action.



**REQUESTED ACTION:**

1	2	3	4	5	6	7	M
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To conduct a public hearing on an application for an outdoor entertainment event for the Bates College Night in Downtown L-A event, and to grant a permit for an Outdoor Entertainment Event, as required by the City Code of Ordinances, Chapter 10, Article 1, Section 10-3, to the Androscoggin County Chamber of Commerce for an outdoor music concert for the event to be held in Dufrense Plaza on May 9, 2012, contingent upon positive recommendations from the Recreation Department, Police Department, Fire Department, Code/Health Officer and Land Use Inspector regarding compliance with all regulations and compliance with all City ordinances.

# CITY OF LEWISTON

## Special Event Application

Applications must be submitted at least 14 days prior to the event, unless an \* appears next to the permit type. \*Application must be turned in 30 days prior to the event due to public hearing requirement.

Application Date 4/2/12

### SPONSOR INFORMATION

Name of Sponsoring Organization: Androscoggin County Chamber of Commerce

Name of Contact Person for Event: Chip Morrison

Title of Contact Person: President

Mailing Address: 415 Lisbon St. Lewiston, ME 04240

Daytime Telephone: 783-2249 Cell Phone: 754-2537

Email Address: CMorrison@androscoggincounty.com

Contact Name and Cell Phone Number DURING the Event: Chip/Morrison (207) 754-2537

Is your organization incorporated as a non-profit organization?  Yes  No

Non-Profit Number: 01 004 3285 (Tax ID)

### EVENT INFORMATION

Name of Event: College Night In Downtown - L-A

Type of Event (walk, festival, concert, etc.): Concert

Date of Event: 5/19/12 Rain Date: None

Times of Event: Start Time including set-up: 4:00pm Ending time including clean up: 10:00pm  
Actual Event Start Time: 5:00pm Actual Event End Time: 9:30pm

Estimated Attendance: 500 people

Location of Event: Courthouse Plaza Park

If location is a city park, have you applied for use of the property with the Recreation Department and has your request been approved?  Yes  No  Pending

Date request submitted to the Recreation Department: 3/12/12

**TYPES OF PERMITS/PERMISSIONS NEEDED – PROVIDE AN ANSWER FOR EACH LINE:**

Permit Fee	Permission/Permit Type	YES	NO	NOT SURE
Separate fee and permit possible	FOOD – Will food or beverages be sold or given away? If yes, list what types of food or beverages:  Note - A food service license may be required.			✓
Separate fee and permit possible	NON-FOOD ITEMS – Will products be sold or given away (such as t-shirts, crafts, cds, etc.)? If yes, list what items:  Note- A peddling permit may be required.			✓
\$11	*LIVE MUSIC – Will there be any outdoor musical performances? If yes, please describe:	✓		
\$16/day	SOUND AMPLIFICATION – Will there be a microphone or speaker system to project sound?	✓		
Separate fee and permit required	ALCOHOLIC BEVERAGES – Will alcoholic beverages be served?		✓	
Separate fee and permit required	*CARNIVAL – Will carnival rides be offered? If yes, attach a copy of the state permit. A city permit is required as well.		✓	
Separate fee and permit required	FIREWORKS – Will there be a fireworks display? If yes, a permit from the Fire Department is required.		✓	
N/A	PARADE – Will there be a parade? If yes, describe route:  Note – A permit from the Police Department is required.		✓	
N/A	RUN/WALK/CYCLE – Will event involve participants doing a walk-a-thon, road race, etc? If yes, describe route:		✓	
Separate permit required	BURN PERMIT – Will there be any open flame such as a bon fire? If yes, describe activity:  Note - A permit from the Fire Department is required.		✓	
N/A	TENT/CANOPY – Will you be setting up a tent or canopy? If yes, list number and sizes:	✓		
N/A	ROAD/INTERSECTION CLOSURE – Will any roads need to be closed to accommodate your event? If yes, please list:		✓	
N/A	MAP/DIAGRAM – Is a map or diagram attached detailing this event and depicting the placement of such items as tables, tents, port-a-potties, stage, parking, etc.? This is a mandatory requirement for this application and must be included with the application form.		✓	

N/A	PARKING ACCOMODATIONS – What will be the anticipated need for parking and what is your parking plan?		✓
N/A	TOILETS – Please list amount at event and/or nearest location:  2 toilets both in the park	✓	
N/A	WASTE DISPOSAL – Please list process and location:		✓
N/A	HAND WASHING FACILITIES – Please list amount at event and/or nearest location:		✓
N/A	POTABLE WATER – Please list amount at event and location:		✓
N/A	FIRST AID FACILITIES – Please list location at event:		✓
\$ * 27	TOTAL FEE AMOUNT INCLUDED – Checks payable to “City of Lewiston”		

*In addition to \$25 check already sent to Recreation Department*

**EVENT LIABILITY INSURANCE COVERAGE FOR EVENT**

For an event such as a walk-a-thon, race, festival, concert, etc. the City requires insurance coverage – general liability. The City of Lewiston needs to be named as additionally insured in regards to the event activities on that date. Once the event is approved, the Certificate of Insurance will need to be received before the event permits can be issued. Please have “City of Lewiston” listed as additionally insured on the Certificate of Insurance (minimum coverage \$1,000,000) and have your insurance company fax a copy to: City Clerk 207-777-4621

DESCRIPTION OF EVENT – Please describe what will occur during your event

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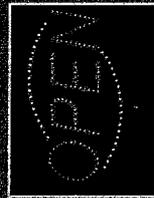
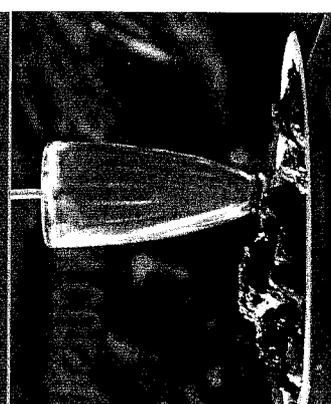
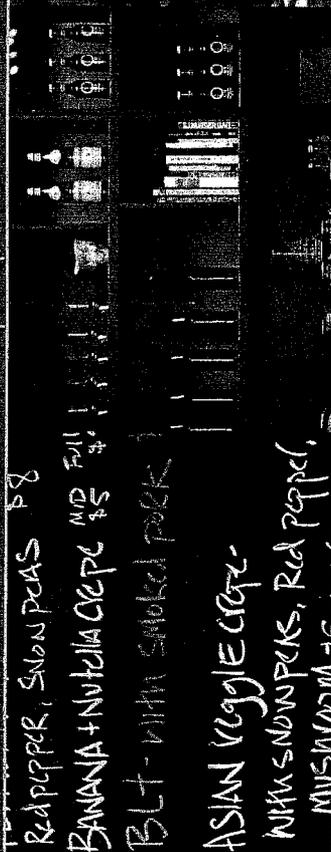
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Signature of Applicant: \_\_\_\_\_ Printed Name: \_\_\_\_\_ Date Submitted: \_\_\_\_\_

**Please note that you will be contacted by City Staff if you require additional permitting.**



College students are hungry for excitement, entertainment, the arts, great dining — and L/A has plenty to offer. By the same token, L/A businesses and cultural organizations regularly demonstrate their commitment to Bates students with special promotions and events like the Taste of Lewiston, for which local restaurateurs bring a movable feast to campus at bargain prices.

In short, local businesses and Bates have a good thing going — a good thing that could be much better.

### Bates Night in Town: The Vision May 9, 2012

Imagine a sweet spring evening in which downtown L/A is electric with the excitement of hundreds of happy young people — exploring world cuisines, experiencing art, moving to music on the street and in cozy night-spots. And all the while forming lasting relationships, even fast friendships, with the business people who live and make their livings here.

How about a wine tasting at The Vault or beer tasting at Baxter Brewing Co.? Dinner at Mother India or Fuel? An open house at Gallery 5? Music indoors at She Doesn't Like Guthrie's, and outdoors by the river on Auburn's Main Street?

That's our vision for Bates Night in Town: a way to introduce more Bates students to the finer things in life, Twin Cities-style.

Bates student organizers, along with the Androscoggin County Chamber of Commerce and Lyceum Gallery, are collaborating to organize this celebration of downtown businesses. Specifically, local businesses are invited to offer extended hours, special discounts and incentives, eye-catching events and other attractions to draw students downtown.

Bates student organizers, meanwhile, will ensure the event is advertised to students, and will offer additional incentives to build attendance.

### Prospects Are Strong

For nearly 160 years, Bates College has been a proud and essential participant in the economy of Lewiston and Auburn. In the 2009 fiscal year, Bates spent \$14.2 million locally for goods and services. And every year, Bates attracts as many as 100,000 visitors whose local spending totals up to \$4 million.

But this robust college-community relationship could be even stronger. Nearly 2,000 Bates students call Lewiston home — and Bates Night in Town will strengthen the connections, both economic and social, between students and local businesses.

From the Great Falls Balloon Festival (attendance: 100,000) to the 2011 Art Walk, Lewiston-Auburn has a great track record with community festivals. Perhaps closest in concept to the proposed Bates Night in Town, the Art Walk and its 500 attendees suggest how downtown can be energized. And Bates Night in Town promises to surpass such success. A dedicated team of Bates students is organizing the project with local leaders.



# Bates

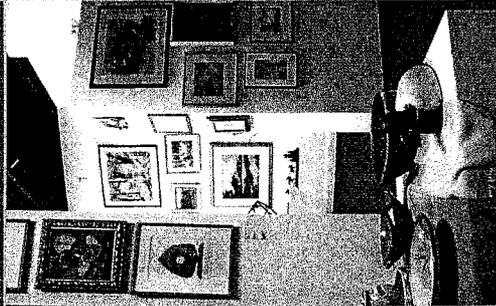
## Bates Night in Town

one night, one community: students, downtown make it a date



For more information or to help make  
this vision a reality, contact:

Michael Pasek  
Senior Class Co-President  
[mpasek@bates.edu](mailto:mpasek@bates.edu)  
573 Bates College  
Lewiston, ME, 04240



# LA

**LEWISTON CITY COUNCIL**  
**MEETING OF APRIL 17, 2012**

**AGENDA INFORMATION SHEET:**

**AGENDA ITEM NO. 3**

**SUBJECT:**

Public Hearing and Order Authorizing Application and Acceptance of Funds from the U.S. Department of Justice - Edward Byrne Justice Assistance Grant Program.

**INFORMATION:**

The Lewiston and Auburn Police Departments along with the Androscoggin County Sheriff's Office have an opportunity to receive \$51,499 in federal grant funds. These funds are available annually. In the past, these grant funds have been used to purchase surveillance camera equipment, computer upgrades, bicycle patrol unit and provide specialized training.

**APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:**

The City Administrator recommends approval of the requested action.



**REQUESTED ACTION:**

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To approve the Order to authorize city staff to apply for and accept funds from the U.S. Department of Justice - Edward Byrne Justice Assistance Grant Program.



City of Lewiston Maine  
City Council Resolve  
April 3, 2012



**Order, Authorizing Staff to Apply for and Accept Funds Through  
the Edward Byrne Memorial Justice Assistance Grant**

**WHEREAS,** the Lewiston and Auburn Police Departments and the Androscoggin County Sheriff's Office are eligible to apply for a joint Byrne Memorial Justice Assistance Grant in the amount of \$51,499; and

**WHEREAS,** in order to apply for these funds, the City must accept the funds if they are awarded and provide opportunities for public feedback and the proposed uses of these funds; and

**WHEREAS,** the agencies involved have met and discussed how to spend their portions of this grant as outlined in the attached material from the Chief of Police;

**NOW THEREFORE,** Be It Ordered by the City Council of the City of Lewiston that staff is hereby authorized to apply for and accept funding through the Edward Byrne Memorial Justice Assistance Grant program subsequent to the receipt, if any, of public feedback on the proposed uses of these funds.

To: Mayor Robert Macdonald  
Members of the City Council  
Edward Barrett, City Administrator  
Kathy Montejo, City Clerk



From: Michael Bussiere, Chief of Police

Date: April 11, 2012

Re: 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) Program

We have recently received notification from the Department of Justice's Bureau of Justice Assistance of the local solicitation award for the Cities of Lewiston and Auburn for 2012. The JAG Program, administered by the Bureau of Justice Assistance (BJA) and authorized under Public Law 109-162, is the leading source of federal justice funding to state and local jurisdictions. The JAG Program provides states and local governments with funding necessary to support a range of program areas including law enforcement, crime prevention and education, planning, evaluation and technology improvement, among others.

The Lewiston Police Department has agreed to be the fiscal agent for the participants listed below.

Total Eligible Joint Allocation:	\$51,499
Lewiston:	\$36,192
Auburn:	\$15,307
Androscoggin County:	N/A separate funding received thru State

After consultation with the listed partner agencies the following is the proposed budget breakdown for the 2012 JAG:

**Lewiston**

**In-car cruiser cameras** **\$9,500**  
Includes the purchase of two WatchGuard cruiser camera systems to outfit the remaining two cruisers. This purchase will integrate these cameras with our existing cruiser camera system.

**Computer Upgrades** **\$14,000**  
Includes: computers, mobile data computers, office equipment (cameras, printers, phones, etc), software and work area improvements for the Patrol, CID and Support Services Divisions.

**Community Resource Officer supplies**

**\$4,500**

The department continues to utilize its community resource team to enhance our visibility in the community and allow us to interact with residents and forge cooperative relationships with community organizations and groups. Funding would be used to purchase supplies such as binders, certificates and shirts for citizen police academy participants and volunteers as well as various safety related products for children's events and an agency table top display for recruitment fairs and community events.

**Specialized Training**

**\$8,192**

To include training to improve patrol operations, criminal investigations and administration to combat and help reduce street crime including drug and vice related offenses which threaten economic growth and neighborhood stability.

**Auburn**

**Traffic enforcement equipment**

**\$10,000**

Equipment such as mobile data computers, radar and automatic license plate reader for a proposed dedicated traffic/parking enforcement vehicle.

**Computer Upgrades**

**\$5,307.**

Includes computers, office equipment (cameras, printers, phones, etc), and work area improvements for the Patrol and CID divisions.

GMS APPLICATION NUMBER 2012-H1382-ME-DJ

**THE STATE OF MAINE  
COUNTY OF ANDROSCOGGIN**

**MEMORANDUM OF UNDERSTANDING**

**BETWEEN  
LEWISTON POLICE DEPARTMENT  
ANDROSCOGGIN COUNTY SHERIFF'S DEPARTMENT  
AUBURN POLICE DEPARTMENT**

**Edward Byrne Memorial Justice Assistance Grant (JAG) Program  
FY2012 LOCAL SOLICITATION**

This agreement is made and entered into this 10<sup>th</sup> day of April 2012 by and between the law enforcement agencies of Lewiston, Auburn, and the County of Androscoggin Maine, acting by and through the authority of the department chiefs and county sheriff and shall be herein referred to as the Application Group.

**WHEREAS**, this agreement is made under the authority of the ordinances and charters of the cities of Lewiston, Auburn, and the County of Androscoggin.

**WHEREAS**, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party.

**WHEREAS** each governing body finds that the performance of this agreement is in the best interests of all parties, that the undertaking will benefit the public, and that any division of costs fairly compensates the participating agencies for the services or functions under this agreement.

**NOW THEREFORE, THE APPLICATION GROUP AGREES AS FOLLOWS:**

**Section 1.**

The Lewiston Police Department agrees to act as the managing agent for the JAG funds awarded to the Application Group.

**Section 2.**

The Application Group agrees to meet and expend the funds in the manner agreed to by the Application Group as described in the application process and agrees to the allocation distribution outlined below:

Androscoggin County.....	\$ 0.00
Auburn.....	\$15,307
Lewiston.....	\$36,192

**Section 3**

Nothing in the performance of this Agreement shall impose any liability for claims against the members of the Application Group other than claims for which liability may be imposed by the Maine Tort Claims Act.

**Section 4**

Each party to this agreement will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

**Section 5**

The parties to this Agreement do not intend for any other party (parties) to obtain any rights by virtue of this Agreement.

**Section 6**

By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out in meetings attended by all parties; further, this Agreement shall not create any rights for any party not a signatory hereto.

**CITY OF LEWISTON**

\_\_\_\_\_  
Signature                      Date

Michael Bussiere      Chief of Police  
Name                      Title

\_\_\_\_\_  
Signature                      Date

Edward Barrett      City Administrator  
Name                      Title

**CITY OF AUBURN**

\_\_\_\_\_  
Signature                      Date

Phil Crowell      Chief of Police  
Name                      Title

\_\_\_\_\_  
Signature                      Date

Don Gerrish      Interim City Manager  
Name                      Title

**ANDROSCOGGIN COUNTY**

\_\_\_\_\_  
Signature                      Date

Guy Desjardins      Sheriff  
Name                      Title

\_\_\_\_\_  
Signature                      Date

\_\_\_\_\_  
Name                      County Commissioner  
Title

**LEWISTON CITY COUNCIL**  
**MEETING OF APRIL 17, 2012**

**AGENDA INFORMATION SHEET:**

**AGENDA ITEM NO. 4**

**SUBJECT:**

Authorization to accept transfer of forfeiture funds.

**INFORMATION:**

The Lewiston Police Department is requesting that the City Council authorize the acceptance of funds, in the amounts outlined below, as reimbursement for costs associated with assisting in a criminal investigation. The funds are available to the Lewiston Police Department due to its substantial contribution to the investigation of this or a related criminal case.

**APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:**

The City Administrator recommends approval of the requested action.

*EAB/kmm*

**REQUESTED ACTION:**

1	2	3	4	5	6	7	M
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That pursuant to Title 15, Maine Revised Statutes Annotated, Section 5824(3) and Section 5822(4)(A), the City Council hereby acknowledges and approves of the transfer of \$2,200.00, or any portion thereof, in the case of the State of Maine vs. Mark Lyons, CR-12-216 Court Records and the transfer of \$86,764.00, one one-ounce gold bar and two silver coins, or any portion thereof, in the case of the State of Maine vs. Nicholas Morrissette, CR-12-198 Court Records. Being funds forfeited pursuant to court process. It is further acknowledged that these funds shall be credited to the 'City of Lewiston Drug Enforcement Program' account .

STATE OF MAINE  
Androscoggin, ss

SUPERIOR COURT  
Criminal Action  
Docket No. CR-12-216

State of Maine	}	
	}	
v.	}	Municipality of Lewiston
	}	Approval of Transfer
Mark Lyons	}	15 M.R.S.A. §5824(3) & §5822(4)(A)
Defendant;	}	
	}	
And	}	
	}	
\$2,200.00 U.S. Currency	}	
Defendant(s) In Rem	}	

NOW COMES the municipality of Lewiston, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) to the transfer of the above captioned Defendant(s) in Rem, or any portion thereof, on the grounds that the Lewiston Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Lewiston, Maine does hereby approve of the transfer of the Defendant(s) In Rem, or any portion thereof, pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Lewiston municipal legislative body on or about

Dated: \_\_\_\_\_

\_\_\_\_\_

Municipal Officer  
Lewiston, Maine  
(Impress municipal legislative body seal here)

STATE OF MAINE  
Androscoggin, ss

SUPERIOR COURT  
Criminal Action  
Docket No. CR-12-198

State of Maine	}	
	}	Municipality of Lewiston
v.	}	Approval of Transfer
	}	15 M.R.S.A. §5824(3) & §5822(4)(A)
Nicholas Morrisette	}	
Defendant;	}	
	}	
And	}	
	}	
\$86,764.00 U.S. Currency	}	
One ounce gold bar	}	
Two silver coins	}	
Defendant(s) In Rem	}	

NOW COMES the municipality of Lewiston, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) to the transfer of the above captioned Defendant(s) in Rem, or any portion thereof, on the grounds that the Lewiston Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Lewiston, Maine does hereby approve of the transfer of the Defendant(s) In Rem, or any portion thereof, pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Lewiston municipal legislative body on or about

Dated: \_\_\_\_\_

\_\_\_\_\_  
Municipal Officer  
Lewiston, Maine  
(Impress municipal legislative body seal here)

## **Agenda Item 6**

### **Other Business**

#### Please Note:

Any unfinished items from the 6:00pm budget workshop will be continued and finished during the Other Business section of the meeting.

**LEWISTON CITY COUNCIL**  
**MEETING OF APRIL 17, 2012**

**AGENDA INFORMATION SHEET:**

**AGENDA ITEM NO. 7**

**SUBJECT:**

Executive session pursuant to MRSA Title 1, section 405(6)(A) to discuss a personnel matter.

**INFORMATION:**

The Maine State Statutes, Title 1, section 405, define the permissible grounds and subject matters of executive sessions for public meetings.

**APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:**

Entering into executive session is permitted and defined under Maine State Statutes.

*EAB/kmm*

**REQUESTED ACTION:**

1	2	3	4	5	6	7	M
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To enter into an executive session pursuant to MRSA Title 1, section 405(6)(A) to discuss a personnel matter.