

# CITY OF LEWISTON

CITY COUNCIL

OCTOBER 15, 2013

## REGULAR MEETING HELD IN THE COUNCIL ROOM AT 7:00 P.M.

THE HONORABLE ROBERT E. MACDONALD, MAYOR, PRESIDING.

PRESENT: Mayor Macdonald, Councilors Butler, D'Auteuil, Libby, Christ, Saddlemire, Cayer and Desjardins, City Administrator Edward Barrett, and City Clerk Kathleen Montejo.

Pledge of Allegiance.

Moment of Silence.

### VOTE (1)

Motion by Councilor Christ, seconded by Councilor Libby:

To accept the minutes of October 1, 2013 as prepared by the City Clerk and to place these on file.  
Passed - Vote 7-0

### PUBLIC COMMENT PERIOD

The Mayor encouraged members of the public to participate in the Celebrate My Drive fundraising effort for the Franklin Pasture athletic complex at the high school, noting the organizers are hoping to receive a \$25,000 national grant for the restoration efforts of the field complex.

### AUTHORIZATION TO ACCEPT TRANSFER OF FORFEITURE FUNDS

### VOTE (2)

Motion by Councilor Cayer, seconded by Councilor Saddlemire:

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 items as outlined on the attached listing, less administrative fees or any portion thereof, in the cases of US Department of Justice Drug Enforcement Administration vs the cases outlined on the attached listing. 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.

Passed - Vote 7-0

### APPOINTMENT TO THE LEWISTON AUBURN WATER POLLUTION CONTROL AUTHORITY

### VOTE (3)

Motion by Councilor Cayer, seconded by Councilor Saddlemire:

To appoint Normand R. Lamie of 234 Montello Street to serve as a member of the Lewiston Auburn Water Pollution Control Authority, said term to expire December 31, 2013.

Passed - Vote 7-0

**SPECIAL AMUSEMENT PERMIT FOR MIDTOWN ATHLETIC CLUB,  
43 WALNUT STREET**

The Mayor opened the public hearing to receive citizen input and comment. No members of the public spoke for or against this item. The Mayor then closed the hearing.

**VOTE (4)**

Motion by Councilor Butler, seconded by Councilor Saddlemire:

To grant a Special Amusement permit for live entertainment to Midtown Athletic Club, 43 Walnut Street. Passed - Vote 7-0

**SPECIAL AMUSEMENT PERMIT FOR PEDRO O'HARAS, 134 MAIN STREET**

The Mayor opened the public hearing to receive citizen input and comment. No members of the public spoke for or against this item. The Mayor then closed the hearing.

**VOTE (5)**

Motion by Councilor Cayer, seconded by Councilor Christ:

To grant a Special Amusement Permit for live entertainment to Pedro O'Hara's, 134 Main Street. Passed - Vote 7-0

**SPECIAL AMUSEMENT PERMIT FOR SCHEMENGEES, 551 LINCOLN STREET**

The Mayor opened the public hearing to receive citizen input and comment. No members of the public spoke for or against this item. The Mayor then closed the hearing.

**VOTE (6)**

Motion by Councilor Christ, seconded by Councilor Libby:

To grant a Special Amusement permit for live entertainment to Schemengees, 551 Lincoln Street. Passed - Vote 7-0

**ORDER AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A PERMIT  
FROM BROOKFIELD WHITE PINE HYDRO, LLC TO ALLOW WORK WITHIN THE  
CANAL SYSTEM BOUNDARIES RELATED TO IMPROVEMENTS TO THE  
PEDESTRIAN BRIDGE TO SIMARD PAYNE MEMORIAL PARK**

**VOTE (7)**

Motion by Councilor Butler, seconded by Councilor Libby:

To approve the Order authorizing the City Administrator to execute a permit from Brookfield White Pine Hydro, LLC to allow work within the canal system boundaries related to improvements to the pedestrian bridge to Simard Payne Memorial Park:

Whereas, the Riverfront Island Master Plan recommends that improvements be made to

encourage access to Simard Payne Park from Lincoln Street; and

Whereas, plans have been developed to improve the existing pedestrian bridge crossing from Oxford Street into the park; and

Whereas, in order to implement these plans, some work will be required in areas adjacent to the bridge and within the boundaries of the Lewiston Canal System owned by Brookfield White Pine Hydro; and

Whereas, Brookfield has agreed to allow such work to be performed in accordance with a permit to be granted by them to the City;

Now, therefore, be It Ordered by the City Council of the City of Lewiston that the City Administrator is hereby authorized to execute a Lewiston Falls Project Permit, a copy of which is attached and made a part hereto, to allow certain activities to be undertaken within the Lewiston Canal System and appurtenant to a contract to improve the pedestrian canal crossing between Oxford Street and Simard Payne Park.

Passed - Vote 7-0

**RESOLVE APPROPRIATING \$75,000 IN PROCEEDS FROM THE SALE OF PROPERTY FOR FUTURE ACQUISITION/DEMOLITION COSTS**

**VOTE (8)**

Motion by Councilor Saddlemire, seconded by Councilor Libby:

To approve the Resolve appropriating \$75,000 in proceeds from the sale of property from future acquisition/demolition costs:

Whereas, the City received a net \$75,000 in proceeds resulting from the sale of property for the development of the Hampton Inn less needed infrastructure improvements; and

Whereas, it is the intention of the City Council to continue acquiring property for needed economic development or demolishing blighted and unsafe property;

Now, Therefore, Be It Resolved by the City Council of the City of Lewiston that the \$75,000 in net proceeds received from the sale of property for the Hampton Inn project is hereby appropriated for future acquisition/demolition costs.

Passed - Vote 7-0

**REPORTS AND UPDATES**

Councilor Butler reminded everyone that Thursday night from 6pm – 7:30pm will be the LYAC sponsored Mayoral Debate in the Chambers and it is open to the public. Deputy City Administrator Phil Nadeau announced the AVCOG/LPD Medical Collection Disposal Day on October 26.

**OTHER BUSINESS**

**VOTE (9)**

Motion by Councilor Butler, seconded by Councilor Saddlemire:

That the City Council request the Finance Committee to suspend its rules and authorize staff to enter into value engineering with the contractor who bid the Simard-Payne Gateway Park project in an effort to reduce the cost of the project while maintaining its high quality.

Passed - Vote 7-0

**VOTE (10)**

Motion by Councilor Cayer, second by Councilor Saddlemire:

To adjourn at 7:35 P.M. Passed - Vote 7-0

A true record, Attest:

Kathleen M. Montejo, MMC  
City Clerk  
Lewiston, Maine