

CITY OF LEWISTON

CITY COUNCIL

DECEMBER 3, 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 Butler, seconded by Councilor Christ:

To accept the minutes as prepared by the City Clerk and place on file: February 7 and 21, March 6 and 20, April 3 and 17, May 1 and 15, June 5, 19 and 26, July 17, August 14, September 4 and 18, October 2 and 16, November 20 and December 4, 2012. Passed - Vote 7-0

PUBLIC COMMENT PERIOD

Jeanne Raymond of Loon Drive thanked the Council for their recent approval of the Traffic Schedule changes to address parking issues in the No Name Pond beach area. She thanked them for protecting the pond and preventing E-coli contamination of the water.

**PUBLIC HEARING AND FINAL PASSAGE REGARDING AMENDMENTS TO THE
GENERAL ASSISTANCE ORDINANCE**

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

VOTE (2)

Motion by Councilor Cayer, seconded by Councilor Butler:

That the proposed amendments to the City Code of Ordinances, Chapter 46 “General Assistance”, Article 1 “General”, Article III “Eligibility Factors”, and Article IV “Determination of Eligibility”, to be effective July 1, 2013, receive final passage by a roll call vote.

Passed - Vote 7-0

**PUBLIC HEARING AND FIRST PASSAGE FOR RE-ZONING OF THE PROPERTY AT
5 MEMORIAL DRIVE**

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

VOTE (3)

Motion by Councilor Cayer, seconded by Councilor Saddlemire:

That the proposed amendment to re-zone the property at 5 Memorial Drive from the Medium Density Residential (MDR) District to the Highway Business (HB) District, receive first passage by a roll call vote and that the public hearing on said rezoning be continued to the next regularly scheduled City Council meeting. Passed - Vote 7-0

HEARING ON AN APPEAL FOR A DENIAL OF A TATTOO ARTIST LICENSE

Eric Pelletier stated he worked in Auburn with a tattoo license for 8 years and did not have any trouble with the police department. He said he owned a shop in Auburn but recently got a divorce and his ex-wife now owns the shop. He said his criminal background includes a 1992 robbery and he served time in prison. His only current skills are tattooing and he is doing this work to support his family. The Police Chief provided information on Mr. Pelletier's background and the City Code limitations for staff approval of licenses.

VOTE (4)

Motion by Councilor Butler, seconded by Councilor Christ:

To overturn the decision of the City Clerk and to approve the issuance of a Tattoo License to Eric Pelletier. Passed - Vote 7-0

AMENDMENTS TO THE PERSONNEL POLICIES REGARDING EMPLOYEE HEALTH INSURANCE OPTIONS

VOTE (5)

Motion by Councilor Saddlemire, seconded by Councilor Cayer:

To approve the amendments to the Personnel Policies for employee health insurance options, as recommended by City Administration. Passed - Vote 7-0

AMENDMENTS TO THE TRAFFIC SCHEDULE REGARDING PARKING PROHIBITED ON A PORTION OF WATER'S EDGE DRIVE

VOTE (6)

Motion by Councilor Saddlemire, seconded by Councilor Christ:

To adopt the proposed amendments to the Traffic Schedule for Water's Edge Drive and to prohibit parking from April 15 to November 15 on both sides of Water's Edge Drive for 100 ft on the easterly side and 200 feet on the westerly side. Passed - Vote 7-0

ORDER AUTHORIZING EXECUTION OF A MUNICIPAL QUITCLAIM DEED FOR REAL ESTATE LOCATED AT 50 PIERCE STREET

VOTE (7)

Motion by Councilor Butler, seconded by Councilor Libby:

To approve the Order authorizing execution of a municipal quitclaim deed for real estate located at 50 Pierce Street:

Whereas, the owner, Watkins Property Management, failed to pay their real estate taxes on a timely basis for 50 Pierce Street (Tax Map 195, Lot 500, Parcel 00-005327); and

Whereas, a real estate tax lien in the amount of \$519.06 was recorded on June 17, 2011 (Book 8182 Page 12), matured on December 17, 2012, and was paid on January 17, 2013, and

Whereas, payment will be received in full for the FY2012, FY2013, and the first half of FY2014 real estate taxes with the sale of property scheduled for December 4, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston that a quitclaim deed for 50 Pierce Street be issued to release the City's interest in the property back to the owner upon payment in full at closing of all outstanding amounts owned to the City on this property.

Passed - Vote 7-0

RECEIPT OF CITY CLERK'S REPORT REGARDING VALID SIGNATURES FOR THE CITIZEN INITIATIVE PETITION REGARDING THE CONSOLIDATION OF THE CITIES OF LEWISTON AND AUBURN AND TO REVIEW PROPOSED ELECTION TIME LINE

VOTE (8)

Motion by Councilor Cayer, seconded by Councilor Saddlemire:

To accept the City Clerk's report regarding verified petition signatures for the petition to consolidate the Cities of Lewiston and Auburn. Passed - Vote 7-0

REPORTS AND UPDATES

The Fire Chief reviewed the proposed uses of the 2013 Homeland Security Grant funds. The City Administrator updated the Council regarding issues with LAEGC and noted the City of Auburn has committed to funding that organization until June 30, 2014. A joint workshop with Auburn is tentatively scheduled for January 27.

OTHER BUSINESS

Councilor Butler invited everyone to attend Saturday's Celebration of the December Holidays presented by LYAC. Councilor Cayer discussed the judgment call decision about plowing the roads during the first snow fall last week when very little snow accumulated.

EXECUTIVE SESSIONS

VOTE (9)

Motion by Councilor Butler, seconded by Councilor Christ:

To enter into an Executive Session pursuant to MRSA Title 1, section 405 (6) (D) to discuss Labor Negotiations regarding the city's six employee unions – International Association of Firefighters, Local 785; Maine State Employees Association, Local 1989; Maine Association of Police; Lewiston Police Supervisory Command Unit; Lewiston Professional Technical Unit, Local 3855 and Lewiston Public Works Unit, Local 1458. Passed - Vote 7-0 Session began at 8:05pm and ended at 8:25pm

VOTE (10)

Motion by Councilor Butler, seconded by Councilor Cayer:

To enter into an Executive Session pursuant to MRSA Title 1, Section 405(6) (A) to discuss a personnel matter regarding the annual evaluation of the City Administrator.

Passed - Vote 7-0 Session began at 8:25pm and ended at 9pm.

VOTE (11)

Motion by Councilor Cayer, second by Councilor Butler:

To adjourn at 9:00 P.M. Passed - Vote 7-0

A true record, Attest:

Kathleen M. Montejo, MMC
City Clerk
Lewiston, Maine