

CITY OF LEWISTON

CITY COUNCIL

FEBRUARY 25, 2014

REGULAR MEETING HELD IN THE COUNCIL ROOM AT 6:00 P.M.

Note – The meeting was originally scheduled for February 18 but was postponed due to a snow storm.

THE HONORABLE ROBERT E. MACDONALD, MAYOR, PRESIDING.

PRESENT: Mayor Macdonald, Councilors Dubois, D’Auteuil, Libby, Christ, Cloutier, Cayer and Lachance, City Administrator Edward Barrett and City Clerk Kathleen Montejo.

EXECUTIVE SESSION

VOTE (52-2014)

Motion by Councilor Dubois, seconded by Councilor Cayer:

To enter into an Executive Session, pursuant to MRSA Title 1, section 405 (6) (c), to discuss Acquisition of Property, of which the premature disclosure of the information would prejudice the competitive bargaining position of the City. Passed - Vote 7-0

Executive Session began at 6:00pm and ended at 6:17pm.

VOTE (53-2014)

Motion by Councilor Christ, seconded by Councilor Cloutier:

To enter into an Executive Session pursuant to MRSA Title 1, section 405 (6) (E), to discuss a legal matter with the City Attorney. Passed - Vote 7-0

Executive Session began at 6:18pm and ended at 6:53pm.

THE HONORABLE ROBERT E. MACDONALD, MAYOR, PRESIDING.

PRESENT: Mayor Macdonald, Councilors Dubois, D’Auteuil, Libby, Christ, Cloutier, Cayer and Lachance, City Administrator Edward Barrett and City Clerk Kathleen Montejo.

Pledge of Allegiance to the Flag.

Moment of Silence.

VOTE (54-2014)

Motion by Councilor Libby, seconded by Councilor D’Auteuil:

To dispense with the reading of the minutes of the meeting of January 21, 2014 and to accept and place them on file as prepared by the City Clerk. Passed - Vote 7-0

PUBLIC COMMENT PERIOD

No members of the public offered comment at this time.

ORDERS AUTHORIZING EXECUTION OF SEVERAL MUNICIPAL QUITCLAIM DEEDS FOR REAL ESTATE AND UTILITY PAYMENTS

VOTE (55-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Scott N. Therrien, Joline Lepage, and Trust Minor Children failed to pay their tax bill on a timely basis at 2 Shore Road (Tax Map 34, Lot 23, Parcel 00-014157); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8181 Page 343), and matured on December 17, 2012, in the amount of \$841.75; and

Whereas, payment was received in full on January 23, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 2 Shore Road to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (56-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Jeanne B. and Roger R. Laroche failed to pay their tax bill on a timely basis at 11 Cassell Street (Tax Map 151, Lot 058, Parcel 00-005694); and

Whereas, a tax lien was filed on June 16, 2010 (Book 7952 Page 266), and matured on December 16, 2011, in the amount of \$1,837.59; and

Whereas, payment was received in full on December 13, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston that a quitclaim be issued for 11 Cassell Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (57-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Deedra and Victoria T. Langelier failed to pay their tax bill on a timely basis at 15 Shore Road (Tax Map 34, Lot 24, Parcel 00-013848); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8417 Page 236), and matured on December 13, 2013, in the amount of \$334.66; and

Whereas, payment was received in full on February 10, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 15 Shore Road to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (58-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Robert E. Pomerleau Sr. failed to pay his tax bill on a timely basis at 222 Russell Street (Tax Map 146, Lot 075, Parcel 00-002037); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8418 Page 13), and matured on December 13, 2013, in the amount of \$207.30; and

Whereas, payment was received in full on January 6, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 222 Russell Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (59-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Tammy L. Nicholson failed to pay her tax bill on a timely basis at 31 Jean Street (Tax Map 146, Lot 183, Parcel 00-005729); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8417 Page 318), and matured on December 13, 2013, in the amount of \$2,321.96; and

Whereas, payment was received in full on January 10, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of LEWISTON, that a quitclaim be issued for 31 Jean Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (60-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Robert Javande failed to pay his tax bill on a timely basis at 32 Horton Street (Tax Map 195, Lot 385, Parcel 00-010619); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8417 Page 225), and matured on December 13, 2013, in the amount of \$1,733.36; and

Whereas, payment was received in full on January 23, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston that a quitclaim deed be issued for 32 Horton Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (61-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner ATL Holdings LLC failed to pay their tax bill on a timely basis at 33 Lisbon Street (Tax Map 207, Lot 126, Parcel 00-006158); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8416 Page 301), and matured on December 13, 2013, in the amount of \$1,114.27; and

Whereas, payment was received in full on January 29, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston that a quitclaim deed be issued for 33 Lisbon Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (62-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Sandra L. and Ronald R. Roy failed to pay their tax bill on a timely basis at 34 Merrill Road Rear (Tax Map 112, Lot 009, Parcel 00-009234); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8418 Page 47), and matured on December 13, 2013, in the amount of \$17,872.17; and

Whereas, payment was received in full on January 9, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 34 Merrill Road Rear to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (63-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner William and Kelly Curtis failed to pay their tax bill on a timely basis at 37 Autumn Lane (Tax Map 38, Lot 003, Parcel 90-020089); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8180 Page 259), and matured on December 17, 2012, in the amount of \$1,457.12; and

Whereas, payment was received in full on January 10, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 37 Autumn Lane to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (64-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Richard A. Spiro failed to pay his tax bill on a timely basis at 37 Lisbon Street (Tax Map 207, Lot 125, Parcel 00-005779); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8181 Page 315), and matured on December 17, 2012, in the amount of \$2,256.04; and

Whereas, payment was received in full on February 4, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 37 Lisbon Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (65-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Kenneth and Penny L. Ouellette failed to pay their sewer bill on a timely basis at 48 River Street (Tax Map 209, Lot 15, Parcel 00-001305, Account 001804); and

Whereas, a sewer lien was filed on March 2, 2012 (Book 8348 Page 202), and matured on September 1, 2013, in the amount of \$239.46; and

Whereas, a sewer lien was filed on September 15, 2011 (Book 8237 Page 35), and matured on March 16, 2013, in the amount of \$163.08; and

Whereas, payment was received in full on October 16, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 48 River Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (66-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Jacqueline Lapage and Gilbert Field failed to pay their tax bill on a timely basis at 65 Old Chadbourne Road (Tax Map 18, Lot 060, Parcel 00-013246); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8181 Page 102), and matured on December

17, 2012, in the amount of \$1,573.36; and

Whereas, payment was received in full on September 5, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 65 Old Chadbourne Road to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (67-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Shawn A. and Susan E. LaBrie failed to pay their sewer bill on a timely basis at 88 Howe Street (Tax Map 195, Lot 337, Parcel 00-005431, Account 000622); and

Whereas, a sewer lien was filed on September 15, 2011 (Book 8237 Page 11), and matured on March 16, 2013, in the amount of \$234.87; and

Whereas, payment was received in full on February 5, 2014; and

Whereas, the owner Shawn A. and Susan E. LaBrie failed to pay their water bill on a timely basis at 88 Howe Street (Tax Map 195, Lot 337, Parcel 00-005431, Account 000622); and

Whereas, a water lien was filed on September 15, 2011 (Book 8237 Page 117), and matured on March 16, 2013, in the amount of \$163.90; and

Whereas, payment was received in full on February 5, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 88 Howe Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (68-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Anita P. Chase failed to pay her tax bill on a timely basis at 99 Prospect Avenue (Tax Map 177, Lot 103, Parcel 00-001730); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8180 Page 215), and matured on December 17, 2012, in the amount of \$2,310.74; and

Whereas, payment was received in full on October 1, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 99 Prospect Avenue to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (69-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Bridget and Robert Cailler failed to pay their tax bill on a timely basis at 111 Sabattus Street (Tax Map 195, Lot 261, Parcel 00-001407); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8417 Page 12), and matured on December 13, 2013, in the amount of \$2,390.28; and

Whereas, payment was received in full on December 13, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 111 Sabattus Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (70-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Paul F. Melanson failed to pay his tax bill on a timely basis at 121 Webster Street (Tax Map 174, Lot 43, Parcel 00-008337); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8417 Page 291), and matured on December 13, 2013, in the amount of \$2,596.52; and

Whereas, payment was received in full on January 23, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 121 Webster Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (71-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Sandra L. and Ronald R. Roy failed to pay their tax bill on a timely basis at 128 Merrill Road Rear (Tax Map 112, Lot 26, Parcel 00-011825); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8418 Page 48), and matured on December 13, 2013, in the amount of \$234.61; and

Whereas, payment was received in full on January 9, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 128 Merrill Road Rear to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (72-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Robert J. and Claudine M. Tremblett failed to pay their tax bill on a timely basis at 148 Bartlett Street (Tax Map 196, Lot 134, Parcel 00-012949); and

Whereas, a tax lien was filed on June 16, 2010 (Book 7953 Page 107), and matured on December 16, 2011, in the amount of \$1,098.96; and

Whereas, payment was received in full on December 3, 2013; and

Whereas, the owner Robert J. and Claudine M. Tremblett failed to pay their sewer bill on a timely basis at 148 Bartlett Street (Account # 000864); and

Whereas, a sewer lien was filed on March 2, 2012 (Book 8348 Page 188), and matured on September 1, 2013, in the amount of \$128.62; and

Whereas, payment was received in full on February 4, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim 148 Bartlett Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (73-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Floyd and Cathy Jenkins failed to pay their tax bill on a timely basis at 155 Spring Street (Tax Map 193, Lot 18, Parcel 00-005546); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8181 Page 44), and matured on December 17, 2012, in the amount of \$3,411.58; and

Whereas, payment was received in full on December 11, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 155 Spring Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (74-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner L.J.M. LLC failed to pay their tax bill on a timely basis at 184 Bartlett Street

(Tax Map 196, Lot 142, Parcel 00-002054); and

Whereas, a tax lien was filed on June 13, 2012 (Book 8417 Page 216), and matured on December 13, 2013, in the amount of \$1,795.92; and

Whereas, payment was received in full on January 23, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim 184 Bartlett Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (75-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner William D. Maselli and Adam Baroudi failed to pay their tax bill on a timely basis at 238 Lisbon Street (Tax Map 208, Lot 099, Parcel 00-006105); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8181 Page 127), and matured on December 17, 2012, in the amount of \$889.34; and

Whereas, payment was received in full on November 12, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston to issue a quitclaim for 238 Lisbon Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (76-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Dora and John Clark failed to pay their tax bill on a timely basis at 378 Pinewoods Road (Tax Map 49, Lot 13, Parcel 00-012882); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8180 Page 277), and matured on December 17, 2012, in the amount of \$2,926.64; and

Whereas, payment was received in full on December 12, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 378 Pinewoods Road to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (77-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner James and Timothy Wong and Tony Eng failed to pay their tax bill on a timely basis at 1128 Lisbon Street (Tax Map 150, Lot 434, Parcel 00-000938); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8182 Page 25), and matured on December 17, 2012, in the amount of \$10,467.30; and

Whereas, payment was received in full on January 7, 2014;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 1128 Lisbon Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (78-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Forest Farnum failed to pay his tax bill on a timely basis at 1153 Main Street (Tax Map 139, Lot 002, Parcel 00-003821); and

Whereas, a tax lien was filed on June 17, 2011 (Book 8180 Page 307), and matured on December 17, 2012, in the amount of \$1,849.48; and

Whereas, payment was received in full on December 6, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 1153 Main Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

VOTE (79-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

Whereas, the owner Richard Boucher failed to pay his water bill on a timely basis at 1990 Lisbon Street (Tax Map 45, Lot 10, Parcel 00-005027, Account 009501); and

Whereas, a water lien was filed on June 25, 2009 (Book 7728 Page 325), and matured on December 25, 2010, in the amount of \$124.79; and

Whereas, a water lien was filed on July 1, 2010 (Book 7967 Page 142), and matured on December 30, 2011, in the amount of \$136.34; and

Whereas, a water lien was filed on February 18, 2011 (Book 8118 Page 82), and matured on August 9, 2012, in the amount of \$168.84; and

Whereas, a water lien was filed on September 15, 2011 (Book 8237 Page 182), and matured on March 16, 2013, in the amount of \$137.49; and

Whereas, a water lien was filed on March 2, 2012 (Book 8348 Page 173), and matured on September 1, 2013, in the amount of \$143.72; and

Whereas, payment was received in full on December 6, 2013; and

Whereas, the owner Richard Boucher failed to pay his sewer bill on a timely basis at 1990 Lisbon Street (Tax Map 45, Lot 10, Parcel 00-005027, Account 009501); and

Whereas, a sewer lien was filed on June 25, 2009 (Book 7729 Page 97), and matured on December 25, 2010, in the amount of \$168.12; and

Whereas, a sewer lien was filed on July 1, 2010 (Book 7967 Page 16), and matured on December 30, 2011, in the amount of \$201.20; and

Whereas, a sewer lien was filed on February 18, 2011 (Book 8118 Page 14), and matured on August 9, 2012, in the amount of \$248.70; and

Whereas, a sewer lien was filed on September 15, 2011 (Book 8237 Page 93), and matured on March 16, 2013, in the amount of \$161.73; and

Whereas, a sewer lien was filed on March 2, 2012 (Book 8348 Page 255), and matured on September 1, 2013, in the amount of \$174.57; and

Whereas, payment was received in full on December 6, 2013;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, to issue a quitclaim for 1990 Lisbon Street to release the City's interest in the property back to the owner.

Passed - Vote 7-0

ANNUAL AUTHORIZATION FOR THE PUBLIC WORKS DEPARTMENT TO POST CERTAIN ROADS, FROM MARCH 1 TO MAY 1, PROHIBITING VEHICLES HAVING A GROSS VEHICLE WEIGHT OF OVER 23,000 POUNDS

VOTE (80-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

To authorize the Public Works Department to post the following roads prohibiting vehicles having a gross vehicle weight of over 23,000 pounds:

From March 1, 2014 to May 1, 2014:

Ferry Road - From Cottage Road to River Road

River Road - From Ferry Road to Solid Waste Facility

Dyer Road - From Lisbon Road to Ferry Road

Pinewoods Road - From Ferry Road to Town Line

Gayton Road - From Lisbon Road to Town Line

Webster Road - From Old Lisbon Road to Crowley Road

Merrill Road - From College Road to Main Street

Sleeper Road - From Merrill Road to Town Line
Randall Road - From Sunrise Lane to Grove Street
Grove Street - From Randall Road to Town Line
Old Greene Road - From North Temple Street to Town Line
No Name Pond Road - From Old Greene Road to Town Line
Pond Road - From Cherrywood Drive to No Name Pond Road

Passed - Vote 7-0

**PUBLIC HEARING FOR THE SPECIAL AMUSEMENT PERMIT FOR
BARNIE’S BAR & GRILL, 1065 SABATTUS STREET**

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

VOTE (81-2014)

Motion by Councilor Libby, seconded by Councilor Cloutier:

To grant a Special Amusement permit for live entertainment to Bernie’s Bar & Grill, 1065 Sabattus Street. Passed - Vote 7-0

**PUBLIC HEARING AND FINAL PASSAGE ON AMENDMENTS TO THE TRAFFIC
AND VEHICLES ORDINANCE REGARDING SPEED LIMITS**

Mayor Macdonald opened the public hearing to receive citizen input and comment. No members of the public spoke for or against this issue. Mayor Macdonald then closed the hearing. Councilor Dubois noted that since municipalities have the authority outlined in state statute, we should not give it up.

VOTE (82-2014)

Motion by Councilor Cloutier, seconded by Councilor Libby:

That the proposed amendments to the City Code of Ordinances, Chapter 70 “Traffic and Vehicles”, Section 70-83 “Speed limits at specific locations”, receive final passage by a roll call vote. Passed - Vote 6-1 (Councilor Dubois opposed)

**PUBLIC HEARING AND FINAL PASSAGE ON AMENDMENTS TO THE BUILDINGS
AND BUILDING REGULATIONS ORDINANCE REGARDING THE PROPERTY
MAINTENANCE CODE AND EROSION CONTROL**

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

VOTE (83-2014)

Motion by Councilor Cloutier, seconded by Councilor Libby:

That the proposed amendments to the City Code of Ordinances, Chapter 18 “Buildings and

Building Regulations”, Section 18-52, “Amendments to the Property Maintenance Code”, receive final passage by a roll call vote. Passed - Vote 7-0

PUBLIC HEARING AND FIRST PASSAGE REGARDING AN AMENDMENT TO THE BUSINESS LICENSING ORDINANCE REGARDING GARAGE SALE PERMITS

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

VOTE (84-2014)

Motion by Councilor Lachance, seconded by Councilor Dubois:

That the proposed amendment to the City Code of Ordinances, Chapter 22 “Businesses”, Article X “Sale of Personal Property from Residential Premises”, Section 22-282 “Permit required; conditions” receive first passage by a roll call vote and that the public hearing on said ordinance be continued to the next regularly scheduled City Council meeting.

Passed – Vote 7-0

ADOPTION OF AMENDMENTS TO THE CITY POLICY MANUAL FOR CITY DEPARTMENT MISCELLANEOUS FEES AND PENALTIES

VOTE (85-2014)

Motion by Councilor Cayer, seconded by Councilor Cloutier:

To adopt the Resolve Adopting City Fees Currently Being Charged in City Policy:

Whereas, in preparation of the FY2015 municipal budget, staff reviewed all locally controlled fees; and

Whereas, it was determined that some fees currently being assessed for City services were not formally incorporated in City policy; and

Whereas, it is the City’s intention to adopted all fees into policy;

Now, therefore, be It Resolved by the City Council of the City of Lewiston that the following municipal fees are hereby approved and adopted into City Policy:

Policy #	Department	Fee Description	Amount
7	City Clerk	Automobile Graveyards & Junkyards - pub. fee	25.00
39	Library	Video Late Fee per video, per day	0.10
39	Library	Maximum Video Fine	5.00
42	Public Works	Parking Card	5.00
42	Public Works	Replacement Parking Card	10.00
55	Public Works	Excavation Fine	526.00
81	Planning	Color Maps	10.00
81	Library	Replacement Library Cards	1.00
81	Assessing	Copy of Tax Roll	60.00
31	Social Serv.	Confidentiality of Information Penalty –maximum	100.00

Passed - Vote 7-0

VOTE (86-2014)

Motion by Councilor D'Auteuil, seconded by Councilor Cayer:

To adopt the Resolve Adopting Proposed New City Fees:

Whereas, in preparation of the FY2015 municipal budget, staff reviewed all locally controlled fees; and

Whereas, it was determined that the cost of some City services was not being recovered through charging a municipal fee; and

Whereas, it is the City's intention to adopted fees that recapture some costs associated with special or direct municipal service provided to an individual vs. the general public;

Now, therefore, be It Resolved by the City Council of the City of Lewiston that the following new municipal fees are hereby adopted and placed into City Policy:

Policy #	Department	Fee Description	Amount
7	City Clerk	Outdoor Liquor Service Permit	25.00
42	Public Works	Auto. Engine Block Heater Fee - 800 watts or less, per month	25.00
42	Public Works	Auto. Engine Block Heater Fee - 801 to 1600 watts, per month	40.00
81	Public Works	Faxed or E-mailed Copies of Plans & Specs, per page	5.00
81	Public Works	Faxed or E-mailed Copies of Plans & Specs, cap	25.00
81	Finance	Quitclaim Execution Fee	50.00

Passed - Vote 7-0

VOTE (87-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

To adopt the Resolve Adopting Proposed City Fee Increases:

Whereas, in preparation of the FY2015 municipal budget, staff reviewed all locally controlled

fees; and

Whereas, it was determined that some fees currently being assessed for City services were not recovering intended costs and had not been adjusted in a number of years; and

Whereas, it is the City's intention to adopt fees that recapture some costs associated with special or direct municipal service provided to an individual vs. the general public;

Now, therefore, be It Resolved by the City Council of the City of Lewiston that the following municipal fee increases are hereby approved effective as of July 1, 2014 at which time they shall be adopted into City Policy and/or Ordinance:

Policy #	Department	Fee Description	Current	Proposed
16	Code Enf.	Business Inspection for State Licensing	40.00	56.00
7	City Clerk	Nonbusiness Hour Inspection Fee	53.00	56.00
7	City Clerk	Denied or Canceled License Fee	11.00	12.00
7	City Clerk	Adult Amusement Device - per device	1,055.00	1,108.00
7	City Clerk	Adult Entertainment License	1,580.00	1,660.00
7	City Clerk	After Hours Entertainment Events	210.00	220.00
7	City Clerk	Automobile Graveyards & Junkyards	50.00	75.00
7	City Clerk	Beano/Bingo Approval	16.00	20.00
7	City Clerk	Billiard/Pool Hall - per room	85.00	90.00
7	City Clerk	Bowling Alley	85.00	90.00
7	City Clerk	Carnivals & Circuses - per day	170.00	180.00
7	City Clerk	Class A Lounge - <1200 sq. ft.	1,400.00	1,470.00
7	City Clerk	Class A Lounge - 1201 to 2000 sq. ft.	1,725.00	1,815.00
7	City Clerk	Class A Lounge - 2001 to 3000 sq. ft.	1,945.00	2,045.00
7	City Clerk	Class A Lounge - >3001 sq. ft.	2,165.00	2,275.00
7	City Clerk	Closing Out Sales	58.00	61.00
7	City Clerk	Closing Out Sales - 60 Day Extension	27.00	28.00
7	City Clerk	Coin-operated Amusement Devices - per device	58.00	75.00
7	City Clerk	Coin-operated Amusement Devices - ten or more devices	580.00	750.00
7	City Clerk	Flammable Liquid Storage - for retail sale	110.00	115.00
7	City Clerk	Flammable Liquid Storage - not for retail sale	58.00	61.00
7	City Clerk	Flea Market - 1-75 spaces, per day	32.00	34.00
7	City Clerk	Flea Market - >75 spaces, per day	58.00	61.00
7	City Clerk	Flea Market - Yearly Permit	550.00	578.00
7	City Clerk	Food Service Establishment - Class A - <3000 sq. ft.	325.00	350.00
7	City Clerk	Food Service Establishment - Class A - 3001 to 6000 sq. ft.	430.00	465.00
7	City Clerk	Food Service Establishment - Class A - >6000 sq. ft.	536.00	575.00
7	City Clerk	Food Service Establishment - Class B	163.00	200.00
7	City Clerk	Food Service Establishment - Class C	163.00	200.00
7	City Clerk	Food Service Establishment - Class D	116.00	150.00
7	City Clerk	Food Service Establishment - Class E	337.00	355.00
7	City Clerk	Food Service Establishment - Class F	58.00	65.00
7	City Clerk	Food Service Establishment - Class G	27.00	50.00
7	City Clerk	Games of Chance	11.00	17.00
7	City Clerk	Group Care Facilities	63.00	66.00
7	City Clerk	Innkeeper - No Alcohol	111.00	117.00
7	City Clerk	Innkeeper - Alcohol	405.00	575.00

CITY COUNCIL

FEBRUARY 25, 2014

7	City Clerk	Junk Collector	42.00	44.00
7	City Clerk	Liquor Service - Catering Permit for Offsite Service	16.00	17.00
7	City Clerk	Liquor Application for License for Incorporated Civic Organizations	16.00	17.00
7	City Clerk	Lodging House - 1 to 10 Rooms	37.00	56.00
7	City Clerk	Lodging House - > 10 Rooms	80.00	84.00
7	City Clerk	Massage Therapists Establishment - Application Fee	105.00	110.00
7	City Clerk	Massage Therapists Establishment - License Fee	185.00	195.00
7	City Clerk	Medical Marijuana - Application Fee for Registered Primary Caregiver	525.00	550.00
7	City Clerk	Medical Marijuana - Application Fee for Registered Dispensary	525.00	550.00
7	City Clerk	Mobil Home - per park	105.00	110.00
7	City Clerk	Mobil Home - per space over 20	5.00	6.00
7	City Clerk	Motion Picture Theater	275.00	300.00
7	City Clerk	Motion Picture Theater - Special 30 Day License	27.00	56.00
7	City Clerk	Outdoor Entertainment Event	11.00	50.00
7	City Clerk	Outpatient Addiction Treatment Clinic Application Fee	525.00	550.00
7	City Clerk	Pawnbroker	84.00	88.00
7	City Clerk	Peddler - In State	53.00	56.00
7	City Clerk	Peddler - Out of State	105.00	110.00
7	City Clerk	Peddler - Special Event License	37.00	39.00
7	City Clerk	Racetrack	111.00	117.00
7	City Clerk	Roller Skating Rink	58.00	61.00
7	City Clerk	Roving Diner	84.00	100.00
7	City Clerk	Secondhand Dealer	84.00	88.00
7	City Clerk	Shelter	85.00	90.00
7	City Clerk	Sound Amplification - per day	16.00	17.00
7	City Clerk	Special Amusement Permit - less than 6 months	58.00	61.00
7	City Clerk	Special Amusement Permit - Class A & B no dancing - one year	116.00	125.00
7	City Clerk	Special Amusement Permit - Class C, D, E & F w' dancing - one year	116.00	150.00
7	City Clerk	Special Food Handler - Prepackaged Food Only	42.00	44.00
7	City Clerk	Special Food Handler - Processing	84.00	88.00
7	City Clerk	Tattooing - Application Fee	105.00	110.00
7	City Clerk	Tattooing - License Fee	185.00	195.00
7	City Clerk	Taxicab - per cab	53.00	56.00
7	City Clerk	Taxicab - per driver	21.00	25.00
7	City Clerk	Taxicab - New Card for Cab	3.00	4.00
7	City Clerk	Taxicab - New Card for Driver	3.00	4.00
7	City Clerk	Taxicab - Transfer	11.00	12.00
81	City Clerk	Genealogy Research	5.00	6.00
81	City Clerk	Voter Card	4.00	5.00
3	Recreation	Tournament Fee	11.00	15.00
28	Library/Rec	Public Address System per session	30.00	50.00
28	Library/Rec	Tables - each	2.35	5.00
28	Library/Rec	Chairs 26-50	12.00	20.00
28	Library/Rec	Chairs 51-100	24.00	35.00
28	Library/Rec	Chairs 101-150	35.00	45.00
28	Library/Rec	Chairs 151-250	45.00	65.00
28	Library/Rec	Chairs >250	60.00	100.00
28	Library/Rec	Floor Cover & Tape	180.00	225.00
30	Fire	Annual Master Alarm Box Fee per building	345.00	350.00

CITY COUNCIL

FEBRUARY 25, 2014

30	Fire	False Alarm - Second	50.00	55.00
30	Fire	False Alarm - Third	85.00	90.00
30	Fire	False Alarm - Fourth	110.00	115.00
30	Fire	False Alarm - Fifth	140.00	145.00
30	Fire	False Alarm - Six or more	375.00	380.00
81	Police	Sec. 50-85 Penalties for Minors - Minimum	26.00	30.00
81	Police	Sec. 50-85 Penalties for Minors - Maximum	105.00	110.00
81	Police	Sec. 50-107 Discharging Fire Arms & Explosives - 1st, not to exceed	265.00	280.00
81	Police	Sec. 50-107 Discharging Fire Arms & Explosives - 2nd, not to exceed	530.00	560.00
81	Police	Sec. 50-164 Obscenity Penalty - each offense	1,050.00	1,105.00
81	Police	Sec. 50-185 Operation of Noise Creating Device in Public - 1st Penalty	55.00	60.00
81	Police	Sec. 50-185 Operation of Noise Creating Device in Public - 2nd Penalty	225.00	240.00
81	Police	Sec. 50-185 Operation of Noise Creating Device in Public - 3rd Penalty	325.00	345.00
81	Police	Sec. 50-185 Operation of Noise Creating Device in Public - 4th Penalty	525.00	560.00
81	Police	Sec. 50-211 Graffiti Penalty - 1st Penalty, not to exceed	500.00	525.00
81	Police	Sec. 50-211 Graffiti Penalty - 2nd Penalty, not to exceed	1,000.00	1,050.00
81	Police	Sec. 50-211 Graffiti Penalty - 3 or more Penalties, not to exceed	2,000.00	2,100.00
81	Police	Chapter 14 - Animal Penalty - 1st & 2nd Offense	160.00	170.00
81	Police	Chapter 14 - Animal Penalty - 3 or More Offenses	530.00	560.00
81	Police	Chapter 14 Dangerous Animal Penalty - 1st Offense, no less than	500.00	525.00
81	Police	Chapter 14 Dangerous Animal Penalty - 2 or more Offenses, no less than	1,000.00	1,050.00
81	Police	Chapter 50 Discharging Firearms - 1st Offense not to exceed	265.00	280.00
81	Police	Chapter 50 Discharging Firearms - 2 or More Offenses not to exceed	530.00	560.00
81	Police	Chapter 50 Use of Consumer Fireworks - 1st Offense	110.00	115.00
81	Police	Chapter 50 Use of Consumer Fireworks - 2nd Offense	215.00	225.00
81	Police	Chapter 50 Use of Consumer Fireworks - 3rd Offense	425.00	460.00
81	Police	Chapter 50 Use of Consumer Fireworks - 4th Offense	850.00	890.00
42	Police	Parking Ticket Exceeding Time Limit within 15 Days	17.00	18.00
42	Police	Parking Ticket Exceeding Time Limit > 15 Days	35.00	36.00
42	Police	Tickets Exceeding Metered Time Limit within 15 Days	12.00	13.00
42	Police	Tickets Exceeding Metered Time Limit > 15 Days	24.00	26.00
42	Police	Tickets too near Corner/Crosswalk within 15 Days	24.00	26.00
42	Police	Tickets too near Corner/Crosswalk > 15 Days	47.00	52.00
42	Police	Tickets Double Parking within 15 Days	24.00	26.00
42	Police	Tickets Double Parking > 15 Days	47.00	52.00
42	Police	Parking on Wrong Side of Street within 15 Days	24.00	26.00
42	Police	Parking on Wrong Side of Street > 15 Days	47.00	52.00
42	Police	Obstructing Driveway/Sidewalk/Crosswalk within 15 Days	24.00	26.00
42	Police	Obstructing Driveway/Sidewalk/Crosswalk > 15 Days	47.00	52.00
42	Police	Obstructing Taxi Stand/Bus Stop/Loading Zone within 15 Days	24.00	26.00
42	Police	Obstructing Taxi Stand/Bus Stop/Loading Zone within 15 Days	47.00	52.00
42	Police	Overnight Parking over an hour, within 15 Days	24.00	26.00
42	Police	Overnight Parking over an hour, > 15 Days	47.00	52.00

42	Police	Overnight Parking interfering with Snow Operator within 15 Days	29.00	31.00
42	Police	Overnight Parking interfering with Snow Operator > 15 Days	58.00	62.00
42	Police	Dec 1 - March 31 Prohibited Zone within 15 Days	24.00	26.00
42	Police	Dec 1 - March 31 Prohibited Zone > 15 Days	47.00	52.00
42	Police	Emergency Parking Ban Fee	30.00	32.00
42	Police	Within 15 ft. of a Fire Hydrant within 15 Days	35.00	37.00
42	Police	Within 15 ft. of a Fire Hydrant > 15 Days	68.00	74.00
42	Police	Prohibited Zone or Place within 15 Days	24.00	26.00
42	Police	Prohibited Zone or Place > 15 Days	47.00	52.00
42	Police	Parking in a Handicapped Zone within 15 Days	84.00	200.00
42	Police	Parking in a Handicapped Zone > 15 Days	168.00	200.00
42	Police	Interference with Enforcement – minimum	55.00	60.00
42	Police	Interference with Enforcement - maximum	1,055.00	1,110.00
45	Police	False Alarms - Second	50.00	55.00
45	Police	False Alarms - Third	85.00	90.00
45	Police	False Alarms - Four or more	110.00	115.00
81	All Dept.	DVD of Meetings, per DVD - All Departments	20.00	20.00
81	Police	Police Research Fee per hour	27.00	30.00
81	Police	Hourly Research Rate - Clerical	12.00	15.00
81	Police	Fingerprints	5.50	6.00
81	Police	Contractor Meter Bag / Per Day	5.00	6.00
81	Finance	Bad Check Fee	25.00	35.00
81	All Dept.	Postage & Handling Fee for Documents - Standard First Class	2.00	3.00
81	All Dept.	Admin. Fee on Refunds except for overpayments of taxes & utilities	6.00	10.00
81	Recreation	Nonresident Program Participation Fee	15.00	20.00
81	All Dept.	Photocopies except library or as otherwise noted - first page	0.30	1.00
81	All Dept.	Photocopies except library or as otherwise noted - page 2 or more	0.30	0.30
81	All Dept.	Map, Engineer, Plans & Spec Copies per page	5.25	5.25
81	Public Works	Plan Copy 24x36, per page	3.25	Delete
81	Public Works	Plan Copy 30x42, per page	4.25	Delete

Passed - Vote 7-0

**ORDER AUTHORIZING CITY STAFF TO TAKE THE NECESSARY STEPS TO
MAKE THE RESULTS OF RESTAURANT INSPECTIONS AVAILABLE
ON THE CITY WEBSITE**

Paul Landry of Fishbones said he is not opposed to the posting, just wants to have a fair process and to educate the public to understand what a pass/fail means on the reports. He wants to make sure the message is clear and adequate time is provided for restaurants to fix the problems and then to have the corrected reports posted quickly. He suggested this issue is opening up a can of worms if the public is not educated. Pauline Gudas of Raymond Avenue said this is public information that should be shared and noted she checks the Portland website before dining in that city. She said if restaurants constantly fail, the public has a right to know.

VOTE (88-2014)

Motion by Councilor Lachance, seconded by Councilor Christ:

To adopt the Order authorizing city staff to take the necessary steps to make the results of restaurant inspections available on the city website:

Whereas, the City of Lewiston inspects restaurants in the City on an annual basis; and

Whereas, these inspections are for the purpose of protecting the health and welfare of the public; and

Whereas, inspection reports are available to the public as a matter of state law; and

Whereas, making these reports available on the City's web site would make accessing them easier;

Now, therefore, be It Ordered by the City Council of the City of Lewiston that City staff is hereby authorized to make the results of restaurant inspections available on the City's web site for those inspections occurring on and after March 1, 2014 along with an indication of whether the inspected restaurant passed or failed the inspection.

Passed - Vote 4-3 (Councilors Cloutier, D'Auteuil and Libby opposed)

**CONDEMNATION HEARING FOR THE BUILDING LOCATED AT
47 KNOX STREET**

The Mayor opened the hearing. No members of the public were present to speak on this item. No City Councilors have a conflict of interest regarding this item. Gil Arsenault, Director of Planning and Code Enforcement, and Tom Maynard, Code Enforcement Officer, provided their professional background credentials regarding their working knowledge of building codes and building safety. Mr. Arsenault and Mr. Maynard then reviewed the City's efforts to communicate with the building owners and to work with them to resolve the numerous outstanding safety violations. They then outlined the condition of the building noting it is unsafe for habitation and is a danger to the neighborhood. They also showed photographs documenting the code violations and safety concerns.

VOTE (89-2014)

Motion by Councilor Cloutier, seconded by Councilor Christ:

With regard to the property at 47 Knox Street, to adopt the Findings of Fact, Conclusions of Law and Order of Demolition proposed by the City Planning and Code Enforcement Department, which Order establishes the corrective action to be taken by the property owner and the time frame for taking such action, and which authorizes the City Administrator to take such corrective action if the property owner fails to do so, and to recoup the City's costs through a special tax or collective action.

Passed - Vote 7-0

**CONDEMNATION HEARING FOR THE BUILDING LOCATED AT
10 NOMAR COURT**

The Mayor opened the hearing. Property owner Roberta Pratt attended and asked the Council to delay their action to give her time to work on the property. She noted the building is a rental that she and her partner, now deceased, purchased for additional income. No City Councilors have a conflict of interest regarding this item. Gil Arsenault, Director of Planning and Code Enforcement, and Tom Maynard, Code Enforcement Officer, provided their professional background credentials regarding their working knowledge of building codes and building safety. Mr. Arsenault and Mr. Maynard then reviewed the City's efforts to communicate with the building owners and to work with them to resolve the numerous outstanding safety violations. They then outlined the condition of the building noting it is unsafe for habitation and is a danger to the neighborhood. They also showed photographs documenting the code violations and safety concerns.

VOTE (90-2014)

Motion by Councilor Cayer, seconded by Councilor Christ:

With regard to the property at 10 Nomar Court, to adopt the Findings of Fact, Conclusions of Law and Order of Demolition proposed by the City Planning and Code Enforcement Department, which Order establishes the corrective action to be taken by the property owner and the time frame for taking such action, and which authorizes the City Administrator to take such corrective action if the property owner fails to do so, and to recoup the City's costs through a special tax or collective action. Passed - Vote 7-0

RECEIPT OF RECOMMENDATION FROM THE FINANCE COMMITTEE AND THE PLANNING BOARD ON THE FY2015 LEWISTON CAPITAL IMPROVEMENT PLAN BUDGET

Paul Madore of the Planning Board and Mike Marcotte, Finance Committee chairperson and Planning Board member, both addressed the Council to elaborate more on their recommendations.

VOTE (91-2014)

Motion by Councilor Libby, seconded by Councilor Cloutier:

To receive and review the recommendations from the Finance Committee and the Planning Board regarding the FY 15 Lewiston Capital Improvement Plan. Passed - Vote 7-0

RESOLVE REGARDING THE ADOPTION OF THE 2015 CITY OF LEWISTON FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM

VOTE (92-2014)

Motion by Councilor D'Auteuil, seconded by Councilor Libby:

That pursuant to Article VI, Section 6.07(d) of the City Charter, the City Council hereby approves the Resolve adopting the FY2015 City of Lewiston Five-Year Capital Improvement Program, as prepared by the City Administrator:

Whereas, the City Charter requires that a capital improvement program be prepared annually for

review by the Planning Board, Finance Committee, and City Council and be adopted by the City Council at least four months prior to the end of the current fiscal year; and

Whereas, the intent of such a program is to outline a five year plan to address the community's infrastructure and other capital improvement needs and, more specifically, to outline those projects anticipated for the coming year in advance of consideration of the annual budget; and

Whereas, as proposed, the plan calls for \$130,335,046 in projects, \$62,830,763 of which would be supported from City resources including \$30,637,500 in tax supported general obligation bonds and \$22,924,300 in enterprise supported bonds; and

Whereas, the plan proposes authorizing \$7,075,000 in general obligation bonds and \$5,749,750 in enterprise bonds during Fiscal Year 2014; and

Whereas, \$744,507 in general obligation bonds falls outside of the \$6,330,493 ordinance limitation on annual bond authorizations, thus allowing for these bonds to be issued by a simple majority vote of the Council; and

Whereas, adopting this plan will provide guidance to the Council and staff but does not constitute formal authorization to proceed with the projects included, the funding for which must be separately authorized by the City Council;

Now, therefore, be It Resolved by the City Council of the City of Lewiston that the FY2015 City of Lewiston Five-Year Capital Improvement Program is hereby adopted.

Passed - Vote 7-0

REQUEST FROM THE LEWISTON AUBURN FILM FESTIVAL FOR A WAIVER OF FEES REGARDING THE USE OF THE LEWISTON PUBLIC LIBRARY FOR THE ORGANIZATION'S 2014 EVENT

VOTE (93-2014)

Motion by Councilor Cayer, seconded by Councilor Cloutier:

To approve the request from the Lewiston Auburn Film Festival organizers and to waive the Library fees for their event for hall rental, AV system, chair set up, janitorial and staff charges.

Passed - Vote 7-0

ORDER AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A NEW COLLECTIVE BARGAINING AGREEMENT WITH THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (AFSCME COUNCIL #93) LOCAL 1458-00, ON BEHALF OF THE LEWISTON PUBLIC WORKS UNIT

VOTE (94-2014)

Motion by Councilor Cloutier, seconded by Councilor Dubois:

To approve the Order authorizing the City Administrator to execute a new Collective Bargaining Agreement with the American Federation of State, County and Municipal Employees (AFSCME Council #93) Local 1458-00, on behalf of the Lewiston Public Works Unit:

Whereas, the City and the AFSCME Unit representatives have worked diligently over the last two years to develop a new collective bargaining agreement; and

Whereas, all who participated in the development of the AFSCME Unit collective bargaining agreement believe that all sides have produced a contract which is sensitive to the current economic climate and reflects the organizational goals and objectives of both the city and the AFSCME Unit;

Now, therefore, be it Ordered by the City Council of the City of Lewiston that the City Administrator is authorized to execute the new FY 2014 American Federation of State, County and Municipal Employees (AFSCME), Local 1458-00 Unit collective bargaining agreement and is authorized to approve any final administrative and non-substantive changes as needed.

Passed - Vote 7-0

ORDER AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE THE GREEN AND HEALTHY HOME INITIATIVE COMPACT FOR THE CITIES OF LEWISTON AND AUBURN ON BEHALF OF THE CITY OF LEWISTON

VOTE (95-2014)

Motion by Councilor Dubois, seconded by Councilor D’Auteuil:

To approve the Order authorizing the City Administrator to execute the Green and Healthy Home Initiative Compact for the Cities of Lewiston and Auburn on behalf of the City of Lewiston:

Whereas, a majority of Lewiston’s downtown housing stock was built before 1940; and

Whereas, most buildings built before 1972 have had lead paint used in or on them; and

Whereas, the presence of unabated lead paint poses a risk to tenants, especially for young children who may ingest the paint through chips or dust created by friction from the movement of windows and doors; and

Whereas, in 2009, Lewiston received a \$2.2 million grant from the U.S. Department of Housing and Urban Development to educate residents about the dangers of lead and how to minimize exposure to it, test for its presence in apartments, and fund grant and loan programs to make housing lead safe; and

Whereas, despite educational efforts and making 234 units lead safe, subsequent testing found that local children had blood lead levels 3x the rate of other places in Maine; and

Whereas, since the City’s last lead grant, a national model for collaborative service delivery, the Green and Healthy Home Initiative, has been developed that leverages funding sources to make

homes lead safe, energy efficient, winterized, well ventilated, pest free, safe, dry, and well maintained; and

Whereas, local stakeholders have developed the *Green and Healthy Homes Initiative Compact for the Cities of Lewiston Auburn*, a document that articulates the vision, goals, and some strategies for creating a local initiative that will serve as the foundation for collaboratively working toward these goals; and

Whereas, the GHHI strategy is to “Align, Braid and Coordinate” federal, state, and local funding to create a single application with coordinated eligibility; pool funding; and keep it simple for the “customer” through education and a comprehensive assessment that determines the needs of the resident and the property owner; and

Whereas, a Green and Healthy Home Initiative strategy aligns with federal policy direction, resulting in more competitive grant applications;

Now, therefore, be It Ordered by the City Council of the City of Lewiston that we hereby endorse the *Green and Healthy Home Initiative Compact for the Cities of Lewiston Auburn* and authorize the City Administrator to execute the document as a Lead Signatory on behalf of the City.
Passed - Vote 7-0

REPORTS AND UPDATES

No reports or updates were presented at this time.

OTHER BUSINESS

VOTE (96-2014)

Motion by Councilor Libby, seconded by Councilor Lachance:

To suspend the Council Rules and to add an item to the agenda at this time.
Passed - Vote 7-0

VOTE (97-2014)

Motion by Councilor Libby, seconded by Councilor Cloutier:

To approve the Resolve confirming the City Administrator’s appointment of Pamela M. LaBelle as Tax Collector/Deputy Treasurer for the City of Lewiston, effective February 25, 2013:

Whereas, the current Tax Collector/Deputy Treasurer, Nancy I. Mennealy, retired on February 28, 2013 after 43 years of service with the City of Lewiston, having also served as Assistant Tax Collector/Treasurer and in various other treasury positions since 1970; and

Whereas, Pamela M. LaBelle has been employed with the City since January 2003 serving as the Public Works/Utility Services Business Manager since March 2010 and as Deputy Public Works/Utility Services Business Manager since 2003; and

Whereas, Title 30-A, M.R.S.A. Section 2636 authorizes the City Administrator to appoint a new Tax Collector with City Council confirmation; and

Whereas, the Administrator appointed Pamela M. LaBelle effective February 25, 2013; and

Whereas, on February 5, 2013, the City Council took a number of actions required to settle all outstanding taxes with the prior treasurer and recommitment those taxes to the new Treasurer; and

Whereas, the recommitment of taxes specifically identified Pamela M. LaBelle as the City's Treasurer; and

Whereas, a separate item confirming Ms. LaBelle's appointment was inadvertently omitted from the February 5, 2013 agenda; and

Whereas, the City Council, therefore, must formally confirm her appointment effective February 25, 2013;

Now, therefore, be it ordered by the City Council of the City of Lewiston that the City Administrator's appointment of Pamela M. LaBelle as the Tax Collector/Deputy Treasurer for the City of Lewiston is hereby confirmed, effective as of February 25, 2013.

Passed - Vote 7-0

EXECUTIVE SESSION

VOTE (98-2014)

Motion by Councilor Dubois, seconded by Councilor Libby:

To enter into an Executive Session pursuant to MRSA Title 1, Section 405(6)(c) to discuss an Economic Development issue of which the premature disclosure of the information would prejudice the competitive bargaining position of the City. Passed - Vote 7-0

Executive Session began at 9:20pm and ended at 10:00pm.

VOTE (99-2014)

Motion by Councilor Cayer, seconded by Councilor D'Auteuil:

To enter into an Executive Session, pursuant to MRSA Title 1, section 405(6)(c) to discuss Real Estate Negotiations, of which the premature disclosure of the information would prejudice the competitive bargaining position of the City. Passed - Vote 7-0

Executive Session began at 10:00pm and ended at 10:42pm.

VOTE (100-2014)

Motion by Councilor Lachance, seconded by Councilor Cloutier:

To enter into an Executive Session pursuant to MRSA Title 1, section 405 (6) (c) to discuss an Economic Development issue of which the premature disclosure of the information would prejudice the competitive bargaining position of the City. Passed - Vote 7-0

Executive Session began at 10:42pm and ended at 11:40pm.

VOTE (101-2014)

Motion by Councilor Cloutier, seconded by Councilor Lachance:

To adjourn at 11:40P.M. Passed - Vote 7-0

A true record, Attest:

Kathleen M. Montejo, MMC
City Clerk
Lewiston, Maine