

**LEWISTON CITY COUNCIL AGENDA
CITY COUNCIL CHAMBERS
AUGUST 9, 2016**

6:00 p.m. Workshop – Potential Use of CDBG Funds to Assist YWCA with Roof Repairs – 20 minutes

Executive Sessions

- ES-1. Executive Session pursuant to MRSA Title 1, section 405 (6)(A) to discuss a personnel matter regarding appointments.
- ES-2. Executive Session to discuss Disposition of Property of which the premature disclosure of the information would prejudice the competitive bargaining position of the City.

7:00 p.m. Regular Meeting

Pledge of Allegiance to the Flag.
Moment of Silence.

Acceptance of minutes of the meetings of June 21 and July 19, 2016.

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 7.

CONSENT AGENDA: All items with an asterisk (*) are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member or a citizen so requests, in which event, the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

- *1. Order authorizing execution of a Municipal Quitclaim Deed for Real Estate located at 11 Goulet Street.
- *2. Order authorizing execution of a Municipal Quitclaim Deed for Real Estate located at 29 Orchard Circle.

REGULAR BUSINESS:

- 3. Public Hearing on the renewal application for a Special Amusement Permit for Live Entertainment for Carriage House Plus, 1119 Lisbon Street.
- 4. Public Hearing on the renewal application for a Special Amusement Permit for Live Entertainment for Sparetime Recreation, 24 Mollison Way.
- 5. Condemnation Hearing for the building located at 24 Lemont Avenue.
- 6. Condemnation Hearing for the building located at 148 Bartlett Street.
- 7. Street Acceptance for Cortland Way and a portion of Vista Bella Drive.
- 8. Ballots for election of the Androscoggin County Budget Committee members.
- 9. Order authorizing the Mayor to execute amendment number six to the Employment Agreement between the City of Lewiston and Edward A. Barrett.
- 10. Update from the Lewiston School Committee Representative.

11. Reports and Updates.
12. Any other City Business Councilors or others may have relating to Lewiston City Government.
13. Executive Session to discuss labor union negotiations regarding the Lewiston Professional Technical Unit, Local 3855 and the International Association of Firefighters, Local 785.

LEWISTON CITY COUNCIL
MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. ES-1

SUBJECT:

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

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/cmm

REQUESTED ACTION:

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|---|---|---|---|---|---|---|---|

To enter into an executive session pursuant to MRSA Title 1, section 405(6)(A) to discuss a personnel matter regarding appointments.

LEWISTON CITY COUNCIL

MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. ES-2

SUBJECT:

Executive Session to discuss Disposition of Property of which the premature disclosure of the information would prejudice the competitive bargaining position of the City.

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:

The City Administrator recommends approval of the requested action.



REQUESTED ACTION:

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

LEWISTON CITY COUNCIL

MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 1

SUBJECT:

Order Authorizing execution of a Municipal Quitclaim Deed for Real Estate located at 11 Goulet Street.

INFORMATION:

The Council is asked to approve a municipal quitclaim deed for the property located at 11 Goulet Street. The quitclaim deed will release any interest the City may have by virtue of undischarged real estate tax liens or utility liens on this property.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

EAB/kmm

REQUESTED ACTION:

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To approve the Order authorizing execution of a municipal quitclaim deed for real estate located at 11 Goulet Street.



CITY OF LEWISTON, MAINE

August 9, 2016

COUNCIL ORDER

Order, Authorizing Execution of a Municipal Quitclaim Deed – Real Estate Located at 11 Goulet Street.

WHEREAS, the owner, Paul Rubin, failed to pay his tax bill on a timely basis for 11 Goulet Street (Tax Map 147, Lot 166, Parcel 00-013371); and

WHEREAS, a tax lien was filed on June 13, 2012 (Book 8418 Page 49) and matured on December 19, 2013 in the amount of \$1,527.80; and

WHEREAS, payment was received in full;

NOW, THEREFORE, BE IT ORDERED by the CITY COUNCIL of the CITY of LEWISTON,

That a quitclaim deed is hereby authorized to release the City's interest in the property located at 11 Goulet Street to the new owner.

LEWISTON CITY COUNCIL
MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 2

SUBJECT:

Order Authorizing execution of a Municipal Quitclaim Deed for Real Estate located at 29 Orchard Circle.

INFORMATION:

The Council is asked to approve a municipal quitclaim deed for the property located at 29 Orchard Circle. The quitclaim deed will release any interest the City may have by virtue of undischarged real estate tax liens or utility liens on this property.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

EAB/kmm

REQUESTED ACTION:

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To approve the Order authorizing execution of a municipal quitclaim deed for real estate located at 29 Orchard Circle.



COUNCIL ORDER

Order, Authorizing Execution of a Municipal Quitclaim Deed – Real Estate Located at 29 Orchard Circle.

WHEREAS, the owners, Edwin and Martha Cintron, failed to pay their stormwater bills on a timely basis for 29 Orchard Circle (Tax Map 90, Lot 42, Parcel 00-10835); and

WHEREAS, a stormwater lien was filed on June 19, 2014 (Book 8936 Page 266) and matured on December 19, 2015 in the amount of \$101.00; and

WHEREAS, a stormwater lien was filed on December 22, 2015 (Book 9282 Page 166) and will mature on June 22, 2017 in the amount of \$92.18; and

WHEREAS, a stormwater lien was filed on March 25, 2016 (Book 9337 Page 119) and will mature on September 25, 2017 in the amount of \$92.52; and

WHEREAS, payment was received in full;

NOW, THEREFORE, BE IT ORDERED by the CITY COUNCIL of the CITY of LEWISTON,

That a quitclaim deed is hereby authorized to release the City's interest in the property located at 29 Orchard Circle to the owners.

**LEWISTON CITY COUNCIL
MEETING OF AUGUST 9, 2016**

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 3

SUBJECT:

Public Hearing on the renewal application for a Special Amusement Permit for Live Entertainment for Carriage House Plus, 1119 Lisbon Street.

INFORMATION:

We have received a renewal application for a Special Amusement Permit for Live Entertainment from Carriage House Plus, 1119 Lisbon Street.

The Police Department has reviewed and approved the application.

There was no reference to this 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.

E. A. B. / Kmm

REQUESTED ACTION:

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To grant a Special Amusement Permit for Live Entertainment to Carriage House Plus, 1119 Lisbon Street.

CITY OF LEWISTON
APPLICATION FOR SPECIAL AMUSEMENT PERMIT

Date of Application: 7/18/16

Expiration Date: 8/31/16

- Class A - \$125.00 - restaurants with entertainment, which **does not have dancing**
 Class B - \$125.00 - lounges/bars with entertainment, which **does not have dancing**
 Class C - \$150.00 - either restaurants or lounges/bars with entertainment, including dancing
 Class D - \$150.00 - function halls with entertainment, including dancing
 Class E - \$150.00 - dance hall or nightclub that admits persons under the age of 21
 Class F - \$150.00 - "chem-free" dance hall or nightclub for patrons aged 18 yrs and older, with no liquor

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

****PLEASE PRINT****

Business Name: CARRIAGE HOUSE PLUS Business Phone: 344-6336

Location Address: 1119 LISBON ST LEWISTON

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

Mailing Address: SAME

Email address: hstylecaterers@live.com

Contact Person: Don + Jackie Rioux Phone: 576-8849 -8843

Owner of Business: SAME Date of Birth: Don - 8-30-53
Jackie 1-25-57

Address of Owner: 76 BISHOP RD Poland Me 04274

Manager of Establishment: Don + Jackie Date of Birth: SAME

Owner of Premises (landlord): Don + Jackie

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): SAME

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: Hi Style Caterers

Corporation Mailing Address: 1119 LISBON ST LEW. ME. 04240

Contact Person: Don + Jackie Phone: SAME

Do you permit dancing on premises? Yes 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? 100 yds

Please describe the type of proposed entertainment:

- dancing
- stand up comedian
- piano player
- music by DJ
- karaoke
- other, please list _____
- live band/singers
- magician
- 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: Donald P. Rioux Title: Pres. Date: 7/18/16

Printed Name: Donald P. Rioux

Hearing Date: 8-9-16



POLICE DEPARTMENT

Michael J. Bussiere
Chief of Police



TO: Kelly Brooks, Deputy City Clerk

FR: Lt. Adam D. Higgins, Support Services

DT: June 27, 2016

RE: Liquor License/Special Amusement Permit – **Carriage House**

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

Carriage House
1119 Lisbon St.



171 Park St • Lewiston, Maine • 04240 • Phone 207-513-3137 • Fax 207-795-9007
www.lewistonpd.org



Professionalism

Integrity

Compassion

Dedication

Pride

Dependability

**LEWISTON CITY COUNCIL
MEETING OF AUGUST 9, 2016**

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 4

SUBJECT:

Public Hearing on the renewal application for a Special Amusement Permit for Live Entertainment for Sparetime Recreation, 24 Mollison Way.

INFORMATION:

We have received a renewal application for a Special Amusement Permit for Live Entertainment from Sparetime Recreation, 24 Mollison Way.

The Police Department has reviewed and approved the application.

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

The business owners have 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.



REQUESTED ACTION:

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To grant a Special Amusement Permit for Live Entertainment to Sparetime Recreation, 24 Mollison Way.

777-4621

CITY OF LEWISTON
APPLICATION FOR SPECIAL AMUSEMENT PERMIT

Date of Application: 7-28-16

Expiration Date: 8-10-2017

- Class A - \$125.00 - restaurants with entertainment, which does not have dancing
- Class B - \$125.00 - lounges/bars with entertainment, which does not have dancing
- Class C - \$150.00 - either restaurants or lounges/bars with entertainment, including dancing
- Class D - \$150.00 - function halls with entertainment, including dancing
- Class E - \$150.00 - dance hall or nightclub that admits persons under the age of 21
- Class F - \$150.00 - "chem-free" dance hall or nightclub for patrons aged 18 yrs and older, with no liquor

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

****PLEASE PRINT****

Business Name: ENCORE BOWLING, INC. - SPARETIME RECREATION Business Phone: 786-2695

Location Address: 24 MOLLISD WAY, LEWISTON, ME 04240

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

Mailing Address: P.O. BOX 426, HALLOWELL, ME 04340

Email address: ADREW2@SPARETIME REC. COM

Contact Person: ANDREW COULTURE Phone: 242-8161

Owner of Business: ANDREW COULTURE Date of Birth: 3/26/48

Address of Owner: _____

Manager of Establishment: TOM LIBERTI Date of Birth: 4/26/54

Owner of Premises (landlord): LEWISTON PROPERTIES, LLC

Address of Premises Owner: 76 MERRIMACK STREET, SUITE 19, HAVERHILL, MA 01830

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: ENCORE BOWL 106, INC.

Corporation Mailing Address: PO. BOX 426, HALLOWELL, ME 04347

Contact Person: ANDY COUTURE Phone: 242-8161

Do you permit dancing on premises? ___ Yes 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? 1/2 MILE

Please describe the type of proposed entertainment:

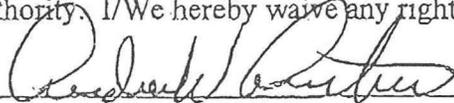
- dancing
- music by DJ
- live band/singers
- stand up comedian
- karaoke
- magician
- piano player
- other, please list _____
- other, please list _____

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: DWNER/PRESIDENT Date 07-13-16

Printed Name: ANDREW W. COUTURE

Hearing Date: 8-9-2016



POLICE DEPARTMENT

Michael J. Bussiere
Chief of Police



TO: Kelly Brooks, Deputy City Clerk

FR: Lt. Adam D. Higgins, Support Services

DT: June 27, 2016

RE: Liquor License/Special Amusement Permit – **Sparetime Recreation**

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

Sparetime Recreation
24 Mollison Way



171 Park St • Lewiston, Maine • 04240 • Phone 207-513-3137 • Fax 207-795-9007
www.lewistonpd.org



Professionalism

Integrity

Compassion

Dedication

Pride

Dependability

LEWISTON CITY COUNCIL

MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 5

SUBJECT:

Condemnation Hearing for the building located at 24 Lemont Avenue.

INFORMATION:

The City has begun the process for condemnation of the property at 24 Lemont Avenue under the dangerous building classification. This property has been abandoned by the owner and upon inspection of city staff has been determined to be an unsafe structure.

The agenda background material pertains to the condition of this property. The City Attorney will be present on Tuesday evening to assist the City Council with the condemnation hearing and to advise accordingly.

PLEASE NOTE - The background material for this agenda item is included in a separate binder that was distributed with the meeting agenda binder.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

EAJ/kmm

REQUESTED ACTION:

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1) To conduct a hearing to determine if the building located at 24 Lemont Avenue has meet the dangerous building statutes as defined in Title 17, sec. 2851 et all.

If it is determined that the building does meet the dangerous building criteria, then the Council is asked :

2) With regard to the property at 24 Lemont Avenue, 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.

FORECLOSURE DEED

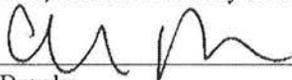
KNOW ALL BY THESE PRESENTS, that U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2, with a mailing address of c/o Wells Fargo Home Mortgage, 3476 Stateview Blvd, Fort Mill, South Carolina 29715 (GRANTOR), for consideration paid, the receipt of which is hereby acknowledged, does hereby give, grant, convey and release unto U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2, with a mailing address of c/o Wells Fargo Home Mortgage, 3476 Stateview Blvd, Fort Mill, SC 29715 (GRANTEE) its successors and assigns forever, that certain lot or parcel of land, with any buildings thereon, located at 24 Lemont Avenue, Lewiston, Androscoggin County, Maine, 04240, as more fully described in Exhibit A attached hereto and fully incorporated herein by reference.

BEING THE SAME PREMISES described in a Mortgage Deed of Michael A. Conant and Julia A. Conant, dated March 3, 2006 and recorded in the Androscoggin County Registry of Deeds in Book 6689, Page 58, which mortgage was foreclosed by civil action pursuant to 14 M.R.S.A §6321 et seq. in Maine District Court, Lewiston Docket No. LEWDC-RE-14-134, entitled U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 v. Michael A. Conant a/k/a Michael Conant and Julia A. Conant. Evidence of compliance with 14 M.R.S.A. §6323(1) is attached hereto.

Notwithstanding the date of execution or acknowledgement, this deed shall not be deemed delivered and the conveyance of the subject property and assignment of rights shall not be effected until this deed has been recorded in the Androscoggin County Registry of Deeds.

IN WITNESS WHEREOF, the said U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 by Wells Fargo Bank NA as attorney in fact, has caused these presents to be signed this 31st day of March 2016.

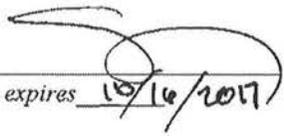
U.S. Bank National Association, as Trustee for
SASCO Mortgage Loan Trust 2006-WF2 by Wells
Fargo Bank, N.A. as Attorney-in-Fact

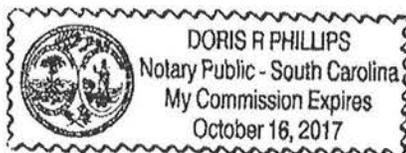
By: 
Asahia Brooks
Vice President Loan Documentation
Wells Fargo Bank NA
03/31/2016

State of South Carolina

County of York

The foregoing instrument was acknowledged before me this 31st day of March 2016 by Asahia Brooks Vice President Loan Documentation; on behalf of Wells Fargo Bank, N.A., a national banking association. Asahia Brooks [] is personally known to me or [x] produced satisfactory evidence of identification.

Notary Public 
My commission expires 10/16/2017



14-020990

MAINE REAL ESTATE
TRANSFER TAX PAID



Exhibit A

A certain tract or parcel of land, with the buildings thereon, situated in Lewiston, County of Androscoggin, and State of Maine, being more particularly bounded and described as follows:

BEGINNING at a point on the southwesterly line of Lemont Avenue which point is one hundred fifty-five (155) (sic) feet from the intersection of the northwesterly line of East Avenue and the southwesterly line of Lemont Avenue; thence in a northwesterly direction, along Lemont Avenue, a distance of one hundred (100) feet to property conveyed by Joseph S. Thibodeau, et al, to Norman G. Berube and Bertha L. Berube by deed dated November 4, 1959 and recorded in the Androscoggin County Registry of Deeds in Book 815, Page 492; thence in a southwesterly direction, along said land now or formerly owned by said Berube, a distance of one hundred (100) feet to Berube's southerly corner; thence at right angles in a southeasterly direction a distance of fifty five (55) feet to land conveyed to Pierre Chabot by Albro D. Morse by deed dated July 16, 1916 and recorded in said Registry in Book 264, Page 479; thence at right angles in a northeasterly direction, along said land now or formerly of Chabot, a distance of twenty (20) feet to a point; thence at a right angle in a southeasterly direction forty five (45) feet to a point; thence at a right angle in a northeasterly direction a distance of eighty (80) feet to the point of beginning.

Reference is hereby made to a deed from Beau John Blais dated June 28, 2002 to Matthew J. Prince and Candie M. Prince and recorded in the Androscoggin County Registry of Deed in Book 5038, Page 235.

EVIDENCE OF COMPLIANCE WITH 14 M.R.S.A. §6323(1)

In accordance with the Consent Judgment of Foreclosure and Sale with Waiver of Deficiency and Waiver of Redemption entered January 12, 2016, U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 caused a Notice of Public Sale to be published in the Lewiston Sun Journal on February 15, 2016, February 22, 2016, and February 29, 2016. This newspaper is of general circulation in Androscoggin County, and the first publication was within the 90 day period provided for by 14 M.R.S.A. §6323. An affidavit of this publication is attached hereto.

Pursuant to the Notice of Public Sale, U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 conducted a sale of the property at 24 Lemont Avenue, Lewiston, ME 04240 on March 17, 2016 at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106.

At said sale, the property was sold to U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2, as the highest bidder.

Above information supplied by Shapiro & Morley, LLC, Attorneys for U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2.

Sun Journal

Connecting you with your community

3/1/2016

SHAPIRO & MORLEY LLP
ATTN: CHRISTIE A. LADD
707 SABLE OAKS DRIVE SUITE 250
PORTLAND, ME 04106

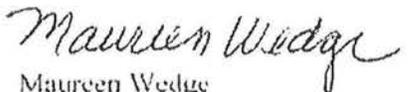
TO WHOM IT MAY CONCERN:

We hereby certify that the following:
LEGAL AD US Bank v Conant
was published in the DAILY Sun-Journal a newspaper having its principal place of
business in the County of Androscoggin. With general circulation in the Counties of
Androscoggin, Franklin and Oxford.

Date(s) Published: 2/15, 2/22, 2/29/16

Tearsheet (s): ENCLOSED
Invoice: ENCLOSED

Sun-Journal/SUNDAY
Lewiston, Me



Maureen Wedge
Vice President/ Human Resources

Subscribed and sworn to before me this 1st Day of March, 2016 at Lewiston, in the
County of Androscoggin, in the State of Maine.



NOTARY PUBLIC

KRISTINE M. POWELL
Notary Public, Maine
My Commission Expires July 18, 2021

104 PARK STREET • P. O. BOX 4400 • LEWISTON, MAINE • 04243-4400

(207) 784-5411 • toll free 1 800 482-0753 • advertising fax (207) 784-5955 • news fax (207) 777-3436

NOTICE OF PUBLIC SALE

Notice is hereby given that in accordance with the Consented Judgment of Foreclosure and Sale entered January 12, 2016 in the action entitled **U.S. Bank National Association, as Trustee for SASCO Mortgage Loan Trust 2006-WF2 v. Michael A. Conant a/k/a Michael Conant and Julia A. Conant, et al.**, by the Maine District Court, Lewiston, Docket No. LEWDC-RE-14-134, wherein the Court adjudged the foreclosure of a mortgage granted by Michael A. Conant and Julia A. Conant to Wells Fargo Bank, N.A. dated March 3, 2006 and recorded in the Androscoggin County Registry of Deeds in Book 6689, Page 58, the period of redemption having expired, a public sale of the property described in the mortgage will be conducted on **Thursday, March 17, 2016, commencing at 10:00AM, at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106.**

The property is located at 24 Lemont Avenue, Lewiston, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207)-775-6223.
14-020990

ANDROSCOGGIN COUNTY
TINA M CHOUINARD
REGISTER OF DEEDS

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

U.S. Bank National Association,
(as trustee for SASCO Mortgage
Loan Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

US Bank National Association
(as trustee for Structured Asset Securities
Corporation Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

Michael A. Conant
78 E Valentine Street
Westbrook, ME 04092

Julia A. Conant
151 Riverside Dr., Apt. 2
Auburn, ME 04210

Republic Bank & Trust Company
ATTN: Legal Department
601 West Market Street
Louisville, KY 40202

24 LEMONT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on:

August 9, 2016 at 7:00 pm
Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

This hearing is to determine whether the residential structure at 24 Lemont Street, Lewiston, Maine, identified as Lot 042 on Tax Map 146 of the City of Lewiston Tax Maps, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 6049, Page 237, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy.

If the City Council finds that the structure is dangerous or a nuisance, it may order the appropriate corrective action, including, but not limited to, demolition and removal of the structure. If the corrective action is not taken by the deadline established by the City Council's order, and no appeal is taken, the City may take the corrective action at the City's expense. The City may then recover all of its expenses, including reasonable attorneys' fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

EXHIBIT B

July 13, 2016

Kathleen M. Montejo
Kathleen M. Montejo, City Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 13, 2016

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.

Kelly J. Brooks
Notary Public /-Attorney at Law

Kelly J. Brooks
Notary Public, Maine
My Commission Expires Sept. 11, 2018

SEAL

ANDROSCOGGIN COUNTY
TINA M CHOUINARD
REGISTER OF DEEDS

Return

CITY OF LEWISTON
CITY COUNCIL

RETURN OF SERVICE

NOTICE OF HEARING
24 LEMONT STREET, LEWISTON, MAINE
Pursuant to 17 M.R.S. §§ 2851, et seq.

On 8-2- 2016 (date), I served the above-referenced NOTICE OF HEARING upon party, U.S. Bank National Assoc., (as trustee for SASCO Mortgage Loan Trust 2006-WF2), c/o Wells Fargo Home Mortgage, by delivering a copy of the same at the following address: 3476 Stateview Blvd., Fort Mill, SC 29715

- to the above named party in hand.
- to _____ (name), a person of suitable age and discretion who was then residing at the party's usual residence.
- to Cynthia Evans (name), who is authorized to receive service for the party.
- by (describe other manner of service):

Costs of Service:

Service: \$ _____
 Travel: \$ _____
 Postage: \$ _____
 Other: \$ _____
 TOTAL: \$ _____

[Signature]
 Signature
YC50
 Agency

EXHIBIT C

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

U.S. Bank National Association,
(as trustee for SASCO Mortgage
Loan Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

US Bank National Association
(as trustee for Structured Asset Securities
Corporation Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

Michael A. Conant
78 E Valentine Street
Westbrook, ME 04092

Julia A. Conant
151 Riverside Dr., Apt. 2
Auburn, ME 04210

Republic Bank & Trust Company
ATTN: Legal Department
601 West Market Street
Louisville, KY 40202

24 LEMONT STREET, LEWISTON, MAINE

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Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

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July 13, 2016

Kathleen M. Montejo
Kathleen M. Montejo, City Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 13, 2016

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Kelly J. Brooks
Notary Public /-Attorney at Law

Kelly J. Brooks
Notary Public, Maine
My Commission Expires Sept. 11, 2018

SEAL

ANDROSCOGGIN COUNTY
TINA M CHOUINARD
REGISTER OF DEEDS

Return

CITY OF LEWISTON
CITY COUNCIL

RETURN OF SERVICE

NOTICE OF HEARING
24 LEMONT STREET, LEWISTON, MAINE
Pursuant to 17 M.R.S. §§ 2851, et seq.

On 8-2, 2016 (date), I served the above-referenced NOTICE OF HEARING upon party, U.S. Bank National Assoc., (as trustee for Structured Asset Securities Corporation Trust 2006-WF2), c/o Wells Fargo Home Mortgage, by delivering a copy of the same at the following address: 3476 Stateview Blvd., Fort Mill, SC 29715

- to the above named party in hand.
- to _____ (name), a person of suitable age and discretion who was then residing at the party's usual residence.
- to Christian EVANS (name), who is authorized to receive service for the party.
- by (describe other manner of service):

Costs of Service:

Service: \$ _____
 Travel: \$ _____
 Postage: \$ _____
 Other: \$ _____
 TOTAL: \$ _____

[Signature]
Signature

YC50
Agency

EXHIBIT D

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

U.S. Bank National Association,
(as trustee for SASCO Mortgage
Loan Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

US Bank National Association
(as trustee for Structured Asset Securities
Corporation Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

Michael A. Conant
78 E Valentine Street
Westbrook, ME 04092

Julia A. Conant
151 Riverside Dr., Apt. 2
Auburn, ME 04210

Republic Bank & Trust Company
ATTN: Legal Department
601 West Market Street
Louisville, KY 40202

24 LEMONT STREET, LEWISTON, MAINE

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August 9, 2016 at 7:00 pm
Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

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This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

July 13, 2016

Kathleen M. Montejo
Kathleen M. Montejo, City Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 13, 2016

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.

Kelly J. Brooks
Notary Public / Attorney at Law

Kelly J. Brooks
Notary Public, Maine
My Commission Expires Sept. 11, 2018

SEAL

ANDROSCOGGIN COUNTY
TINA M CHOUINARD
REGISTER OF DEEDS

CITY OF LEWISTON
CITY COUNCIL

RETURN OF SERVICE

NOTICE OF HEARING
24 LEMONT STREET, LEWISTON, MAINE
Pursuant to 17 M.R.S. §§ 2851, et seq.

On July 20, 2016 (date), I served the above-referenced NOTICE OF HEARING upon party, Michael A. Conant, by delivering a copy of the same at the following address: 78 E Valentine Street, Westbrook, ME 04092

- to the above named party in hand.
- to Anne Knight (name), a person of suitable age and discretion who was then residing at the party's usual residence.
- to _____ (name), who is authorized to receive service for the party.
- by (describe other manner of service):

Costs of Service:

| | | |
|----------|----|--------------|
| Service: | \$ | <u>16.00</u> |
| Travel: | \$ | <u>9.70</u> |
| Postage: | \$ | <u>.60</u> |
| Other: | \$ | <u>5.00</u> |
| TOTAL: | \$ | <u>31.30</u> |


Signature

CCSO
Agency

EXHIBIT E

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

U.S. Bank National Association,
(as trustee for SASCO Mortgage
Loan Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

US Bank National Association
(as trustee for Structured Asset Securities
Corporation Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

Michael A. Conant
78 E Valentine Street
Westbrook, ME 04092

Julia A. Conant
151 Riverside Dr., Apt. 2
Auburn, ME 04210

Republic Bank & Trust Company
ATTN: Legal Department
601 West Market Street
Louisville, KY 40202

24 LEMONT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on:

August 9, 2016 at 7:00 pm
Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

This hearing is to determine whether the residential structure at 24 Lemont Street, Lewiston, Maine, identified as Lot 042 on Tax Map 146 of the City of Lewiston Tax Maps, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 6049, Page 237, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy.

If the City Council finds that the structure is dangerous or a nuisance, it may order the appropriate corrective action, including, but not limited to, demolition and removal of the structure. If the corrective action is not taken by the deadline established by the City Council's order, and no appeal is taken, the City may take the corrective action at the City's expense. The City may then recover all of its expenses, including reasonable attorneys' fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

July 13, 2016

Kathleen M. Montejo
Kathleen M. Montejo, City Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 13, 2016

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.

Kelly J. Brooks
Notary Public / Attorney at Law

Kelly J. Brooks
Notary Public, Maine
My Commission Expires Sept. 11, 2019

SEAL

ANDROSCOGGIN COUNTY
TINA M CHOUINARD
REGISTER OF DEEDS

CITY OF LEWISTON
CITY COUNCIL

RETURN OF SERVICE

NOTICE OF HEARING
24 LEMONT STREET, LEWISTON, MAINE
Pursuant to 17 M.R.S. §§ 2851, *et seq.*

On July 19, 2016 (date), I served the above-referenced NOTICE OF HEARING upon party, Julia A. Conant, by delivering a copy of the same at the following address: 151 Riverside Drive, Auburn, ME 04210

- to the above named party in hand.
- to _____ (name), a person of suitable age and discretion who was then residing at the party's usual residence.
- to _____ (name), who is authorized to receive service for the party.
- by (describe other manner of service):

Costs of Service:

| | | |
|------------|----|--------------|
| Service: | \$ | <u>21.00</u> |
| Travel: | \$ | <u>3.00</u> |
| Postage: | \$ | <u>2.00</u> |
| Other: | \$ | <u>2.00</u> |
| TOTAL: | \$ | <u>28.00</u> |

[Signature]
Signature

ASO
Agency



NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

U.S. Bank National Association,
(as trustee for SASCO Mortgage
Loan Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

US Bank National Association
(as trustee for Structured Asset Securities
Corporation Trust 2006-WF2)
c/o Wells Fargo Home Mortgage
3476 Stateview Blvd.
Fort Mill, SC 29715

Michael A. Conant
78 E Valentine Street
Westbrook, ME 04092

Julia A. Conant
151 Riverside Dr., Apt. 2
Auburn, ME 04210

Republic Bank & Trust Company
ATTN: Legal Department
601 West Market Street
Louisville, KY 40202

24 LEMONT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on:

August 9, 2016 at 7:00 pm
Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

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This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

July 13, 2016

Kathleen M. Montejo
Kathleen M. Montejo, City Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 13, 2016

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.

Kelly J. Brooks
Notary Public / Attorney at Law

Kelly J. Brooks
Notary Public, Maine
My Commission Expires Sept. 11, 2018

SEAL

ANDROSCOGGIN COUNTY
TINA M CHOUINARD
REGISTER OF DEEDS

Serve

CITY OF LEWISTON
CITY COUNCIL

RETURN OF SERVICE

NOTICE OF HEARING
24 LEMONT STREET, LEWISTON, MAINE
Pursuant to 17 M.R.S. §§ 2851, et seq.

On _____, 2016 (date), I served the above-referenced NOTICE OF HEARING upon party, Republic Bank & Trust Company, ATTN: Legal Department, by delivering a copy of the same at the following address: 601 West Market Street, Louisville, KY 40202

- to the above named party in hand.
- to _____ (name), a person of suitable age and discretion who was then residing at the party's usual residence.
- to _____ (name), who is authorized to receive service for the party.
- by (describe other manner of service):

Costs of Service:

| | | |
|------------|----|------------------------|
| Service: | \$ | <u>40⁰⁰</u> |
| Travel: | \$ | _____ |
| Postage: | \$ | _____ |
| Other: | \$ | _____ |
| TOTAL: | \$ | <u>40⁰⁰</u> |

Signature

JEFFSON CO SHERIFF

Agency

**CODE ENFORCEMENT
CITY BUILDING
27 PINE STREET
LEWISTON, MAINE 04240
(207) 513-3125 EXT. 3226**

**NOTICE OF CONDEMNATION/PLACARDING
VIA FIRST CLASS & CERTIFIED MAIL
RETURN RECEIPT REQUESTED
POSTED AT SITE**

September 12, 2014

Michael Conant
24 Lemont Street
Lewiston Maine 04240

Julia Conant
24 Lemont Street
Lewiston Maine 04240

RE: 24 Lemont Street, Lewiston, Maine

Dear Mr. and Mrs. Conant:

It has come to the attention of this office that the building at 24 Lemont Street has suffered severe deterioration making it unfit for occupancy due to violation(s) of the following provisions of Chapter 18, Article III, Property Maintenance Code, Sections 18-51 and 18-52, Article VI, Sections 18-200 & 18-201, as per the Code of Ordinances of the City of Lewiston hereafter referred to as the (Code). The building is without necessary facilities such as heat, potable water. Furthermore the second floor apartment continues to be occupied without these necessary facilities. Due to obsolescence of the mechanical systems, dilapidation and deterioration of the structural elements and unsanitary conditions, substantial rehabilitation is required for re-occupancy or the building must be demolished.

I hereby condemn and placard the building and property at 24 Lemont Street as being unfit for occupancy pursuant to and in accordance with Chapter 18, Article III, Property Maintenance Code, Sections 18-51 and 18-52, IPMC-108.1 et seq, IPMC-109.1 et seq, IPMC-110.1 et seq, , IPMC-302.1 et seq, IPMC-304.1 et seq, IPMC-305.1 et seq, IPMC-306.1 et seq, IPMC-402.2 et seq, IPMC-504.1 et seq, IPMC-505.1 et seq., IPMC-506.1 et seq, IPMC-602.1 et seq, IPMC-603.1 et seq, IPMC-604.1 et seq, IPMC-605.1 et seq, IPMC-703.1 et seq and PMC-704.1 et seq of the Code of Ordinances of the City of Lewiston. You are hereby ordered to immediately ensure this building is unoccupied and secured from unauthorized entry. You are to make substantial repairs, with all appropriate permits issued by this office, or to demolish this building, leaving the property in manner to the satisfaction of this office by no later than **October 15, 2014**.

The City of Lewiston may order the demolition of this building pursuant to the provisions of the Maine Revised Statutes, Title 17, Chapter 91, Subchapter 4, Dangerous Buildings, Section § 2851, if

EXHIBIT H

The above-mentioned property will be placarded and may not be re-occupied until proper abatement of all violations and rehabilitation has been completed. An inspection shall be conducted to confirm compliance. At such time the condemnation order and placarding shall be discontinued pursuant to the above referenced Code Section IPMC-108.4.1 stating "the code official shall remove the condemnation and placarding whenever the defect or defects upon which the Condemnation and Placarding were based have been eliminated. Any person who defaces or removes a condemnation placard without the approval of the code official shall be subject to the penalties provided by this code."

Your prompt attention to this matter is advised to avoid legal action. It is our sincere desire to work with you in devising an implementation schedule for the correction of these conditions. Please contact this office immediately if circumstances do not permit the timely compliance with this order and abatement of the violations or if you have any questions regarding this matter.

In the event that you do not comply with this order, this office may issue a citation pursuant to Chapter 50, Article II, and Section 50-36 thru 50-51 of the aforementioned Code. Said citation shall require you to pay a penalty of one hundred and ten dollars (\$110.00) for the first citation and you will be reordered to abate the outstanding violations in the previous Notices and Orders. In the event that you do not comply with the first citation, additional citations may be issued. The second citation imposes a civil penalty of two hundred and twenty five dollars (\$225.00), the third is four hundred and twenty five dollars (\$425.00), the fourth and subsequent citations are eight hundred and fifty dollars (\$850.00), and penalties are cumulative. In the future, if any of the above violations are repeated, you are not entitled to receive any further notification, and this office may serve you with a citation.

In lieu of or in addition to the issuance of citations, this office may initiate a land use complaint pursuant to Rule 80-K of the Maine Rules of Civil Procedure and 30-A M.R.S.A. § 4452 et seq. and § 3758-A et seq. as amended. A judgment from such a lawsuit in the City's favor will result in a court order that any violations be abated, the imposition of a fine of up to two thousand, five hundred dollars (\$2,500.00) per violation, per day, the payment of court costs and the City's legal fees.

You may appeal this order and request a hearing before the Lewiston Board of Appeals by filing a written petition at the office of the Director of Planning and Code Enforcement within ten (10) days of receipt of this notice. This petition shall be submitted on a form provided by this office along with the one hundred and five dollar (\$105.00) appeal fee. Should you fail to appeal you will be barred from any opportunity to contest or challenge the terms of this Notice and Order in any further legal proceedings.

If you sell, transfer or lease this property, you must notify the grantee, mortgagee, transferee, or lessee of any outstanding code violations pursuant to Section IPMC-107.6 of the Property Maintenance Code. You must also furnish this office with a signed notarized statement from the grantee, mortgagee, transferee or lessee acknowledging receipt of any orders or notices and fully accepting responsibility for the abatement of said violations.

Sincerely,


Jeff Barz
Code Enforcement Officer

Code case: 2332-2014

c: Gildace J. Arsenault, Director of Planning & Code Enforcement

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**MICHAEL & JULIA CONANT
24 LEMONT STREET
LEWISTON ME 04240**

2. Article (Trans)

PS Form

COMPLETE THIS SECTION ON DELIVERY

A. Signature

**Fern Twitchell*

- Agent
- Addressee

B. Received by (Printed Name)

Fern Twitchell

C. Date of Delivery

10/6/14

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below: No

3. Service Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

Domestic Return Receipt

1C2595-02-M-1540

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

| | | |
|--|----|--|
| Postage | \$ | |
| Certified Fee | | |
| Return Receipt Fee (Endorsement Required) | | |
| Restricted Delivery Fee (Endorsement Required) | | |
| Total Postage & Fees | \$ | |

Posimark Here

7012 3460 0003 3328 6457

PS

Instructions

**MICHAEL & JULIA CONANT
24 LEMONT STREET
LEWISTON ME 04240**

24 Lemont Street

Photos taken July 2, 2013, August 27, 2014, June 26, 2015, March 1, 2016 and July 12, 2016. Front view of the building showing severely deteriorated asbestos siding, trim and collapsing porch.



EXHIBIT 1

Photo # 2 shows the deteriorated collapsing porch, missing and deteriorated siding

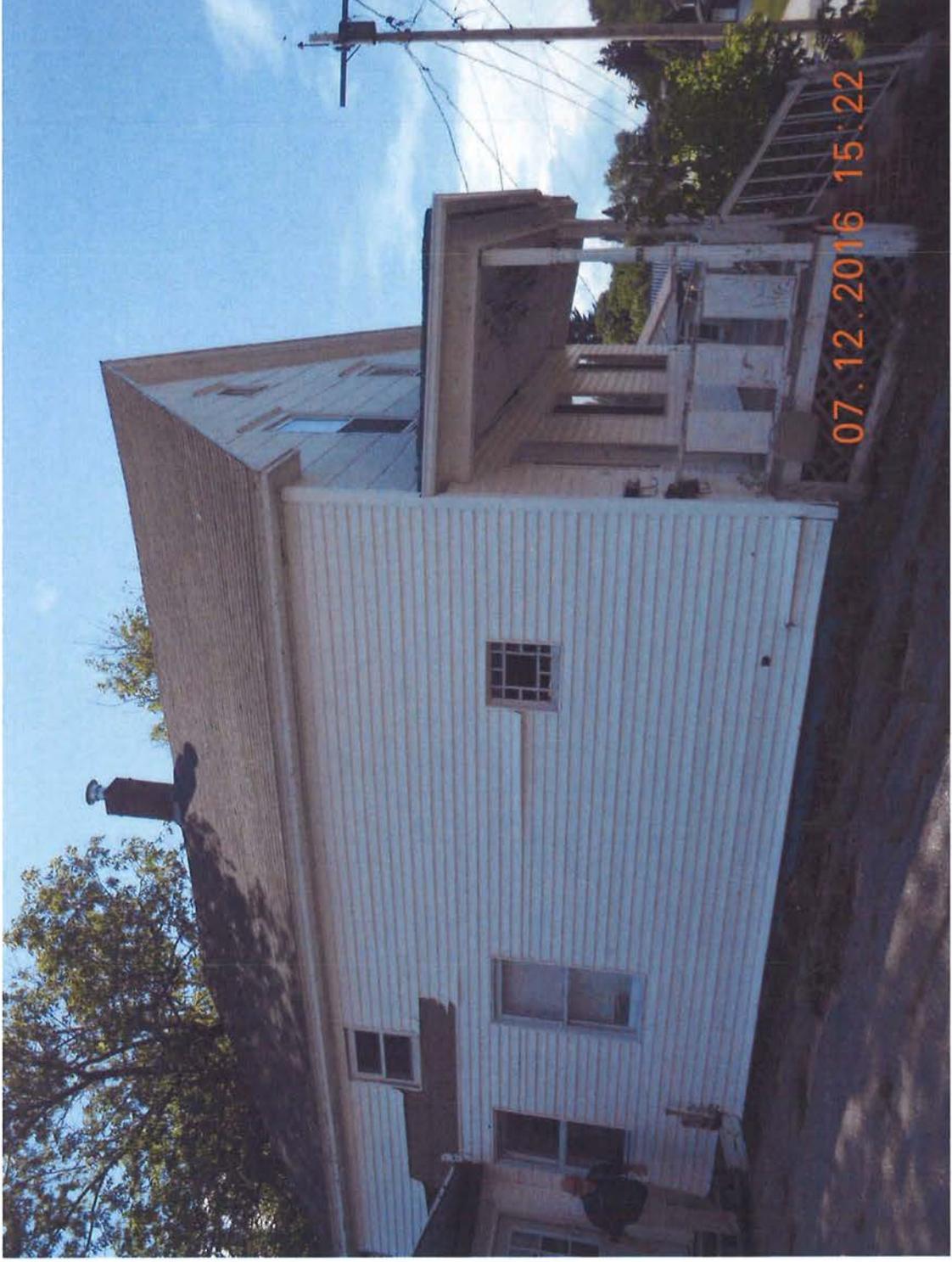


Photo # 3 shows the collapsed deck and porch roof bearing post off of the bearing metal pipe creating a dangerous potential for catastrophic collapse.



Photo # 4 shows another view of the collapsed porch.



Photo # 5 shows a raised deck plank due to the bearing steel post pushing through structural components creating instability.



Photo # 6 shows damage porch roof leak, structural failure and collapse of the ceiling planks.



Photo # 7 shows the failure of a bearing post and beam resulting in compression of the bearing members likely due to rot from moisture infiltration.



Photo # 8 shows another collapse of the porch bearing members off the bearing steel post making the structure unstable and hazardous.



Photo # 9 shows the ineffective attempts to stabilize the porch with the haphazard stacking of cinder blocks and lumber.



Photo # 10 shows another angle of the blocks and lumber. Observe the cracked stringer beam center of the photograph.



Photo # 11 shows missing siding and the collapse of the side porch and stairs making hazardous conditions.



Photo # 12 shows an ineffectively constructed porch roof with exposed unrated materials and over cantilevered 2x4 roof rafters in violation of Code .



Photo # 13 shows broken windows left on the rear porch area and exposed unrated materials.



Photo # 14 shows the remnants of a removed roove structure leaving exposed unrated material.

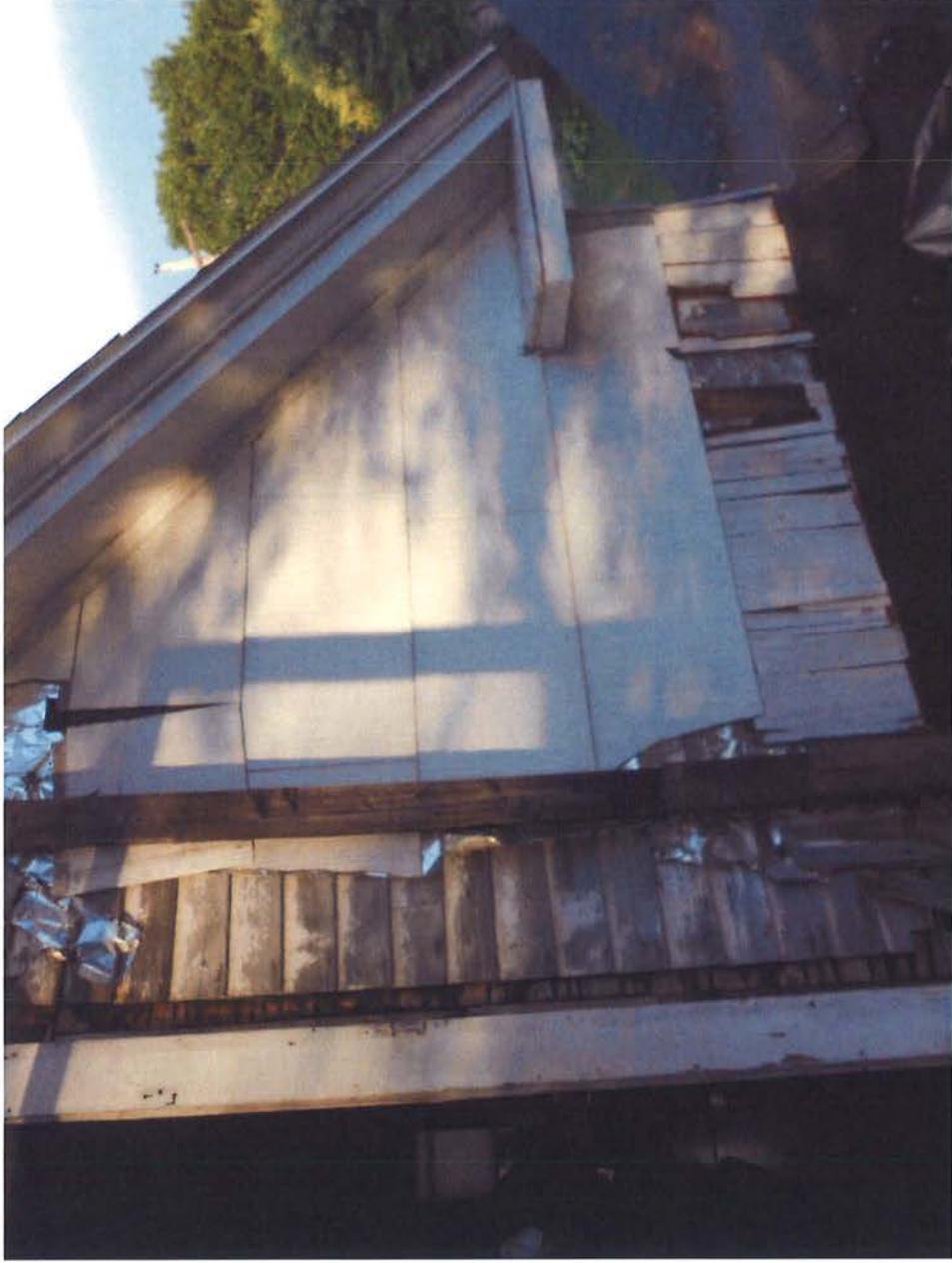


Photo # 15 shows damage and frayed asbestos siding creating hazardous conditions and openings through the exterior finish materials into the structure allowing the entry of the elements.



Photo # 16 shows loose and collapsed siding leaving unrated materials exposed.

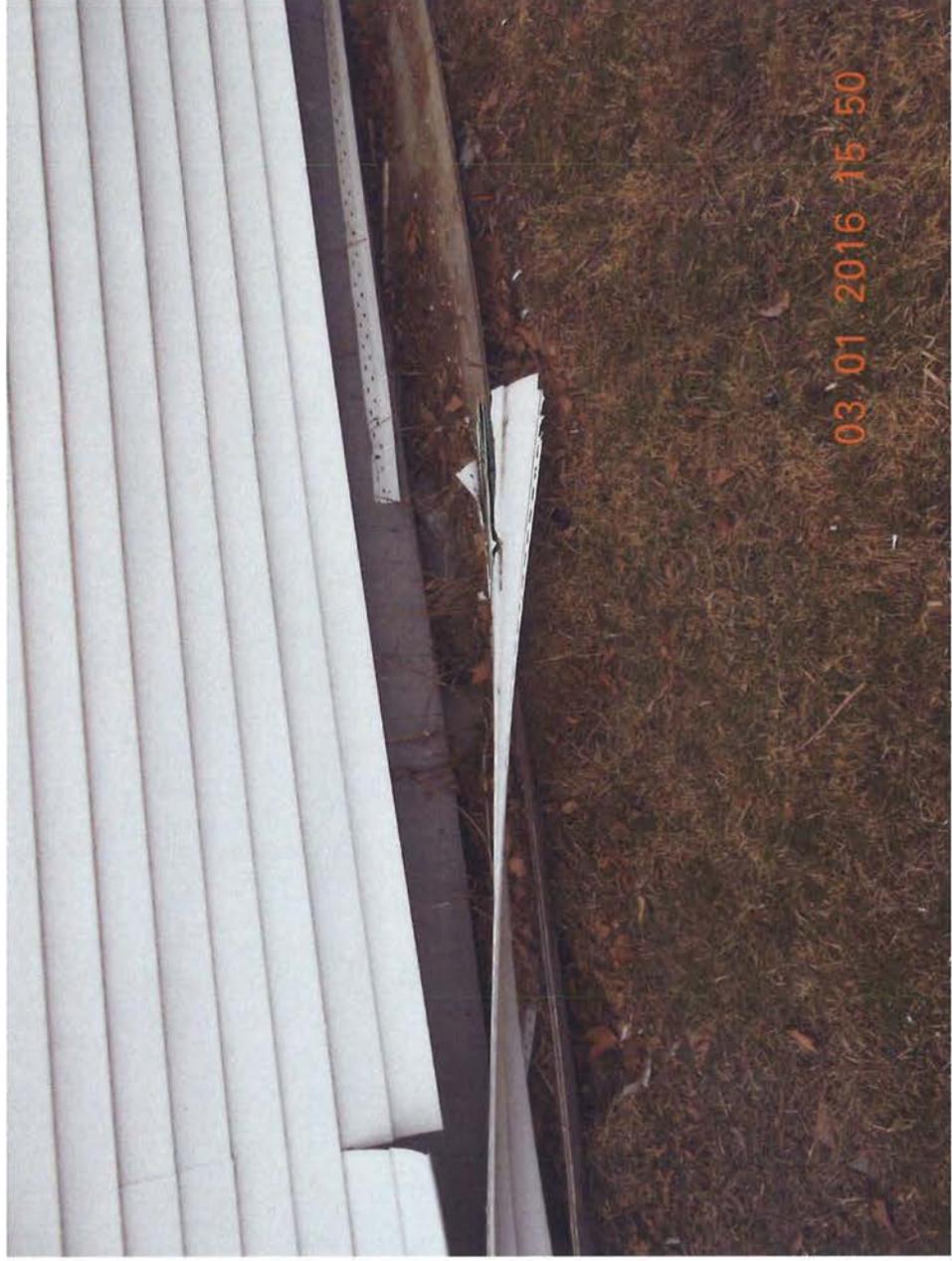


Photo # 17 shows more failing siding attachments allowing for its collapse from the building.

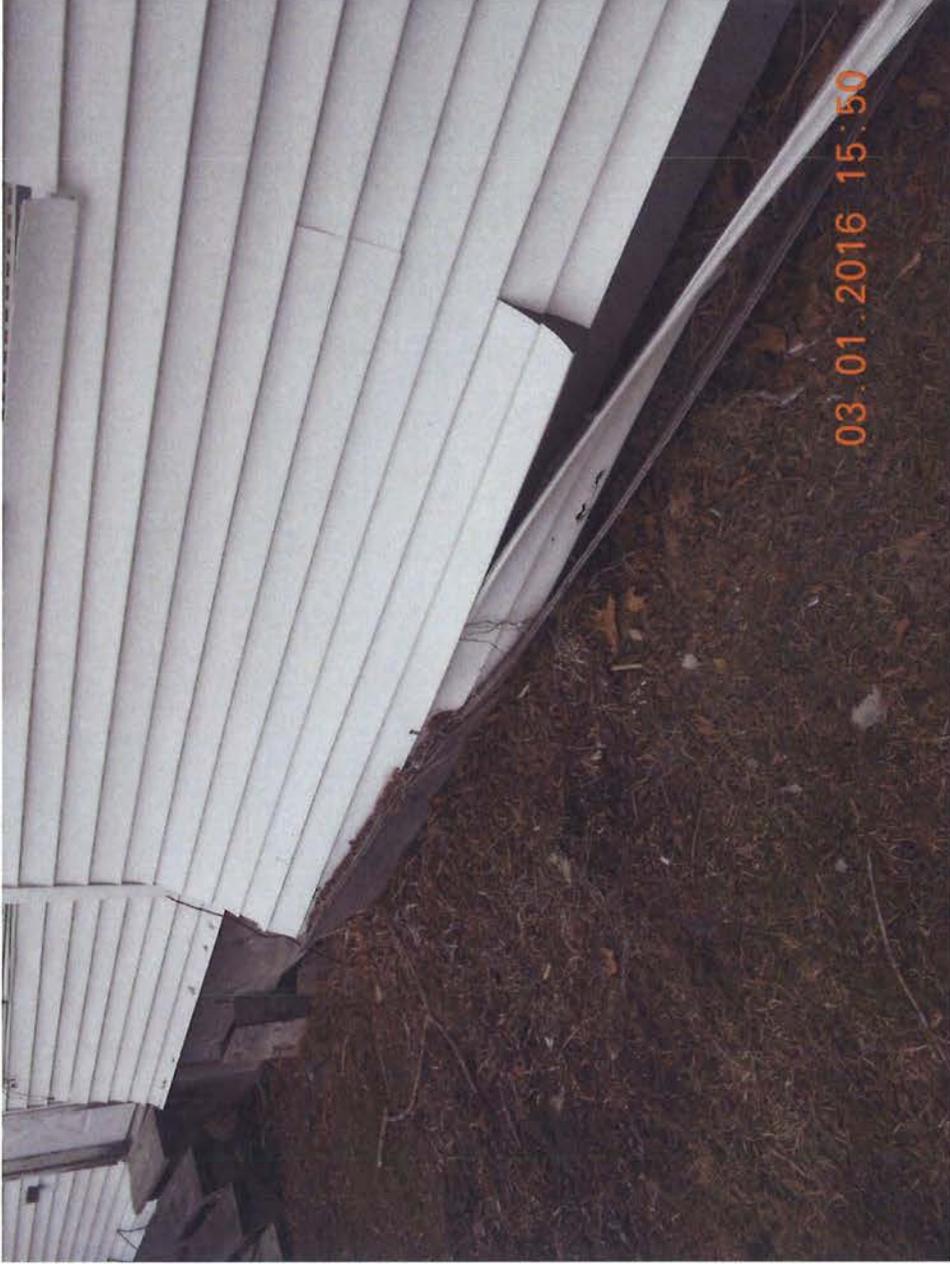


Photo # 18 shows severely deteriorated and collapsing skirting leaving unrated materials exposed.



Photo # 19 shows failing plumbing drainage system and opening through the fire rated assembly creating a pathway for the accelerated spread of fire.



Photo # 20 shows the removal of copper heating pipes making the heating system inoperative.



Photo # 21 shows the open electrical panel with illegally installed conductors and a severely deteriorated and corroded service entry cable creating hazardous and dangerous conditions when energized.

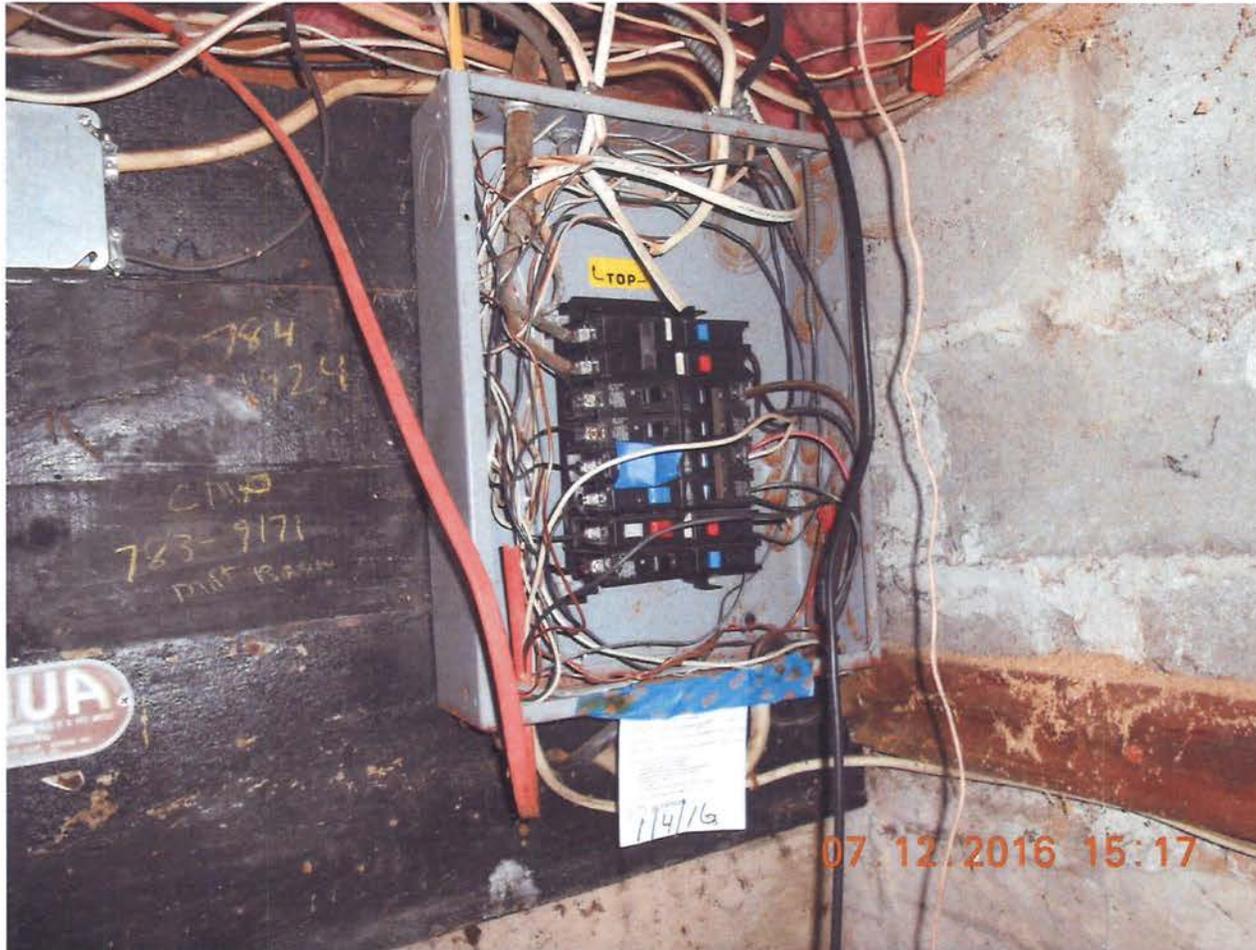


Photo # 22 shows the corroded and collapsed boiler vent pipe allowing for the hazardous byproduct s of combustion to enter the structure making for dangerous conditions.



Photo # 23 shows cut copper piping making the heating system inoperative.

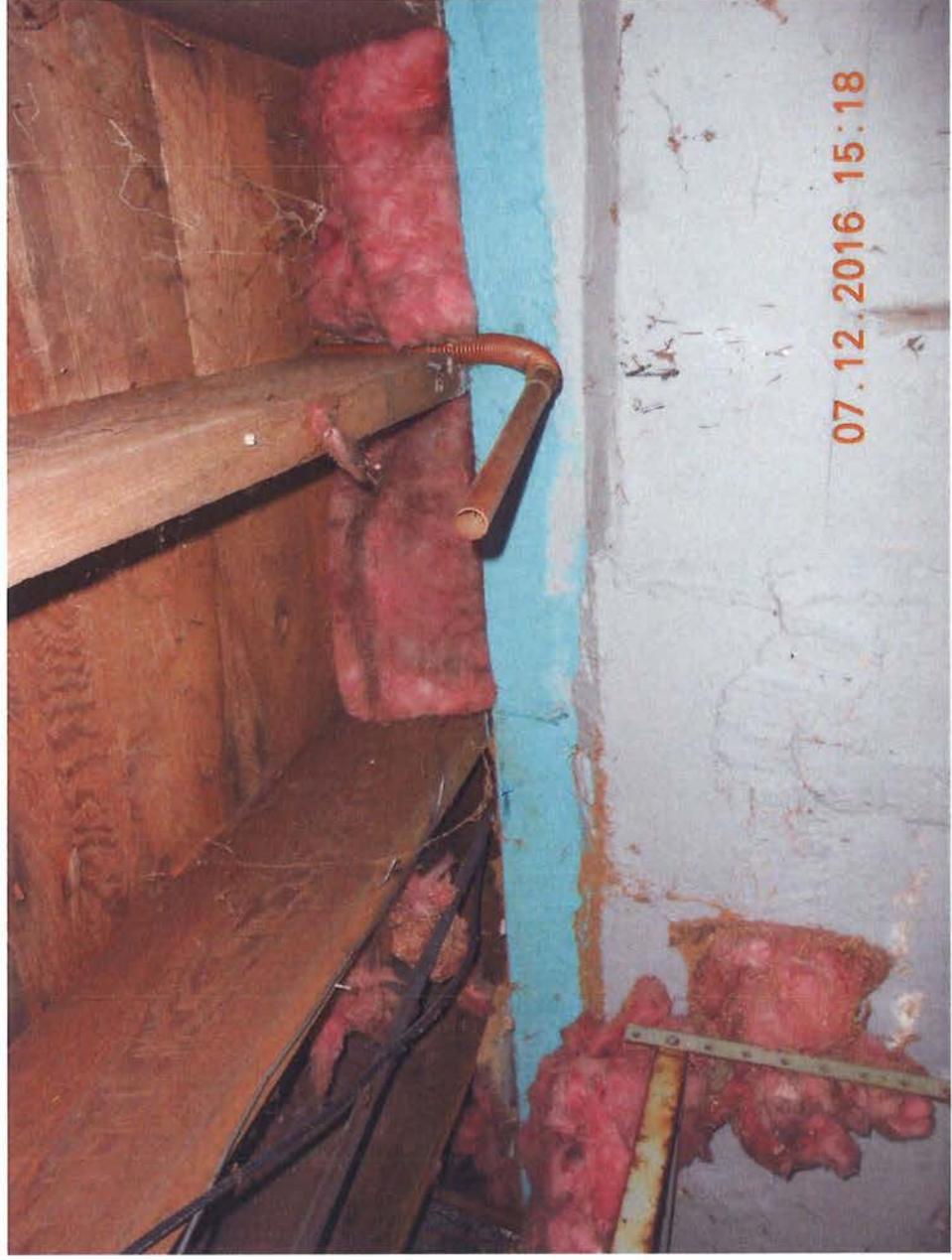


Photo # 24 shows the results of flooding where unrated electrical conductors have been submerged in violation of Code making for hazardous conditions.



Photo # 25 shows the dryer vented into the chimney cavity chase in violation of the appliances listing specifications and Code.



Photo # 26 shows the effects of the bearing material collapse likely due to infective soils preparation and/or footing structure making the structure unstable.



LEWISTON CITY COUNCIL

MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 6

SUBJECT:

Condemnation Hearing for the building located at 148 Bartlett Street.

INFORMATION:

The City has begun the process for condemnation of the property at 148 Bartlett Street under the dangerous building classification. This property has been abandoned by the owner and upon inspection of city staff has been determined to be an unsafe structure.

The agenda background material pertains to the condition of this property. The City Attorney will be present on Tuesday evening to assist the City Council with the condemnation hearing and to advise accordingly.

PLEASE NOTE - The background material for this agenda item is included in a separate binder that was distributed with the meeting agenda binder.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

EATB/kmm

REQUESTED ACTION:

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | M |
|---|---|---|---|---|---|---|---|

1) To conduct a hearing to determine if the building located at 148 Bartlett Street has meet the dangerous building statutes as defined in Title 17, sec. 2851 et all.

If it is determined that the building does meet the dangerous building criteria, then the Council is asked :

2) With regard to the property at 148 Bartlett 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.

WARRANTY DEED

Grandview, LLC, a Maine Limited Liability Company, of Auburn, County of Androscoggin and State of Maine, for consideration paid, grant to Robert J. Tremblett and Claudine M. Tremblett of Lewiston, County of Androscoggin and State of Maine, with Warranty Covenants, as joint tenants, the land with any buildings thereon situated in the City of Lewiston, County of Androscoggin and State of Maine, bounded and described as follows:

148 Bartlett Street, Lewiston, ME

PARCEL ONE: A certain lot of land twenty-five (25) feet in width and fifty (50) feet in depth, being Lot Numbered one hundred forty-eight (148) on the easterly side of Bartlett Street, and bounded and described as follows: Commencing at a point on the easterly line of Bartlett Street two hundred seventy-five (275) feet southerly from the southerly line of Walnut Street; thence running southerly on said easterly line of Bartlett Street twenty-five (25) feet; thence at a right angle easterly fifty (50) feet; thence northerly at a right angle twenty-five (25) feet; thence at a right angle westerly one hundred (100) feet to the point of commencement.

PARCEL TWO: A certain lot or parcel of land situated in the rear of Lot Numbered One Hundred Forty-Eight (148) (Parcel One above) and extending easterly of uniform width twenty-five (25) feet a distance of thirty (30) feet.

Both parcels are conveyed subject to the same restrictions referred to in a deed from Richard Booth to John Spencer dated June 13, 1887, and recorded in the Androscoggin County Registry of Deeds in Book 125, Page 313, relating to erection of buildings and to rights-of-way in the passageway.

150 Bartlett Street, Lewiston, ME

Beginning on the easterly side of Bartlett Street at the southeasterly corner of a lot of land formerly owned by William Atherton; thence running easterly by the southerly line of said William Atherton lot one hundred (100) feet; thence the line turns at a right angle and runs in a southerly direction forty-five (45) feet; thence the line turns at a right angle and runs in a westerly direction one hundred (100) feet to the easterly line of Bartlett Street; thence the line turns and runs in a northerly direction forty-five (45) feet to the point of beginning.

Subject to the restriction that no building shall be erected nearer the line of Bartlett Street than twelve (12) feet.

MAINE REAL ESTATE
TRANSFER TAX PAID

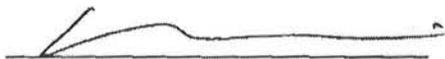
EXHIBIT A

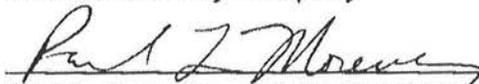
BEING the same premises conveyed to Paul L. Morency and Diane M. Morency, Co-Trustees of the Morency Living Trust by QuitClaim Deed from Pier Properties, Inc. dated November 1, 2000, and recorded in the Androscoggin County Registry of Deeds in Book 4827, Page 248. Reference is also made to the QuitClaim (Release) Deeds dated December 27, 2001, and recorded in Book 4879, Pages 52 and 53.

In Witness Whereof, Grandview, LLC has caused this instrument to be signed and sealed this 26th day of August 2003 by Paul L. Morency, its sole Member, duly authorized.

Witness:

GRANDVIEW, LLC, a Maine Limited Liability Company



By: 
Paul L. Morency, Its sole Member

STATE OF MAINE
Androscoggin, ss.

August __, 2003

Then personally appeared the above named Paul L. Morency, Member of Grandview, LLC, as aforesaid, and acknowledged the foregoing instrument to be his free act and deed in his said capacity and the free act and deed of said Grandview, LLC.

Before me,

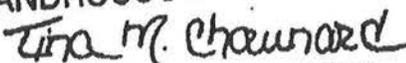

~~Attorney at Law~~ Notary Public

Printed Name:

Paul C. Fournier



Crockett, Philbrook & Crouch, P.A., 178 Court Street, Auburn, ME

ANDROSCOGGIN COUNTY

REGISTER OF DEEDS

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

Robert J. Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Claudine M. Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Richard Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Rose Ann Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

148 BARTLETT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on:

August 9, 2016 at 7:00 pm
Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

This hearing is to determine whether the residential structure at 148 Bartlett Street, Lewiston, Maine, identified as Lot 134 on Tax Map 196 of the City of Lewiston Tax Maps, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 5594, Page 289, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy.

If the City Council finds that the structure is dangerous or a nuisance, it may order the appropriate corrective action, including, but not limited to, demolition and removal of the structure. If the corrective action is not taken by the deadline established by the City Council's order, and no appeal is taken, the City may take the corrective action at the City's expense. The City may then recover all of its expenses, including reasonable attorneys' fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

July 8, 2016

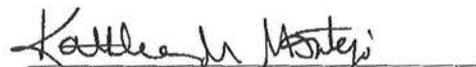

Kathleen M. Montejo, City Clerk

EXHIBIT B

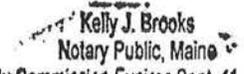
STATE OF MAINE
ANDROSCOGGIN, ss

July 8, 2016

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.



Notary Public / Attorney at Law


Kelly J. Brooks
Notary Public, Maine
My Commission Expires Sept. 11, 2018

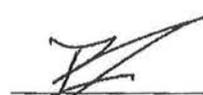
SEAL

ANDROSCOGGIN COUNTY
TINA M CHOUINARD
REGISTER OF DEEDS

I, Robert Foscaldo, having been duly sworn according to law, do hereby depose and say:

1. The statements contained in this affidavit are made upon my personal knowledge.
2. I am a Sheriff's Deputy in Suffolk County, Massachusetts.
3. The City of Lewiston, Maine requested that I serve a Notice of Hearing pursuant to 17 M.R.S. §§ 2851-59, regarding 148 Bartlett St., (hereinafter the "Notice of Hearing"), to Robert J. Tremblett (hereinafter "Party"), by delivering a copy of the same at the following address: 27 Myrtlebank Avenue, Dorchester, MA 02124 ("27 Myrtlebank Avenue").
4. On July 13, 2016, I visited 27 Myrtlebank Avenue to deliver the Notice of Hearing to the Party or to leave it with a person of suitable age and discretion then residing therein.
5. No person answered my repeated knocks on the door.
6. I posted the Notice of Hearing on the door of 27 Myrtlebank Avenue.
7. I am unaware that the Party has another dwelling house, usual place of abode, or address.
8. Before receiving the Notice of Hearing, I was familiar with 27 Myrtlebank Avenue.
9. I have made many attempts in the past to serve a person at 27 Myrtlebank Avenue, and I am aware that other Deputy Sheriffs have also made many attempts.
10. I have never effected personal service at 27 Myrtlebank Avenue, nor am I aware that another Deputy Sheriff has effected personal service at 27 Myrtlebank Avenue.
11. Personal service upon the Party cannot be made with due diligence.
12. The identity and/or physical location of the party cannot reasonably be ascertained, or is ascertainable but it appears the person is evading process.
13. I calculated that posting the Notice of Hearing on the door of 27 Myrtlebank Avenue will provide actual notice of the pendency of the action to Party and is the most practical manner of effecting notice of the hearing pursuant 17 M.R.S. §§ 2851-59.

Dated: July 20, 2016



 Robert Foscaldo

STATE OF MASSACHUSETTS
SUFFOLK, ss

July 20, 2016

Before me this day personally appeared Robert Foscaldo, who being duly sworn, deposes and says that the statements made in the above affidavit are true based upon his personal knowledge.



 Notary Public

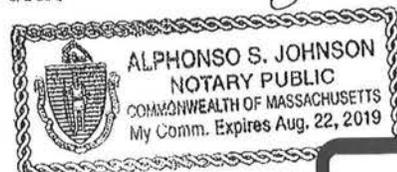


EXHIBIT C

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON

I, **Robert Foscaldo**, Deputy Sheriff of said County, have duly served the within Notice of Hearing, by delivering a copy thereof last and usual to Defendant/Respondent: **Robert J. Tremblett**, at 27 Myrtlebank Avenue Dorchester, MA 02124 , on 7/14/2016 at 3:15 PM, and by mailing 1st class to the above address on 7/15/2016.

Fees: \$25.00

Steve Jampkin
SHERIFF

[Signature]
Deputy Sheriff

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

BOSTON

Then and there personally appeared before me, Sheriff of the County of Suffolk, the said **Robert Foscaldo**, and made solemn oath to the truth of the foregoing return, by him/her subscribed. And I certify that said **Robert Foscaldo** at the time of said service was a Deputy Sheriff of said County, commissioned, sworn, and duly qualified to serve civil process therein.

In witness whereof, I have hereunto set my hand this 14th day of July, 2016.

Steve Jampkin

SHERIFF

office of

Robert J.

PM.

office of

Robert J.

PM.

the said

him/her

was a

civil

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

Robert J. Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Claudine M. Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Richard Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Rose Ann Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

148 BARTLETT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on:

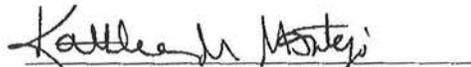
August 9, 2016 at 7:00 pm
Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

This hearing is to determine whether the residential structure at 148 Bartlett Street, Lewiston, Maine, identified as Lot 134 on Tax Map 196 of the City of Lewiston Tax Maps, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 5594, Page 289, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy.

If the City Council finds that the structure is dangerous or a nuisance, it may order the appropriate corrective action, including, but not limited to, demolition and removal of the structure. If the corrective action is not taken by the deadline established by the City Council's order, and no appeal is taken, the City may take the corrective action at the City's expense. The City may then recover all of its expenses, including reasonable attorneys' fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

July 8, 2016


Kathleen M. Montejo, City Clerk

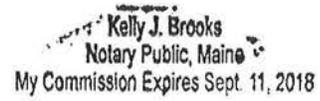
STATE OF MAINE
ANDROSCOGGIN, ss

July 8, 2016

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.



Notary Public / Attorney at Law


Kelly J. Brooks
Notary Public, Maine
My Commission Expires Sept. 11, 2018

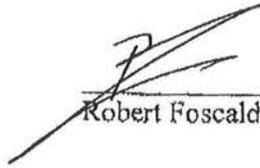
SEAL

ANDROSCOGGIN COUNTY
TINA M CHOUINARD
REGISTER OF DEEDS

I, Robert Foscaldo, having been duly sworn according to law, do hereby depose and say:

1. The statements contained in this affidavit are made upon my personal knowledge.
2. I am a Sheriff's Deputy in Suffolk County, Massachusetts.
3. The City of Lewiston, Maine requested that I serve a Notice of Hearing pursuant to 17 M.R.S. §§ 2851-59, regarding 148 Bartlett St., (hereinafter the "Notice of Hearing"), to Richard Tremblett (hereinafter "Party"), by delivering a copy of the same at the following address: 27 Myrtlebank Avenue, Dorchester, MA 02124 ("27 Myrtlebank Avenue").
4. On July 13, 2016, I visited 27 Myrtlebank Avenue to deliver the Notice of Hearing to the Party or to leave it with a person of suitable age and discretion then residing therein.
5. No person answered my repeated knocks on the door.
6. I posted the Notice of Hearing on the door of 27 Myrtlebank Avenue.
7. I am unaware that the Party has another dwelling house, usual place of abode, or address.
8. Before receiving the Notice of Hearing, I was familiar with 27 Myrtlebank Avenue.
9. I have made many attempts in the past to serve a person at 27 Myrtlebank Avenue, and I am aware that other Deputy Sheriffs have also made many attempts.
10. I have never effected personal service at 27 Myrtlebank Avenue, nor am I aware that another Deputy Sheriff has effected personal service at 27 Myrtlebank Avenue.
11. Personal service upon the Party cannot be made with due diligence.
12. The identity and/or physical location of the party cannot reasonably be ascertained, or is ascertainable but it appears the person is evading process.
13. I calculated that posting the Notice of Hearing on the door of 27 Myrtlebank Avenue will provide actual notice of the pendency of the action to Party and is the most practical manner of effecting notice of the hearing pursuant 17 M.R.S. §§ 2851-59.

Dated: July 20, 2016

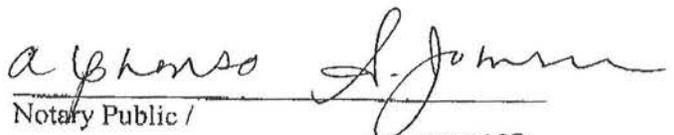


 Robert Foscaldo

STATE OF MASSACHUSETTS
SUFFOLK, ss

July 20, 2016

Before me this day personally appeared Robert Foscaldo, who being duly sworn, deposes and says that the statements made in the above affidavit are true based upon his personal knowledge.



 Notary Public /

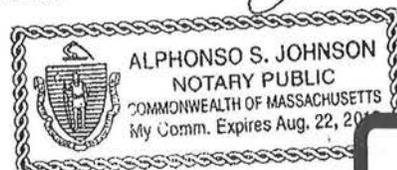


EXHIBIT D

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON

I, **Robert Foscaldo**, Deputy Sheriff of said County, have duly served the within Notice of Hearing, by delivering a copy thereof last and usual to Defendant/Respondent: Richard Tremblett, at 27 Myrtlebank Avenue Dorchester, MA 02124 , on 7/13/2016 at 4:30 PM. and by mailing 1st class to the above address on 7/13/2016.

Fees: \$65.00

Steve Jampkin
SHERIFF

[Signature]
Deputy Sheriff

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

BOSTON

Then and there personally appeared before me, Sheriff of the County of Suffolk, the said Robert Foscaldo, and made solemn oath to the truth of the foregoing return, by him/her subscribed. And I certify that said **Robert Foscaldo** at the time of said service was a Deputy Sheriff of said County, commissioned, sworn, and duly qualified to serve civil process therein.

In witness whereof, I have hereunto set my hand this 13th day of July, 2016.

Steve Jampkin
SHERIFF

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

Robert J. Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Claudine M. Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Richard Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Rose Ann Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

148 BARTLETT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on:

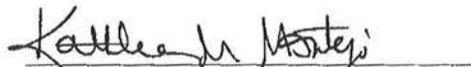
August 9, 2016 at 7:00 pm
Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

This hearing is to determine whether the residential structure at 148 Bartlett Street, Lewiston, Maine, identified as Lot 134 on Tax Map 196 of the City of Lewiston Tax Maps, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 5594, Page 289, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy.

If the City Council finds that the structure is dangerous or a nuisance, it may order the appropriate corrective action, including, but not limited to, demolition and removal of the structure. If the corrective action is not taken by the deadline established by the City Council's order, and no appeal is taken, the City may take the corrective action at the City's expense. The City may then recover all of its expenses, including reasonable attorneys' fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

July 8, 2016


Kathleen M. Montejo, City Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 8, 2016

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.



Notary Public / Attorney at Law

Kelly J. Brooks
Notary Public, Maine
My Commission Expires Sept. 11, 2018

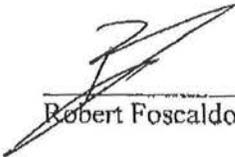
SEAL

ANDROSCOGGIN COUNTY
TINA M CHOQUINARD
REGISTER OF DEEDS

I, Robert Foscaldo, having been duly sworn according to law, do hereby depose and say:

1. The statements contained in this affidavit are made upon my personal knowledge.
2. I am a Sheriff's Deputy in Suffolk County, Massachusetts.
3. The City of Lewiston, Maine requested that I serve a Notice of Hearing pursuant to 17 M.R.S. §§ 2851-59, regarding 148 Bartlett St., (hereinafter the "Notice of Hearing"), to Rose Ann Tremblett (hereinafter "Party"), by delivering a copy of the same at the following address: 27 Myrtlebank Avenue, Dorchester, MA 02124 ("27 Myrtlebank Avenue").
4. On July 13, 2016, I visited 27 Myrtlebank Avenue to deliver the Notice of Hearing to the Party or to leave it with a person of suitable age and discretion then residing therein.
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13. I calculated that posting the Notice of Hearing on the door of 27 Myrtlebank Avenue will provide actual notice of the pendency of the action to Party and is the most practical manner of effecting notice of the hearing pursuant 17 M.R.S. §§ 2851-59.

Dated: July 20, 2016

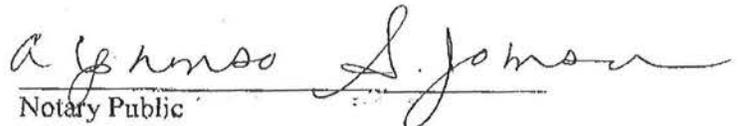


 Robert Foscaldo

STATE OF MASSACHUSETTS
SUFFOLK, ss

July 20, 2016

Before me this day personally appeared Robert Foscaldo, who being duly sworn, deposes and says that the statements made in the above affidavit are true based upon his personal knowledge.



 Notary Public

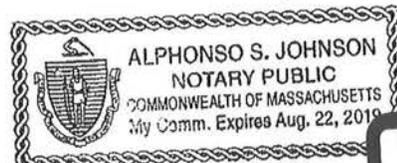


EXHIBIT E

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON

I, **Robert Foscaldo**, Deputy Sheriff of said County, have duly served the within Notice of Hearing, by delivering a copy thereof last and usual to Defendant/Respondent: Rose Ann Tremblett, at 27 Myrtlebank Avenue Dorchester, MA 02124 , on 7/14/2016 at 3:15 PM. and by mailing 1st class to the above address on 7/15/2016.

Fees: \$25.00

Steve Jampkins
SHERIFF

[Signature]
Deputy Sheriff

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

BOSTON

Then and there personally appeared before me, Sheriff of the County of Suffolk, the said Robert Foscaldo, and made solemn oath to the truth of the foregoing return, by him/her subscribed. And I certify that said **Robert Foscaldo** at the time of said service was a Deputy Sheriff of said County, commissioned, sworn, and duly qualified to serve civil process therein.

In witness whereof, I have hereunto set my hand this 14th day of July, 2016.

Steve Jampkins
SHERIFF

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

Robert J. Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

Claudine M. Tremblett
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27 Myrtlebank Avenue
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Rose Ann Tremblett
27 Myrtlebank Avenue
Dorchester, MA 02124

148 BARTLETT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on:

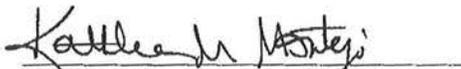
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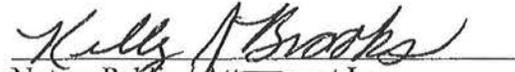
July 8, 2016

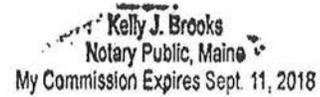

Kathleen M. Montejo, City Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 8, 2016

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.


Notary Public / Attorney at Law


Kelly J. Brooks
Notary Public, Maine
My Commission Expires Sept. 11, 2018

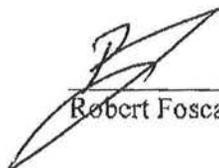
SEAL

ANDROSCOGGIN COUNTY
TINA M CHOUINARD
REGISTER OF DEEDS

I, Robert Foscaldo, having been duly sworn according to law, do hereby depose and say:

1. The statements contained in this affidavit are made upon my personal knowledge.
2. I am a Sheriff's Deputy in Suffolk County, Massachusetts.
3. The City of Lewiston, Maine requested that I serve a Notice of Hearing pursuant to 17 M.R.S. §§ 2851-59, regarding 148 Bartlett St., (hereinafter the "Notice of Hearing"), to Claudine M. Tremblett (hereinafter "Party"), by delivering a copy of the same at the following address: 27 Myrtlebank Avenue, Dorchester, MA 02124 ("27 Myrtlebank Avenue").
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13. I calculated that posting the Notice of Hearing on the door of 27 Myrtlebank Avenue will provide actual notice of the pendency of the action to Party and is the most practical manner of effecting notice of the hearing pursuant 17 M.R.S. §§ 2851-59.

Dated: July 20, 2016

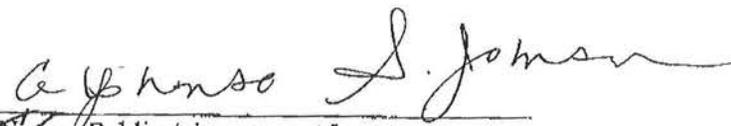


 Robert Foscaldo

STATE OF MASSACHUSETTS
SUFFOLK, ss

July 20, 2016

Before me this day personally appeared Robert Foscaldo, who being duly sworn, deposes and says that the statements made in the above affidavit are true based upon his personal knowledge.



 Notary Public / :

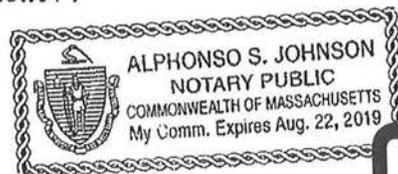


EXHIBIT F

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON

I, **Robert Foscaldo**, Deputy Sheriff of said County, have duly served the within Notice of Hearing, by delivering a copy thereof last and usual to Defendant/Respondent: Claudine M. Tremblett, at 27 Myrtlebank Avenue Dorchester, MA 02124 , on 7/14/2016 at 3:15 PM. and by mailing 1st class to the above address on 7/15/2016.

Fees: \$25.00

Steve Jampkin
SHERIFF

[Signature]
Deputy Sheriff

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

BOSTON

Then and there personally appeared before me, Sheriff of the County of Suffolk, the said Robert Foscaldo, and made solemn oath to the truth of the foregoing return, by him/her subscribed. And I certify that said **Robert Foscaldo** at the time of said service was a Deputy Sheriff of said County, commissioned, sworn, and duly qualified to serve civil process therein.

In witness whereof, I have hereunto set my hand this 14th day of July, 2016.

Steve Jampkin
SHERIFF

Sun Journal

Connecting you with your community

8/2/2016

BRANN AND ISAACSON
DIANE MCINTIRE
PO BOX 3070
LEWISTON, ME 04240

TO WHOM IT MAY CONCERN:

We hereby certify that the following:

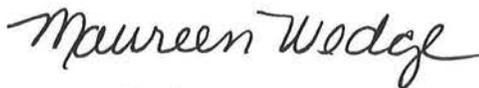
LEGAL AD Notice of Hearing 148 Bartlett Street

was published in the DAILY Sun-Journal a newspaper having its principal place of business in the County of Androscoggin. With general circulation in the Counties of Androscoggin, Franklin and Oxford.

Dates Published: 7/18, 7/25, 8/01/16

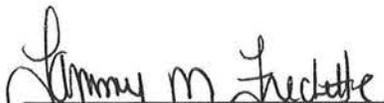
Tearsheet (s): ENCLOSED
Invoice: ENCLOSED

Sun-Journal/SUNDAY
Lewiston, Me



Maureen Wedge
Vice President/Human Resources

Subscribed and sworn to before me this 2nd Day of August, 2016 at Lewiston, in the County of Androscoggin, in the State of Maine.



NOTARY PUBLIC

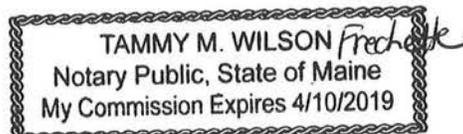


EXHIBIT G

104 PARK STREET • P. O. BOX 4400 • LEWISTON, MAINE • 04243-4400

redemption having expired, a public sale of the property described in the mortgage will be conducted on **Thursday, August 11, 2016, commencing at 11:30 AM, at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106.**

The property is located at 5 Clachan Place, Rumford, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223.
15-022764

**NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings**

| | |
|---|---|
| Robert J. Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 | Claudine M. Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 |
| Richard Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 | Rose Ann Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 |

148 BARTLETT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on:

August 9, 2016 at 7:00 pm
Lewiston City Hall

27 Pine Street, Lewiston, Maine 04240

This hearing is to determine whether the residential structure at 148 Bartlett Street, Lewiston, Maine, identified as Lot 134 on Tax Map 196 of the City of Lewiston Tax Maps, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 5594, Page 289, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy.

If the City Council finds that the structure is dangerous or a nuisance, it may order the appropriate corrective action, including, but not limited to, demolition and removal of the structure. If the corrective action is not taken by the deadline established by the City Council's order, and no appeal is taken, the City may take the corrective action at the City's expense. The City may then recover all of its expenses, including reasonable attorneys' fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

Dated: July 8, 2016

STATE OF MAINE
ANDROSCOGGIN, ss

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.

Kelly J. Brooks
Notary Public, Maine
My Commission Expires September 11, 2018

Kathleen M. Montejo, City Clerk

July 8, 2016

in the Androscoggin County Registry of Deeds in Book 7785, Page 210, the period of redemption having expired, a public sale of the property described in the mortgage will be conducted on **Thursday, August 25, 2016, commencing at 10:30 AM, at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106.**

The property is located at 480 Howes Corner Road, Turner, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223.
14-021282

& Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106.

The property is located at 84 Avenue Road, Wales, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223.
14-020930

NOTICE OF PUBLIC SALE

Notice is hereby given that in accordance with the Judgment of Foreclosure and Sale entered March 3, 2016 in the action entitled **HSBC Bank USA, National Association as Trustee for Nomura Asset Acceptance Corporation v. Mortgage Pass-Through Certificates, Series 2007-2 v. Gary L. Brooks**, by the Maine District Court, Lewiston, Docket No. LEWDC-RE-14-10, wherein the Court adjudged the foreclosure of a mortgage granted by Dawn J. Brooks and Gary L. Brooks to Mortgage Electronic Registration Systems, Inc., as nominee for Dream House Mortgage Corporation, its successors and assigns dated August 24, 2006 and recorded in the Androscoggin County Registry of Deeds in Book 6889, Page 138, the period of redemption having expired, a public sale of the property described in the mortgage will be conducted on **Thursday, August 11, 2016, commencing at 10:45 AM, at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106.**

The property is located at 59 Pettingill Street, Lewiston, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223.
13-018902

10:30 AM, at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106.

The property is located at 13 Munsey Ave, Livermore Falls, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223. 11-015040

**CARE AND PROTECTION
TERMINATION OF PARENTAL RIGHTS
SUMMONS BY PUBLICATION
(UNKNOWN PARENT(S))**

DOCKET NUMBER: 16CP094LA
COMMONWEALTH OF MASSACHUSETTS
Essex County Juvenile Court
2 Appleton Street
Lawrence, MA 01840
978-725-4900

TO: Any unknown/unnamed father of Brianna Lynn Bowman

A petition has been presented to this court by Haverhill DCF, seeking, as to the following child(ren), Brianna Bowman, that said child(ren) be found in need of care and protection and committed to the Department of Children and Families. The court may dispense the rights of the person named herein to receive notice of or to consent to any legal proceeding affecting the adoption, custody, or guardianship or any other disposition of the child(ren) named herein, if it finds that the child(ren) is/are in need of care and protection and that the best interests of the child(ren) would be served by said disposition.

You are hereby ORDERED to appear in this court, at the court address set forth above, on 08/17/2016 09:00 AM Pre Trial Conference (CR/CV)

You may bring an attorney with you. If you have a right to an attorney and if the court determines that you are indigent, the court will appoint an attorney to represent you. If you fail to appear, the court may proceed on that date and any date thereafter with a trial on the merits of the petition and an adjudication of this matter.

For further information call the Office of the Clerk-Magistrate at 978-725-4900.

WITNESS: Hon. Mark Newman
FIRST JUSTICE
Judith M. Brennan
Assistant Clerk Magistrate

DATE ISSUED: 06/22/2016

The property is located at 29 Pearl Street, Lewiston, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223.
13-020350

NOTICE OF PUBLIC SALE

Notice is hereby given that in accordance with the Consented Judgment of Foreclosure and Sale entered May 31, 2016 in the action entitled **The Bank of New York Mellon f/k/a The Bank of New York, as Trustee for the Certificateholders of the CWABS, Inc., Asset-Backed Certificates, Series 2007-4 v. Marcel R. Giroux a/k/a Marcel Giroux and Jeanne d'Arc R. Giroux a/k/a Jeanne D'Arc Giroux, et al.**, by the Maine District Court, Lewiston, Docket No. LEWDC-RE-15-113, wherein the Court adjudged the foreclosure of a mortgage granted by Marcel R. Giroux and Jeanne d'Arc R. Giroux to Mortgage Electronic Registration Systems, Inc., as nominee for Countrywide Home Loans, Inc., its successors and assigns dated February 13, 2007 and recorded in the Androscoggin County Registry of Deeds in Book 7080, Page 196, the period of redemption having expired, a public sale of the property described in the mortgage will be conducted on **Thursday, August 11, 2016, commencing at 10:00 AM, at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, ME 04106.**

The property is located at 590 Webster Street, Lewiston, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223.

physical examination of the property may disclose.

5. Other terms to be announced at the public sale.

DATED: July 7, 2016 /s/ David R. Dubord
David R. Dubord, Bar No. 2335

Attorney for
Maine Family Federal Credit Union
GOSSELIN & DUBORD, P.A.
86 Lisbon Street, P.O. Box 1081
Lewiston, ME 04243-1081
Phone: (207) 783-5261

**NOTICE OF MORTGAGEE'S
SALE OF REAL ESTATE**

By virtue and in execution of the Judgment of Foreclosure and Sale and Order entered on January 22, 2016 in favor of Maine State Housing Authority in proceedings in the Oxford County Superior Court entitled **Maine State Housing Authority v. Anthony T. Davis and Hannah M. Davis**, Docket Number RE-2015-10, Maine State Housing Authority will sell the premises located at 136 Franklin Street, Rumford, Maine 04276 and described in that certain mortgage recorded in the Oxford County (East) Registry of Deeds in Book 3962, Page 3 (the "Property") at public sale at 12:00 noon on August 17, 2016 at the law firm of Norman, Hanson & DeTroy, LLC located at Two Canal Plaza, Portland, Maine 04112.

TERMS AND CONDITIONS OF SALE

The Property shall be sold by public auction to the bidder who makes the highest bid therefor. Any and all persons wishing to bid for the Property must be present prior to the start of the auction and make a deposit of \$5,000.00 in U.S. funds, in cash or by bank draft or certified check made payable to Maine State Housing Authority. The successful bidder for the Property shall be required to sign a Purchase and Sale Agreement at the conclusion of the auction, and the balance of the purchase price shall be due and payable in cash or certified funds no later than 30 days after the auction, upon presentation of a deed. The Property shall be conveyed by Quit-claim Deed Without Covenant, Without Warranties, subject to any municipal tax and sewer liens. The Property shall be sold "AS IS, WHERE IS." Maine State Housing Authority and its agents make no representations or warranties with respect to the accuracy of any statement as to the boundaries or acreage or as to any other matters contained in any description of the Property, or as to the fitness of the Property for any particular purpose, merchantability, habitability or as to any other matter. Buyer shall pay all transfer taxes.

Additional terms and conditions pertaining to the sale of the Property may be announced at the time of the auction.

Dated: July 7, 2016

/s/ Christopher L. Brook, Esq.
Christopher L. Brooks, Esq.

Attorney for Maine State Housing Authority

for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale. Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223. 14-021282

NOTICE OF PUBLIC SALE

Notice is hereby given that in accordance with the Judgment of Foreclosure and Sale entered March 3, 2016 in the action entitled **HSBC Bank USA, National Association as Trustee for Nomura Asset Acceptance Corporation, Mortgage Pass-Through Certificates, Series 2007-2 v. Gary L. Brooks**, by the Maine District Court, Lewiston, Docket No. LEWDC-RE-14-10, wherein the Court adjudged the foreclosure of a mortgage granted by Dawn J. Brooks and Gary L. Brooks to Mortgage Electronic Registration Systems, Inc., as nominee for Dream House Mortgage Corporation, its successors and assigns dated August 24, 2006 and recorded in the Androscoggin County Registry of Deeds in Book 6889, Page 138, the period of redemption having expired, a public sale of the property described in the mortgage will be conducted on **Thursday, August 11, 2016, commencing at 10:45 AM, at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106.**

The property is located at 59 Pettingill Street, Lewiston, Maine. The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223. 13-018902

deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale. Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223. 14-020930

CARE AND PROTECTION

TERMINATION OF PARENTAL RIGHTS SUMMONS BY PUBLICATION (UNKNOWN PARENT(S))

DOCKET NUMBER: 16CP0094LA
COMMONWEALTH OF MASSACHUSETTS
Essex County Juvenile Court
2 Appleton Street
Lawrence, MA 01840
978-725-4900

TO: Any unknown/unnamed father of Brianna Lynn Bowman
A petition has been presented to this court by Haverhill DCF, seeking, as to the following child(ren), Brianna Bowman, that said child(ren) be found in need of care and protection and committed to the Department of Children and Families. The court may dispense the rights of the person named herein to receive notice of or to consent to any legal proceeding affecting the adoption, custody, or guardianship or any other disposition of the child(ren) named herein, if it finds that the child(ren) is/are in need of care and protection and that the best interests of the child(ren) would be served by said disposition.

You are hereby ORDERED to appear in this court, at the court address set forth above, on 08/17/2016 09:00 AM Pre Trial Conference (CR/CV). You may bring an attorney with you. If you have a right to an attorney and if the court determines that you are indigent, the court will appoint an attorney to represent you. If you fail to appear, the court may proceed on that date and any date thereafter with a trial on the merits of the petition and an adjudication of this matter.

For further information call the Office of the Clerk-Magistrate at 978-725-4900.

WITNESS: Hon. Mark Newman
FIRST JUSTICE
Judith M. Brennan
Assistant Clerk Magistrate

DATE ISSUED: 06/22/2016

for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale. Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223. 11-015040

NOTICE OF PUBLIC SALE

Notice is hereby given that in accordance with the Judgment of Foreclosure and Sale entered March 29, 2016 in the action entitled **U.S. Bank, N.A., as Trustee for Manufactured Housing Contract Senior/Subordinate Pass-Through Certificate Trust 1999-4 v. Rachel A. Loewe a/k/a Rachel Loewe and Gregory G. Rowland a/k/a Gregory Rowland, et al.**, by the Bridgton District Court, Docket No. BRIDC-RE-15-2, wherein the Court adjudged the foreclosure of a mortgage granted by Rachel A. Loewe and Gregory G. Rowland to Green Tree Financial Servicing Corporation dated March 24, 1999 and recorded in the Western Oxford County Registry of Deeds in Book 393, Page 356 and a UCC Financ, the period of redemption having expired, a public sale of the property described in the mortgage will be conducted on **Thursday, August 25, 2016, commencing at 11:15 AM, at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106.**

The property is located at 20 Haleytown Road, Fryeburg, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223

made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale. Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223. 13-020350

NOTICE OF PUBLIC SALE

Notice is hereby given that in accordance with the Consented Judgment of Foreclosure and Sale entered May 31, 2016 in the action entitled **The Bank of New York Mellon f/k/a The Bank of New York, as Trustee for the Certificateholders of the CABS, Inc., Asset-Backed Certificates, Series 2007-4 v. Marcel R. Giroux a/k/a Marcel Giroux and Jeanne d'Arc R. Giroux a/k/a Jeanne D'Arc Giroux, et al.**, by the Maine District Court, Lewiston, Docket No. LEWDC-RE-15-113, wherein the Court adjudged the foreclosure of a mortgage granted by Marcel R. Giroux and Jeanne d'Arc R. Giroux to Mortgage Electronic Registration Systems, Inc., as nominee for Countrywide Home Loans, Inc., its successors and assigns dated February 13, 2007 and recorded in the Androscoggin County Registry of Deeds in Book 7080, Page 196, the period of redemption having expired, a public sale of the property described in the mortgage will be conducted on **Thursday, August 11, 2016, commencing at 10:00 AM, at the Law Office of Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, ME 04106.**

The property is located at 590 Webster Street, Lewiston, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale.

Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223.

20 days after the auction, upon presentation of a deed. The Property shall be conveyed by Quit-claim Deed Without Covenant, Without Warranties, subject to any municipal tax and sewer liens. The Property shall be sold "AS IS, WHERE IS." Maine State Housing Authority and its agents make no representations or warranties with respect to the accuracy of any statement as to the boundaries or acreage or as to any other matters contained in any description of the Property, or as to the fitness of the Property for any particular purpose, merchantability, habitability or as to any other matter. Buyer shall pay all transfer taxes.

Additional terms and conditions pertaining to the sale of the Property may be announced at the time of the auction.

Dated: July 7, 2016
/s/ Christopher L. Brook, Esq.
Christopher L. Brooks, Esq.
Attorney for Maine State Housing Authority

dated July 1, 2010 as secured by the foreclosed mortgage and signed by the mortgagors, David Carr and Nancy Carr, in lieu of any cash payment.

4. The sale will be subject to any and all encumbrances on title which are not foreclosed and all easements of record, all outstanding municipal liens whether or not of record, and any other matters that a title search or physical examination of the property may disclose.

5. Other terms to be announced at the public sale.
DATED: July 7, 2016 /s/ David R. Dubord
David R. Dubord, Bar No. 23755
Attorney for
Maine Family Federal Credit Union
GOSSELIN & DUBORD, P.A.
86 Lisbon Street, P.O. Box 1081
Lewiston, ME 04243-1081
Phone: (207) 783-5261

NOTICE OF HEARING Pursuant to 17 M.R.S. § 2851-59 Dangerous Buildings

| | |
|---|---|
| Robert J. Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 | Claudine M. Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 |
| Richard Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 | Rose Ann Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 |

148 BARTLETT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on: August 9, 2016 at 7:00 pm
Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

This hearing is to determine whether the residential structure at 148 Bartlett Street, Lewiston, Maine, identified as Lot 134 on Tax Map 196 of the City of Lewiston Tax Maps, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 5594, Page 289, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy.

If the City Council finds that the structure is dangerous or a nuisance, it may order the appropriate corrective action, including, but not limited to, demolition and removal of the structure. If the corrective action is not taken by the deadline established by the City Council's order, and no appeal is taken, the City may take the corrective action at the City's expense. The City may then recover all of its expenses, including reasonable attorneys' fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

Dated: July 8, 2016
STATE OF MAINE
ANDROSCOGGIN, ss
Kathleen M. Montejo, City Clerk

July 8, 2016
Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.

Kelly J. Brooks
Notary Public, Maine
My Commission Expires September 11, 2018

Arrens, Beijing and London averted crisis and the world lived to tell about it.

I predict the same smashing success for Rio, and again, the timing could not be better. America in particular needs the affirmation and the détente from division. We just endured a fortnight of watching our two prevailing political parties celebrate their agendas, even as two-thirds of the country repudiated the ruckus from Cleveland or Philadelphia at every turn of the teleprompter.

We've spent a year or more arguing over whose existence matters and con-

a break, but we need one. It isn't wrong to take one, either, and it isn't naïve to think, hope and pray that this momentary respite can have farther-reaching consequences. I'm reminded of the NBA stars, past and present, who spend a day every summer at Seeds of Peace Camp in Otisfield. When people swim together in the same water, sweat together on the same playing surface and break bread together in the same village, miracles happen.

Don't ever underesti-

Town of New Gloucester NOTICE OF PUBLIC HEARING

The New Gloucester Board of Appeals will hold a Public Hearing on Monday, August 8, 2016, at 7:00 p.m., at the New Gloucester Town Hall (back door), 385 Interale Road, New Gloucester, Maine, on a variance appeal application by Treavor & Amanda Schlisner, for a variance of 11 feet from the front setback requirement at 15 Benefield Lane, New Gloucester, Maine. Tax Map 4, Lot 32-E, RR & LRS Zone.

Debra Parks Larrivee
Code Enforcement Officer

Town of Paris

The Paris Selectmen will hold a Public Hearing on August 8, 2016 at 7:00pm at the Paris Town Office Meeting Room to hear questions and comments regarding the selling of the Mildred Fox School. A regular Selectmen's meeting will follow the Public Hearing.

TOWN OF CANTON BID PROPOSAL

The Town of Canton is requesting bids for one new 10-wheel dump truck with plow, wing, sander, and cover. Bid package information may be obtained at the Canton Town Office at 94 Turner Street Canton, Maine 04221, during regular business hours, on our website at WWW.townofcantonmaine.org, emailing office@townofcantonmaine.org, or by calling 207-597-2920. Bids must be submitted in a sealed envelope clearly marked on the exterior "BID FOR A HEAVY DUTY PLOW TRUCK" and returned to the Town of Canton Office located at 94 Turner Street Canton, Maine 04221 by 12 noon August 12, 2016. There will be a mandatory pre-bid meeting on August 5, 2016 10:00 AM at the Canton Meeting Room located at 94 Turner Street Canton, Maine 04221. The bids will be opened and awarded at a Special Selectmen's meeting held on August 15, 2016 at 6:30 PM at the Town Meeting Room located at 94 Turner Street Canton, Maine 04221. The Selectmen reserves the right to accept or reject any or all proposals.

umes of racism and sexism in this country.

Sports are the ultimate equalizer. They're one of the few tried-and-true endeavors that level life's playing field without fail. We may look, act, worship or comprehend the cosmos differently, but in the final analysis the Creator endowed each of us with

way we do.

These Olympics seem like a fine time to start proving ourselves wrong, while we're reminded of all the

Auburn Housing Authority *****INVITATION FOR BID *****

Auburn Housing Authority (AHA) invites sealed bids from qualified contractors for **Front Entry & Side Walk Paving** at 143 Mill Street Auburn Maine 04210. Bids will be received until 2pm Thursday 08/17/2016, and publicly opened at AHA Main Office 20 Great Falls Plaza Auburn ME 04210.

Bid Packages will be available for pickup from Contracting Officer, Nickolai Charneski at the AHA Main office after 9am on 08/01/2016.

Pre Bid Meeting on 08/04/16 at 143 Mill Street Auburn ME 04210 at 1pm.

Notice of Public Hearing

Poland Zoning Board of Appeals
Monday August 8, 2016 at 7:00PM
Variance Appeal for Map 13 Lot 44A

NOTICE OF HEARING Pursuant to 17 M.R.S. §§ 2851-59 Dangerous Buildings

| | |
|---|---|
| Robert J. Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 | Claudine M. Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 |
| Richard Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 | Rose Ann Tremblett 27 Myrtlebank Avenue Dorchester, MA 02124 |

148 BARTLETT STREET, LEWISTON, MAINE

You are hereby notified that the City Council of the City of Lewiston, Maine will hold a hearing on:

August 9, 2016 at 7:00 pm
Lewiston City Hall
27 Pine Street, Lewiston, Maine 04240

This hearing is to determine whether the residential structure at 148 Bartlett Street, Lewiston, Maine, identified as Lot 134 on Tax Map 196 of the City of Lewiston Tax Maps, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 5594, Page 289, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy.

If the City Council finds that the structure is dangerous or a nuisance, it may order the appropriate corrective action, including, but not limited to, demolition and removal of the structure. If the corrective action is not taken by the deadline established by the City Council's order, and no appeal is taken, the City may take the corrective action at the City's expense. The City may then recover all of its expenses, including reasonable attorneys' fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the structure is not dangerous or a nuisance and to oppose any corrective action ordered by the City Council. Failure to attend may result in the waiver of certain rights with regard to this property.

Dated: July 8, 2016
STATE OF MAINE
ANDROSCOGGIN, ss

Before me this day personally appeared Kathleen M. Montejo, who acknowledges the foregoing instrument to be her free act and deed.

Kelly J. Brooks
Notary Public, Maine
My Commission Expires September 11, 2018

Kathleen M. Montejo, City Clerk

July 8, 2016

Road, Fryeburg, Maine.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shapiro & Morley, LLC, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of the mortgagee is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved. Additional terms will be announced at the public sale. Shapiro & Morley, LLC, 707 Sable Oaks Dr., Suite 250, South Portland, Maine 04106, (207) 775-6223

STATE OF MAINE NOTICE OF PUBLIC COMMENT ANNUAL PHA PLAN FOR SECTION 8 HOUSING CHOICE VOUCHER PROGRAM

The Maine State Housing Authority has prepared a draft of the Annual PHA Plan required by the U.S. Department of Housing and Urban Development for MaineHousing to administer the Section 8 Housing Choice Voucher Program.

The draft Annual PHA Plan was developed in consultation with MaineHousing's Resident Advisory Board and provides information on current programs and the resident population served, as well as strategies for addressing the housing needs of currently assisted families and the larger community.

MaineHousing shall hold a public hearing to receive comments on September 20 at 9:30 a.m. at the Maine State Housing Authority at 353 Water Street, Augusta. The draft Annual PHA Plan is available for inspection at MaineHousing's offices in Augusta and on MaineHousing's webpage: www.mainehousing.org. Written comments will be accepted until September 20, 2016. If you would like to request a disability-related accommodation or make a comment, please direct your communication to:

Lauren Bustard
Maine State Housing Authority
353 Water Street
Augusta, ME 04330-4633
Telephone: (207) 624-5712 (voice)
1-800-452-4668 (voice)
Maine Relay 711 (TTY)

Meeting rooms are accessible to persons with physical disabilities. Upon sufficient notice, appropriate communication auxiliary aids and services will be provided. To make your preferences known, please contact MaineHousing's Equal Access Coordinator, Louise Patenaude, at MaineHousing, 353 Water Street, Augusta, ME 04330-4633; Tel: 207-624-5712 or 1-800-452-4668 (voice); Maine Relay 711 (TTY)

(401) 272-1400

NOTICE OF PUBLIC SALE

Notice is hereby given that in accordance with the Judgment of Foreclosure and Sale entered April 26, 2013, as affected by an Order on Plaintiff's Motion to Substitute Plaintiff and To Enlarge Deadline to Commence Publication entered on July 18, 2016, in the action entitled Wilmington Savings Fund Society, FSB, doing business as Christiana Trust, not in its individual capacity but solely as Trustee for BCAT 2014-4TT v. Timothy J. Kivus et al., by the Maine Superior Court, Division of Auburn, Docket No.: AUBSC-RE-12-25, wherein the Court adjudged the foreclosure of a mortgage granted by Timothy J. Kivus and Carrie J. Kivus, f/k/a Carrie J. St. Pierre to Mortgage Electronic Registration Systems, Inc., as nominee for Franklin American Mortgage Company, its successors and/or assigns dated January 23, 2009 and recorded in the Androscoggin County Registry of Deeds in Book 7609, Page 348, should the period of redemption have expired without redemption of the property by the mortgagor(s), a public sale of the property described in the mortgage will be conducted on

September 8, 2016 commencing at 10:30 AM at Office of Shechtman Halperin Savage LLP, 190 U.S. Route One, 2nd Floor-Rear, Falmouth, Maine.

The property is located at 250 Merrill Road, Lewiston, Androscoggin County, Maine, reference as described in said mortgage.

The sale will be by public auction. All bidders for the property will be required to make a deposit of \$5,000.00 in cash, certified or bank check at the time of the public sale made payable to Shechtman Halperin Savage, LLP, which deposit is non-refundable as to the highest bidder. The balance of the purchase price shall be paid within thirty (30) days of the public sale. In the event a representative of Wilmington Savings Fund Society, FSB, doing business as Christiana Trust, not in its individual capacity but solely as Trustee for BCAT 2014-4TT is not present at the time and place stated in this notice, no sale shall be deemed to have occurred and all rights to reschedule a subsequent sale are reserved.

Additional terms will be announced at the public sale.

Wilmington Savings Fund Society, FSB, doing business as Christiana Trust, not in its individual capacity but solely as Trustee for BCAT 2014-4TT, By its attorneys, Shechtman Halperin Savage, LLP John Michael Ney, Jr., Esq. 1080 Main Street, Pawtucket, RI 02860 (401) 272-1400



**CITY OF LEWISTON
CODE ENFORCEMENT
CITY BUILDING
27 PINE STREET
LEWISTON, MAINE 04240
(207) 513-3125 EXT. 3226
NOTICE OF CONDEMNATION/PLACARDING
VIA FIRST CLASS & CERTIFIED MAIL
RETURN RECEIPT REQUESTED
POSTED AT SITE**

May 27, 2016

Robert J. Tremblett
Claudine M. Tremblett
27 Myrtlebank Avenue
Dorchester, Massachusetts 02124

RE: 148 Bartlett Street
Map: 196 Parcel: 134
RE00012949

Dear Owner(s):

On May 20, 2016, Gildace Arsenault, Director of Planning and Code Enforcement, and I conducted an inspections of the building and property at 148 Bartlett Street and found it severely deteriorated and without required facilities making it unfit for occupancy due to violations of the provisions of Chapter 18, Article III, International Property Maintenance Code, Sections 18-51 and 18-52, as per The Code of Ordinances of the City of Lewiston hereafter referred to as the (Code). Additionally, it was observed the foundation is damaged and in a progressive state of collapse in violation of IPMC-304.1.1.4, IPMC-304.5 and IPMC-305.1.1.4 et seq of the Code.

I hereby condemn and placard the building and property at 148 Bartlett Street as being unfit for occupancy and dangerous pursuant to and in accordance with Chapter 18, Article III, International Property Maintenance Code, Sections 18-51 and 18-52, IPMC-108.1 et seq, IPMC-109.1 et seq, IPMC-110.1 et seq, IPMC-302.1, IPMC-304.1 et seq, IPMC-305.1 et seq, IPMC-306.1 et seq, IPMC-402.2 IPMC-504.1 et seq, IPMC-505.1 et seq,, IPMC-506.1 et seq, IPMC-602.1 et seq, IPMC-604.1 et seq, IPMC-605.1 et seq and IPMC-704.1 et seq amended of the Code of Ordinances of the City of Lewiston. You are hereby ordered to **immediately** ensure the building is maintained secured from unauthorized entry and to keep the property free of debris. You are to make substantial repairs, with all appropriate permits issued by this office, or to demolish this building, leaving the property in manner to the satisfaction of this office by no later than **June 30, 2016.**

The City of Lewiston may order the demolition of this building pursuant to the provisions of the Maine Revised Statutes, Title 17, Chapter 91, Subchapter 4, Dangerous Buildings, Section § 2851, if the building is not maintained secured or is a threat to public safety and a nuisance.

EXHIBIT H

The above-mentioned property will be placarded and may not be re-occupied until proper abatement of all violations and rehabilitation has been completed. An inspection shall be conducted to confirm compliance. At such time the condemnation order and placarding shall be discontinued pursuant to the above referenced Code Section IPMC-108.4.1 stating "the code official shall remove the condemnation and placarding whenever the defect or defects upon which the Condemnation and Placarding were based have been eliminated. Any person who defaces or removes a condemnation placard without the approval of the code official shall be subject to the penalties provided by this code."

Your prompt attention to this matter is advised to avoid legal action. It is our sincere desire to work with you in devising an implementation schedule for the correction of these conditions. Please contact this office immediately if circumstances do not permit the timely compliance with this order and abatement of the violations or if you have any questions regarding this matter.

In the event that you do not comply with this order, this office may issue a citation pursuant to Chapter 50, Article II, and Section 50-36 thru 50-51 of the aforementioned Code. Said citation shall require you to pay a penalty of one hundred and ten dollars (\$110.00) for the first citation and you will be reordered to abate the outstanding violations in the previous Notices and Orders. In the event that you do not comply with the first citation, additional citations may be issued. The second citation imposes a civil penalty of two hundred and twenty five dollars (\$225.00), the third is four hundred and twenty five dollars (\$425.00), the fourth and subsequent citations are eight hundred and fifty dollars (\$850.00), and penalties are cumulative. In the future, if any of the above violations are repeated, you are not entitled to receive any further notification, and this office may serve you with a citation.

In lieu of or in addition to the issuance of citations, this office may initiate a land use complaint pursuant to Rule 80-K of the Maine Rules of Civil Procedure and 30-A M.R.S.A. § 4452 et seq. and § 3758-A et seq. as amended. A judgment from such a lawsuit in the City's favor will result in a court order that any violations be abated, the imposition of a fine of up to two thousand, five hundred dollars (\$2,500.00) per violation, per day, the payment of court costs and the City's legal fees.

You may appeal this order and request a hearing before the Lewiston Board of Appeals by filing a written petition at the office of the Director of Planning and Code Enforcement within ten (10) days of receipt of this notice. This petition shall be submitted on a form provided by this office along with the one hundred and fifty dollar (\$150.00) appeal fee. Should you fail to appeal you will be barred from any opportunity to contest or challenge the terms of this Notice and Order in any further legal proceedings.

If you sell, transfer or lease this property, you must notify the grantee, mortgagee, transferee, or lessee of any outstanding code violations pursuant to Section IPMC-107.6 of the Property Maintenance Code. You must also furnish this office with a signed notarized statement from the grantee, mortgagee, transferee or lessee acknowledging receipt of any orders or notices and fully accepting responsibility for the abatement of said violations.

Sincerely,


Thomas E. Maynard
Code Enforcement Officer/Constable

c: Gildace J. Arsenault, Director of Planning & Code Enforcement

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

ROBERT J TREMBLETT
 CLAUDINE M TREMBLETT
 27 MYRTLEBANK AVE
 DORCHESTER, MA 02124

2. Article Number
(Transfer from service label)

7012 3460 0003 3329 4278

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes



U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

7012 3460 0003 3329 4278

| | | |
|---|----|--|
| Postage | \$ | |
| Certified Fee | | |
| Return Receipt Fee (Endorsement Required) | | |
| Restricted Delivery Fee (Endorsement Required) | | |
| Total Postage & Fees | \$ | |

Postmark
 Here
 5/21/16

Sent to
 Street, Apt. N
 or PO Box Nk
 City, State, Zi
 ROBERT J TREMBLETT
 CLAUDINE M TREMBLETT
 27 MYRTLEBANK AVE
 DORCHESTER, MA 02124

PS Form 3811

148 Bartlett Street

Photos taken December 1, 2015 and July 19, 2016. Front view of the building showing missing and deteriorated asbestos siding, obsolete windows and trim.

Also observe the overgrowth of vegetation in violation of Code.



EXHIBIT I

Photo # 2 shows severely deteriorated and collapsing brick masonry wall making for an unstable structure as well as deteriorated trim.



Photo # 3 shows the deformed and collapsing masonry foundation resulting in hazardous conditions due to vehicular traffic and the buildings proximity to adjacent inhabited building increasing the threat of the spread of fire..

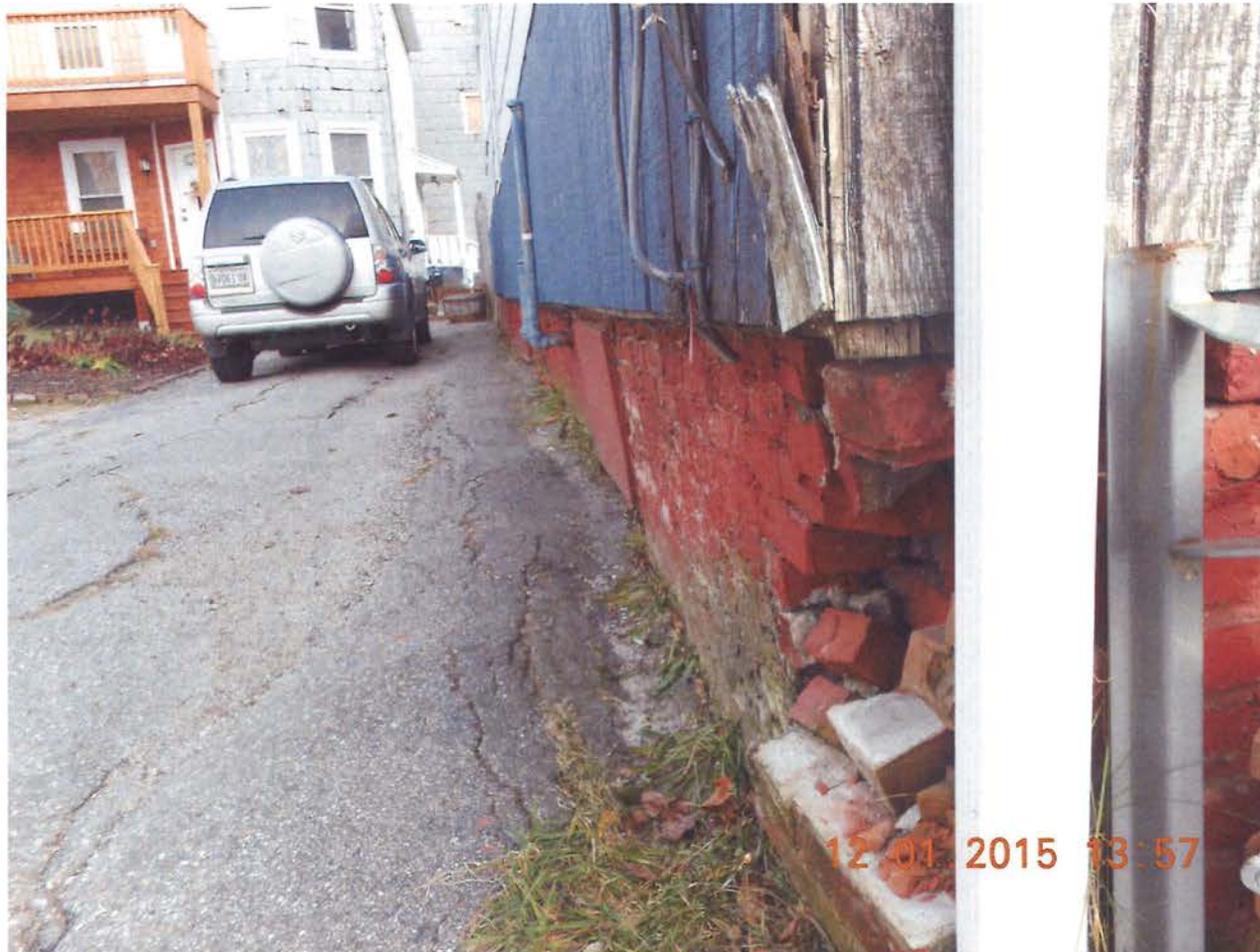


Photo # 4 shows another view of the collapsing masonry foundation and the depression of asphalt.



Photo # 5 shows the pronounced deformation of masonry foundation as viewed from the interior.



Photo # 6 shows the extraordinary separation of masonry units as a result of the inward boring of the wall.

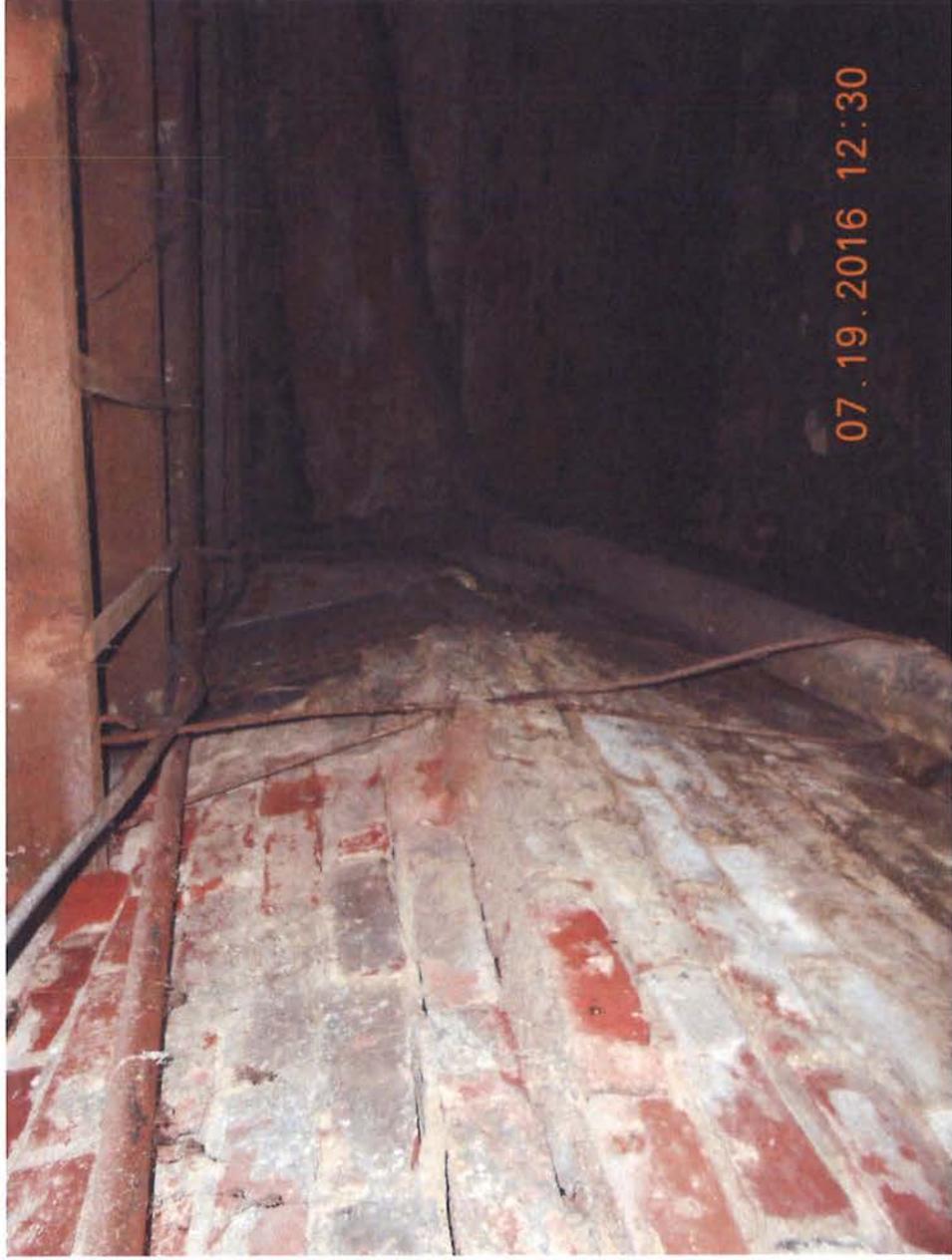


Photo # 7 shows more deformation of the masonry wall and loose unsupported electrical conductors.



Photo # 8 shows loose, unsupported and disconnected conductors about the electrical panel creating hazardous conditions if energized. Also observe the separation of masonry units due to the bowing and eventual collapse of the foundation..

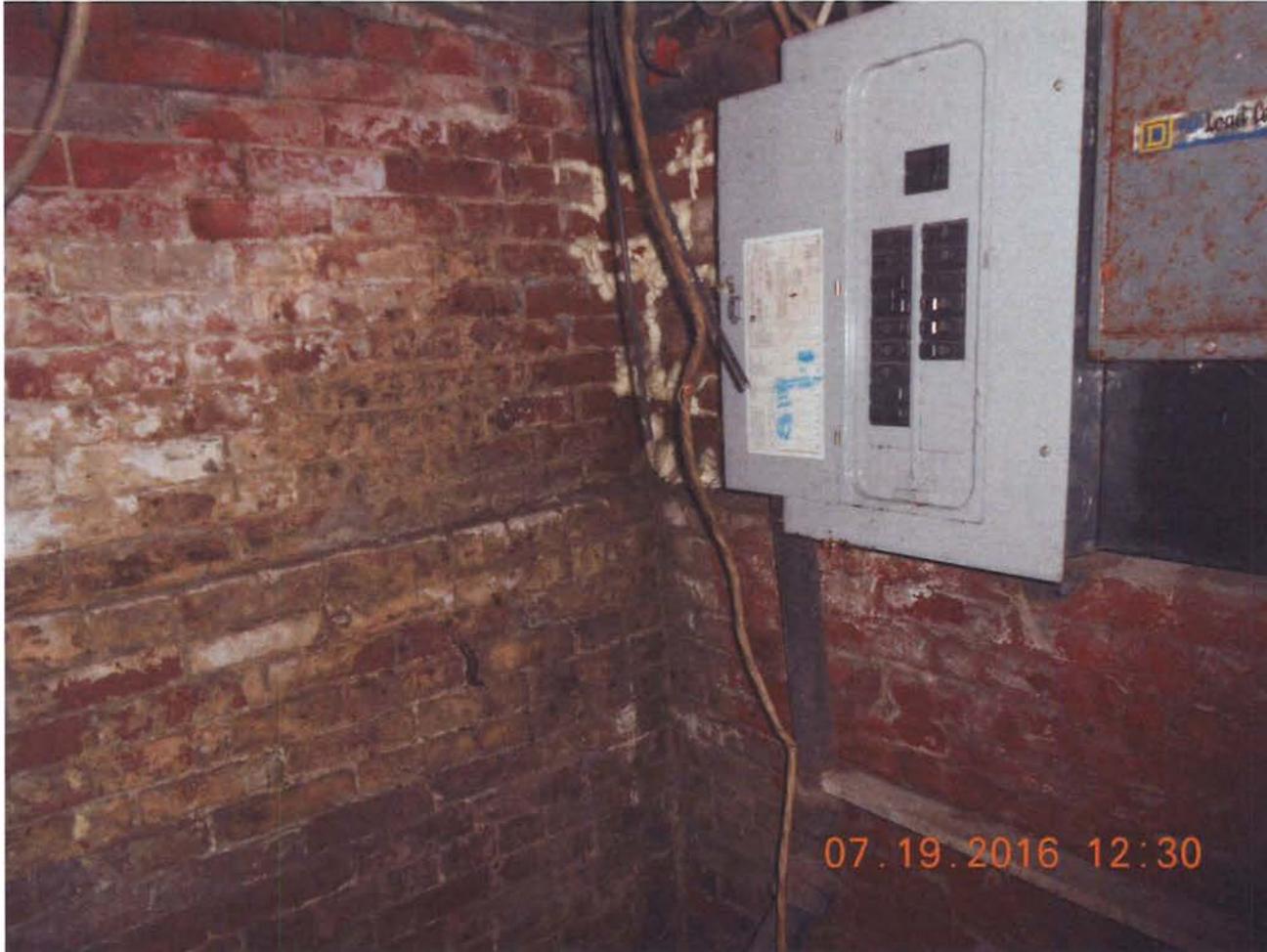


Photo # 9 shows an example of an obsolete and broken window.

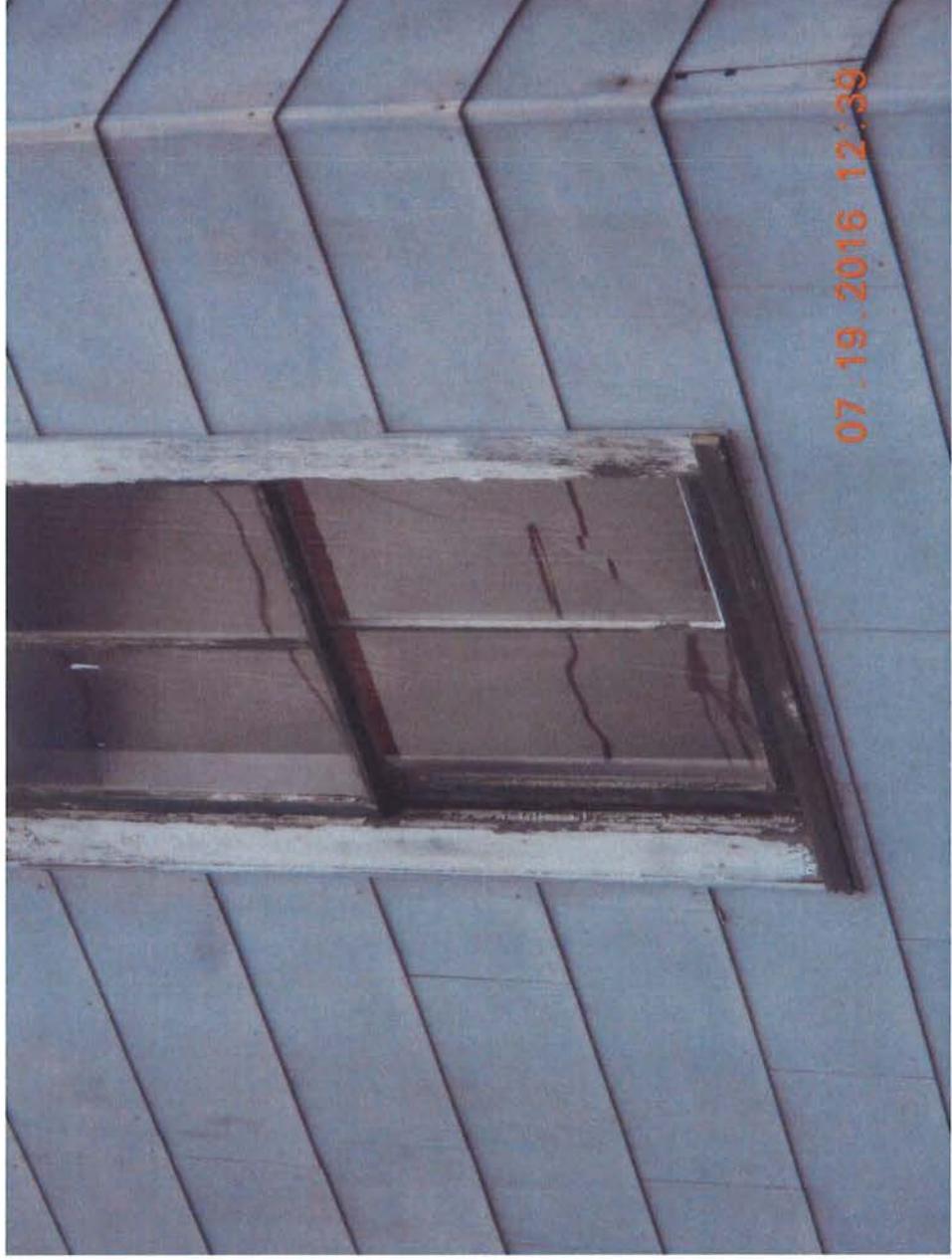


Photo # 10 shows another part of the deteriorated masonry foundation.



Photo # 11 is a direct front view of the building showing deteriorated trim around the windows and soffits.



Photo # 12 shows materials contributing to fire loading increasing the threat of fire.

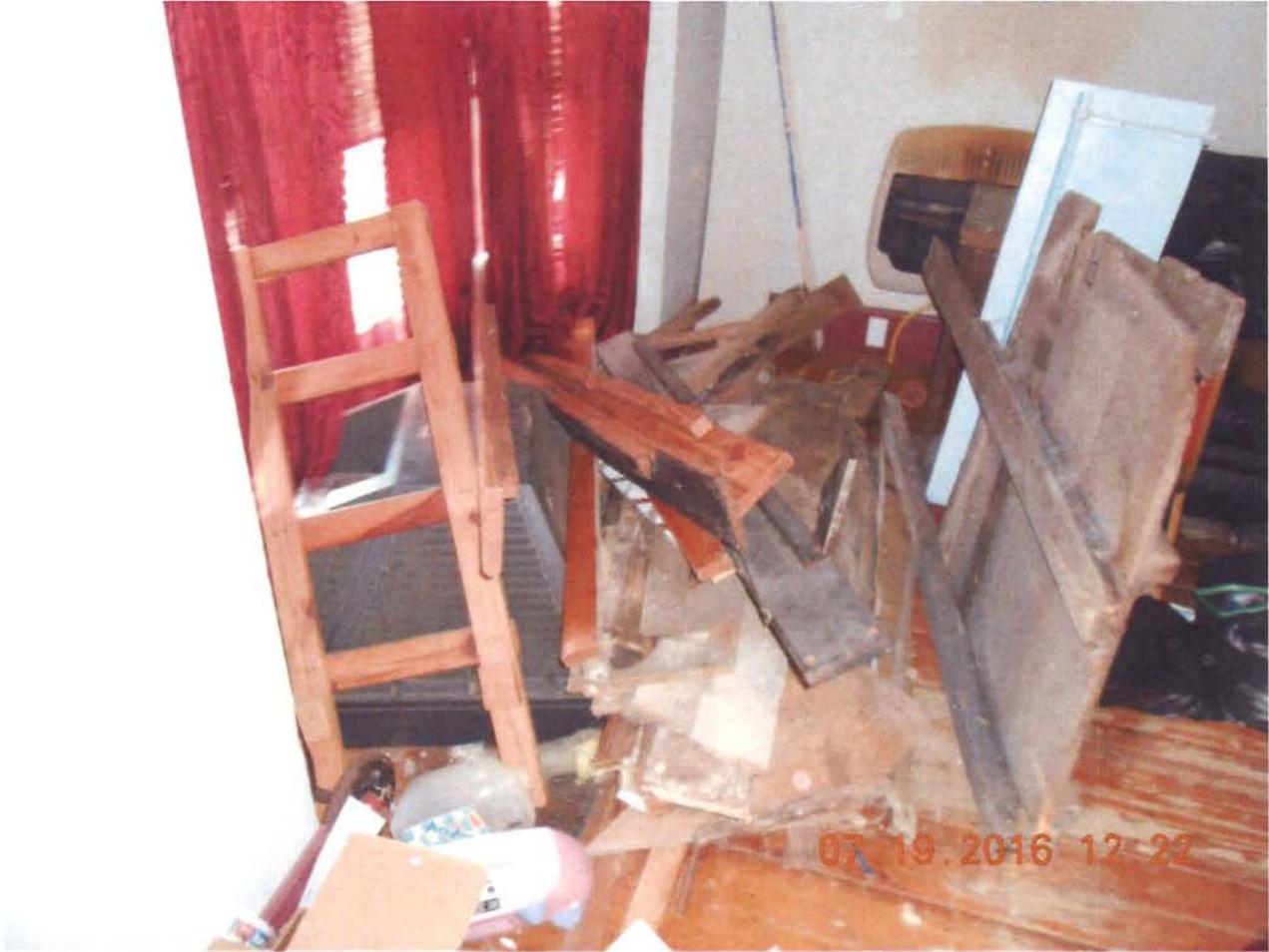


Photo # 13 shows additional materials contributing to fire loading.



Photo # 14 shows a missing light fixture leaving an open electrical circuit making for potentially hazardous conditions.



Photo # 15 shows damage, deteriorated and missing plaster leaving openings through the fire rated assembly allowing for the accelerated spread of fire.



Photo # 16 shows more missing plaster.

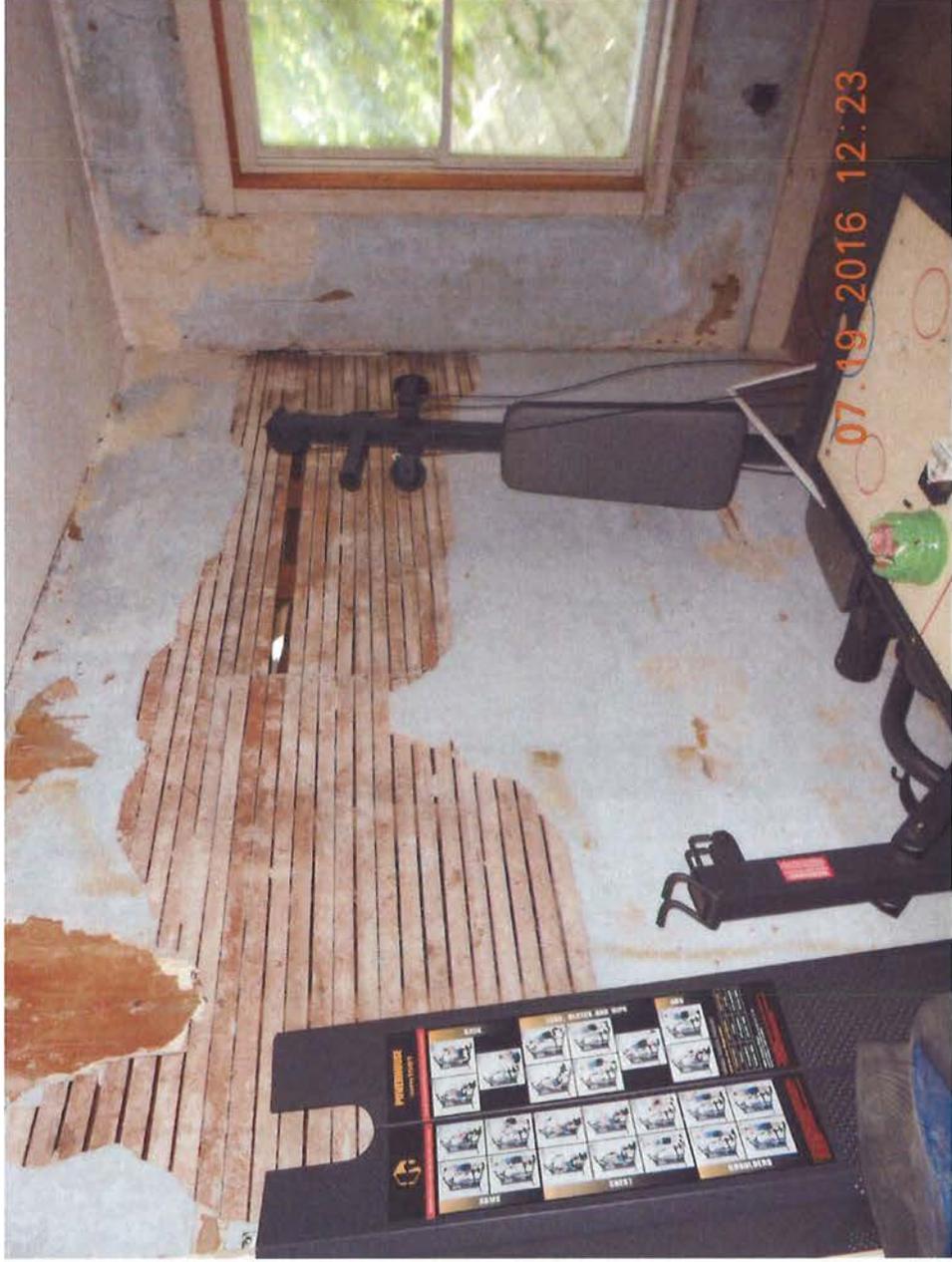


Photo # 17 shows more missing plaster.



Photo # 18 shows staining and deterioration due to roof leaks.



Photo # 21 shows materials contributing to fire loading and an openings through the plaster ceiling and wall allowing for the accelerated spread of fire..



Photo # 22 shows staining and deterioration due to a roof leak round the chimney.

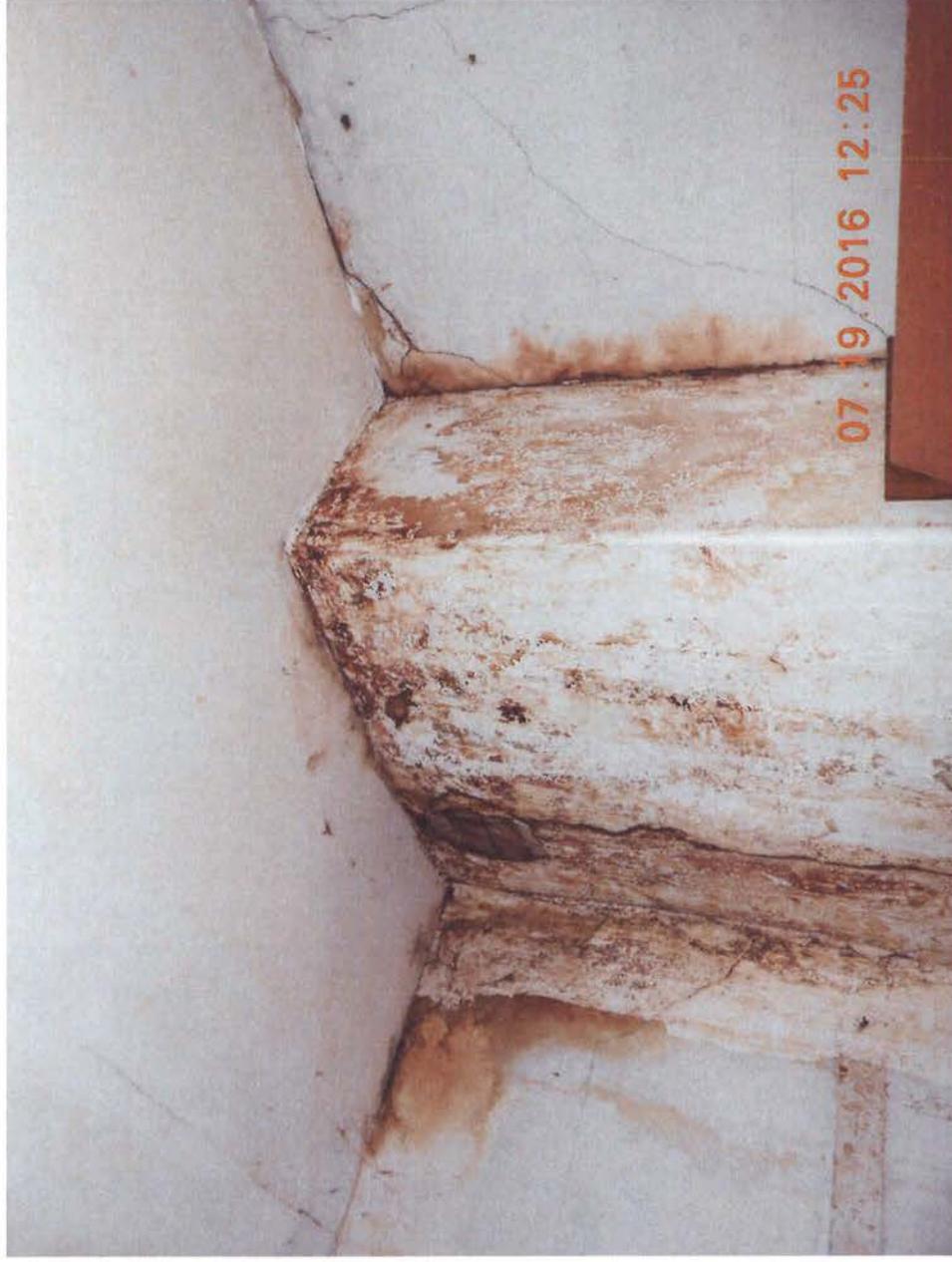


Photo # 23 shows an extraordinary amount of materials contributing to fire loading.



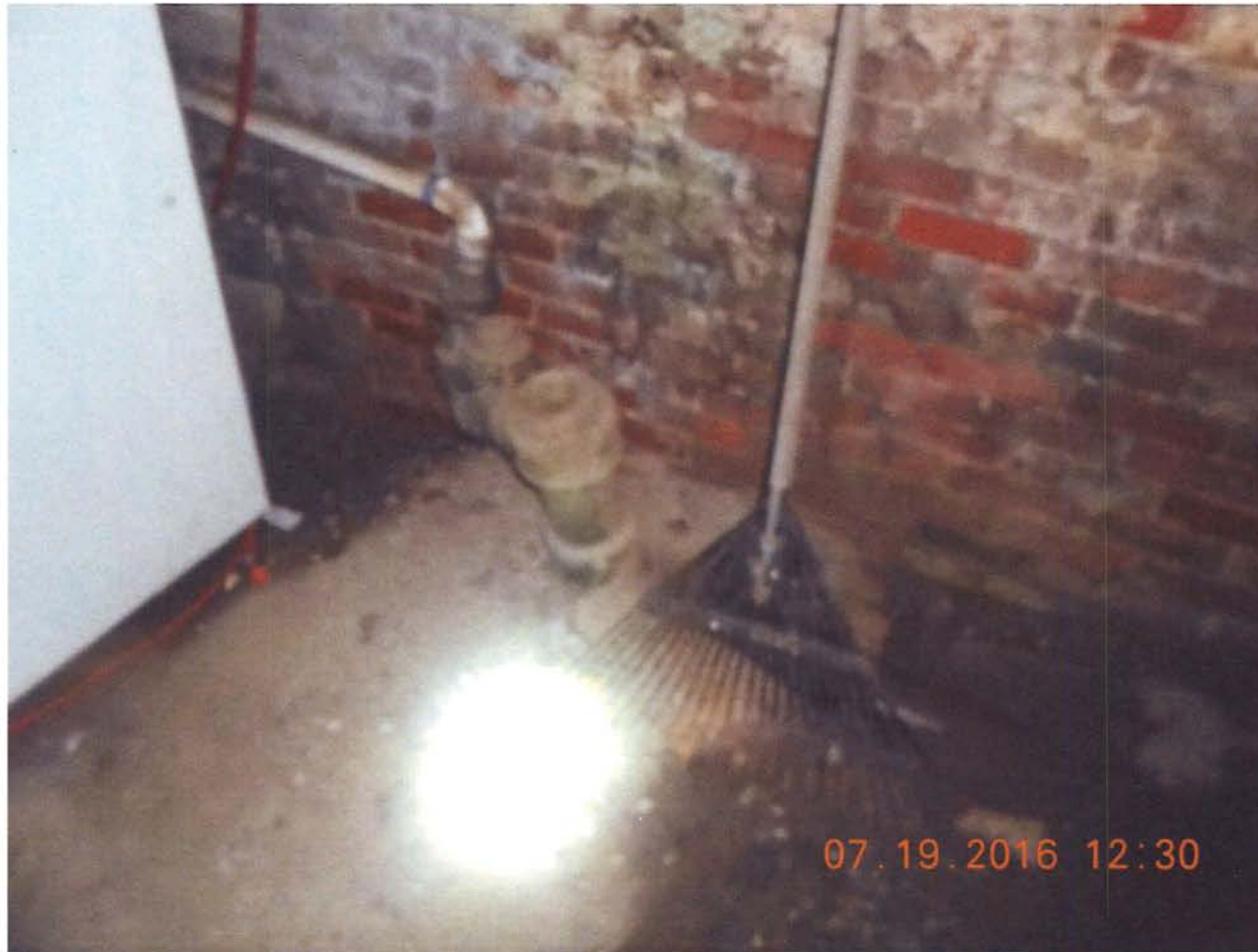
Photo # 24 shows the openings through the wall due to incomplete renovations.



Photo # 25 shoes the removal of the heating system leaving the return duct open making the heating system inoperative.



Photo # 26 shows an open drainage system allowing for the entry of sewer gases making for hazardous and unsanitary conditions.



LEWISTON CITY COUNCIL
MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 7

SUBJECT:

Street Acceptance for Cortland Way and a portion of Vista Bella Drive.

INFORMATION:

The Public Works Department is recommending the acceptance of a newly proposed street named Cortland Way and also the acceptance of an extension of Vista Bella Drive. These sections of road meet all design, width and construction standards as required by City Code. The Public Works Department has approved the legal description for these road layouts. Attached is a map along with additional information on this item.

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 |
|---|---|---|---|---|---|---|---|

ORDERED, That Cortland Way and a portion of Vista Bella Drive, with the boundaries and measurements of the same, as laid out and reported by the legal description, be hereby accepted, allowed and established as a public street or public way for the use of the City of Lewiston.



PUBLIC WORKS DEPARTMENT

David A. Jones, P.E., Director

DATE: July 28, 2016
TO: Edward A. Barrett, City Administrator
FROM: David A. Jones, P.E., Director
SUBJECT: Acceptance of Proposed Extension of Vista Bella Drive and Proposed Cortland Way

The Department of Public Works is recommending that the proposed Vista Bella Drive, starting at the existing terminus of Vista Bella Drive, thence in a westerly direction a distance of approximately three hundred forty-five (345) feet to the terminus of proposed Vista Bella Drive, and the proposed Cortland Way beginning on the westerly side of proposed Vista Bella Drive, thence in a westerly direction a distance of approximately one thousand thirty-six (1036) feet to a seventy-five (75) foot radius turnaround, be accepted as City streets. Included in this acceptance is a storm water drainage, sewer, and maintenance easement.

The Department of Public Works has coordinated with the Developer to insure awareness of construction and acceptance requirements, conformance to City standards for street construction, and conformance to City Codes for street acceptance.

Attached is a petition from the developer requesting acceptance of subject lane, a map showing the general location of the street, a written legal description of the street, and a Warranty Deed to the City for the street.

If you have questions, please contact Richard C. Burnham, City Engineer or me.

DAJ/nf

c: Richard Burnham

encs.

Apple Valley Estates
2 Macintosh Lane
Lewiston, ME 04240

July 20, 2016

Mr. David Jones
Director of Public Services
City of Lewiston
103 Adams Avenue
Lewiston, ME 04243

Dear David.

In accordance with the City of Lewiston's street acceptance process, please allow this letter to serve as my formal request for the acceptance of streets in Phase 2 of Apple Valley Estates.

I understand that Sebago Technics has delivered to your office the As-Built drawings in both PDF and AutoCad format.

Enclosed you'll find a Quit Claim Deed with the metes and bounds.

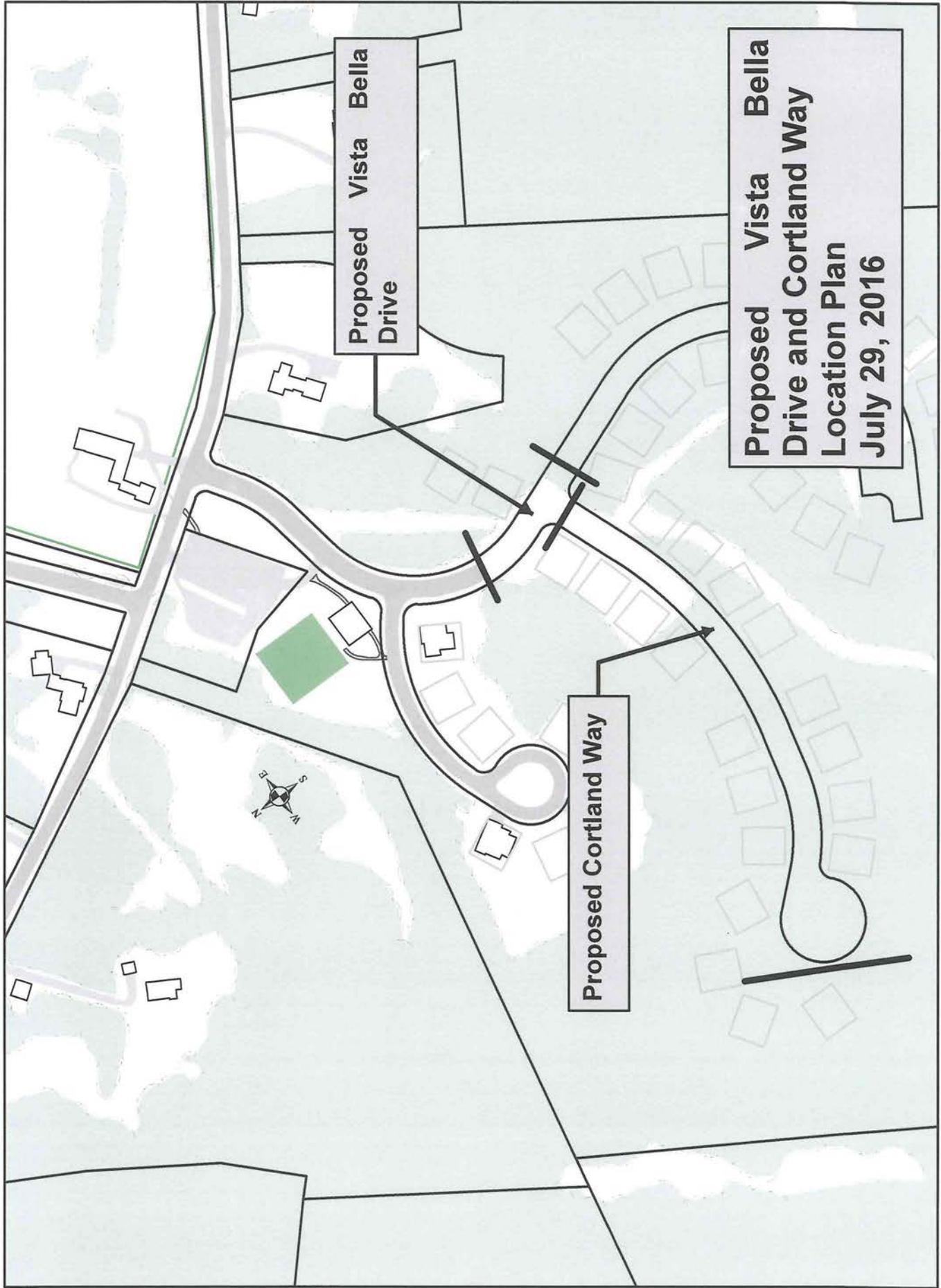
If you have any questions or should you require additional information, please do not hesitate to call me.

Sincerely,



Gard Crow
Apple Valley Estates

Cc: Rick Burnham



Proposed Vista Bella Drive

Proposed Vista Bella Drive and Cortland Way Location Plan July 29, 2016

Proposed Cortland Way



1. Portion of Vista Bella Drive & all of Cortland Way
Description only

1.1: Description. A certain lot or parcel of land situated in the City of Lewiston, County of Androscoggin, State of Maine, being bounded and described as follows:

Beginning at a point on the easterly sideline of Vista Bella Drive. Said point being described as course #5 and being at the terminus of the portion of Vista Bella Drive and Macintosh Lane as previously accepted by the City of Lewiston as recorded in a deed dated November 18, 2008 and recorded in the Androscoggin County Registry of Deeds in Book 7635, Page 334. Said point also being on a tie line of S 66° 28' 08" W a distance of four hundred thirty-eight and 35/100 feet (438.35') from a granite monument as described at the point of beginning in Deed Book 7635, Page 334;

Thence, N 59° 49' 06" W across said terminus of said Deed Book 7635, Page 334, a distance of fifty and 00/100 feet (50.00') to a point on the westerly sideline of said Bella Vista Drive. Said point being on a tie line of S 32° 38' 27" W a distance of twenty-one and 88/100 feet (21.88') from a granite monument on the westerly sideline of Bella Vista Drive at a point of curvature at the entrance to Macintosh Lane:

Thence, in a southerly and southeasterly direction along the westerly sideline of said Vista Bella Drive on a non-tangent curve to the left having a radius of two hundred fifty-five and 00/100 feet (255.00') and an arc length of two hundred twenty-nine and 13/100 feet (229.13') to a granite monument. Said curve having a chord bearing of S 04° 26' 21" W and a chord distance of two hundred twenty-one and 50/100 feet (221.50') from last described point;

Thence, S 21° 17' 56" E along the westerly sideline of said Vista Bella Drive, a distance of thirteen and 55/100 feet (13.55') to granite monument at a point of curvature at the entrance to Cortland Way;

Thence, in a southwesterly direction along the westerly sideline of said Vista Bella Drive on a curve to the right having a radius of twenty-five and 00/100 feet (25.00') and an arc length of thirty-nine and 27/100 feet (39.27') to a granite monument on the northerly sideline of said Cortland Way. Said granite monument having a chord bearing of S 23° 42' 16" W and an chord distance of thirty-five and 35/100 feet (35.35') from last described granite monument;

Thence, S 68° 42' 04" W along the northerly sideline of said Cortland Way, a distance of one hundred twelve and 26/100 feet (112.26') to a granite monument at a point of curvature;

Thence, in a southwesterly direction on the northerly sideline of said Cortland Way, having a radius of six hundred eighty and 00/100 feet (680.00') and an arc length of four hundred fifteen and 31/100 feet (415.31') to a granite monument. Said monument having a chord bearing of S 86° 11' 52" W and a chord distance of four hundred eight and 89/100 feet (408.89') from last described granite monument;

Thence, N 76° 18' 09" W along the northerly sideline of said Cortland Way, a distance of

seventy-nine and 36/100 feet (79.36') to a granite monument at a point of curvature;

Thence, a northwesterly direction along the northerly sideline of said Cortland Way, on a curve to the right having a radius of two hundred seventy-five and 00/100 feet (275.00') and an arc length of one hundred sixty-three and 98/100 feet (163.98') to a granite monument. Said monument having a chord bearing of N 59° 13' 12" W and a chord distance of one hundred sixty-one and 56/100 feet (161.56') from last described monument;

Thence, N 42° 08' 12" W by the northerly sideline of said Cortland Way, a distance of seventy-four and 23/100 feet (74.23') to a granite monument at a point of curvature;

Thence, in a northwesterly, southwesterly, southeasterly and northeasterly direction on a curve to the left having a radius of seventy-five and 00/100 feet (75.00') and an arc length of three hundred fifty-four and 14/100 feet (354.14') to a granite monument at a point of curvature on the southerly sideline of said Cortland Way. Said monument being on a tie line of S 02° 35' 28" W and a distance of one hundred five and 56/100 feet (105.56') from last described granite monument;

Thence, in a northerly and northeasterly direction along the southerly sideline of said Cortland Way, on a curve to the right having a radius of twenty-five and 00/100 feet (25.00') and an arc length of thirty-seven and 67/100 feet (37.67') to a granite monument at a point of curvature. Said granite monument having a chord bearing of S 89° 31' 12" E and a chord distance of thirty-four and 20/100 feet (34.20') from last described granite monument;

Thence, in a southeasterly direction along the southerly sideline of said Cortland Way, on a curve to the left having a radius of three hundred twenty-five and 00/100 feet (325.00') and an arc length of one hundred sixty-nine and 83/100 feet (169.83') to a granite monument. Said monument having a chord bearing of S 61° 19' 51" E and a chord distance of one hundred sixty-seven and 92/100 feet (167.92') from last described granite monument;

Thence, S 76° 18' 09" E along the southerly sideline of said Cortland Way, a distance of seventy-nine and 36/100 feet (79.36') to a granite monument at a point of curvature;

Thence, in a southeasterly and northeasterly direction along the southerly sideline of said Cortland Way, on a curve to the left having a radius of seven hundred thirty and 00/100 feet (730.00') and an arc distance of four hundred forty-five and 85/100 feet (445.85') to a granite monument. Said granite monument having a chord bearing of N 86° 11' 52" E and a chord distance of four hundred thirty-eight and 95/100 feet (438.95') from last described granite monument;

Thence, N 68° 42' 04" E along the southerly sideline of said Cortland Way, a distance of one hundred twelve and 26/100 feet (112.26') to a granite monument at a point of curvature;

Thence, in a southeasterly direction along the southerly sideline of said Cortland Way, on a curve to the right having a radius of twenty-five and 00/100 feet (25.00') and an arc distance of thirty-nine and 27/100 feet (39.27') to a granite monument on the westerly sideline of said Vista

Bella Drive. Said granite monument having a chord bearing of S 66° 17' 56" E and a chord distance of thirty-five and 36/100 feet (35.36') from last described granite monument;

Thence, S 21° 17' 56" E along the westerly sideline of said Vista Bella Drive, a distance of forty-seven and 59/100 feet (47.59') to a point. Said point being normal to and twenty-five and 00/100 feet (25.00') westerly of station 8+50 and being at the terminus of the proposed accepted portion of Vista Bella Drive and Cortland Way;

Thence, N 68° 42' 04" E along the terminus of said Vista Bella Drive and Cortland Way, a distance of fifty and 00/100 feet (50.00') to a point on the easterly sideline of said Vista Bella Drive;

Thence, N 21° 17' 56" W along the easterly sideline of said Vista Bella Drive, a distance of one hundred sixty-one and 14/100 feet (161.14') to a granite monument at a point of curvature;

Thence in a northeasterly direction along the easterly sideline of said Vista Bella Drive, on a curve to the right having a radius of two hundred five and 00/100 feet (205.00') and an arc distance of one hundred eighty-four and 21/100 feet (184.21') to the **POINT OF BEGINNING**. Said point being on a tie line of N 04° 26' 19" E a distance of one hundred seventy-eight and 07/100 feet (178.07') from last described granite monument.

All bearings above referred to referenced to Grid North. All monuments are 4" x 4" granite monuments with metal surveyor's identification cap #2250.

The above described parcel being a portion of Vista Bella Drive and all of Cortland Way as shown on a plan entitled "Site Plan – Apple Valley Estates", revised through January 11, 2008 and recorded at the Androscoggin County Registry of Deeds in Plan Book 47, Pages 4-8 and being shown on sheet 4 of 8. Said area of said streets above described being 1.8 acres.

LEWISTON CITY COUNCIL

MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 8

SUBJECT:

Ballots for Election of the Androscoggin County Budget Committee members.

INFORMATION:

Each community in Androscoggin County has the opportunity to vote on members of the County Budget Committee. The Committee will be advising the Commissioners on the budget for fiscal years 2017, 2018 and 2019.

Due to the recent reapportionment of the Androscoggin County District lines, all of Districts 1 and 2 are located within the City of Lewiston. District 3 is made up of Durham, Greene and part of Lewiston. Therefore, the Council is asked to vote on ballots for each of the three Districts.

Under the County Charter, for each ballot, the Council shall select two candidates from each district and at least one candidate selected (on each ballot) must be a municipal official.

Please see the attached material for more information.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

This is a policy decision of the City Council.

GAZ/kmm

REQUESTED ACTION:

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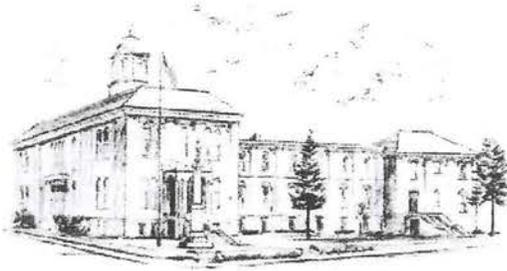
- 1) To review the list of candidates as presented on the District 1 Androscoggin County Ballot for Election of the County Budget Committee and to determine which candidates to support on the ballots.
- 2) To review the list of candidates as presented on the District 2 Androscoggin County Ballot for Election of the County Budget Committee and to determine which candidates to support on the ballots.
- 3) To review the list of candidates as presented on the District 3 Androscoggin County Ballot for Election of the County Budget Committee and to determine which candidates to support on the ballots.

(Suggested motion: "I move that the City Council cast a vote for X and Y on the District 1 County Budget Committee Ballot.")

ANDROSCOGGIN COUNTY

COMMISSIONERS

Ronald Chicoine, Chairperson
Sally Christner, Vice-Chair
Beth Bell, Commissioner
Alfreda Fournier, Commissioner
Randall Greenwood, Commissioner
Elaine Makas, Commissioner
Matthew Roy, Commissioner



COUNTY ADMINISTRATOR
Larry Post

Tel. No. (207) 753-2500
Fax No. (207) 782-5367

To: Municipal Officers
From: County Commissioners
Date: July 28, 2016

The Commissioners held the Budget Caucus for all districts on July 20, 2016 and then another Budget Caucus for District 2 on July 27, 2016 for the purpose of accepting nominations for the Androscoggin County Budget Committee for a 3-year term for the budget years 2017-18-19. Nominations were accepted and those names have been placed on the enclosed ballot.

The council or selectmen must, as a Board, vote for two (2) Budget Committee members to serve on the Committee; the Municipal Officers must vote for at least one (1) candidate who is a municipal official.

The ballots must be returned to the County Commissioners no later than August 15, 2016.

If you have any questions, please feel free to call the Commissioners' Office.

ANDROSCOGGIN COUNTY COMMISSION
DISTRICT 1
(Part of Lewiston)



ANDROSCOGGIN COUNTY BUDGET COMMITTEE
2017 / 2018 / 2019

OFFICIAL BALLOT

Municipal Officers shall vote, as a board, for two (2) Budget Committee members to serve on the Androscoggin County Budget Committee to represent District 1. The municipal officers must vote for at least one (1) candidate who is a municipal official. 30-A M.R.S.A. §722 defines municipal officials to mean "mayor, alderman, councilor or manager of a city".

Mark the box with an X.

- Michael Lachance (Councilor)
Lewiston

- Tina Hutchinson (Resident)
Lewiston

- Robert Reed (Resident)
Lewiston

VOTED AT MEETING OF _____, 2016

_____, Councilor

ANDROSCOGGIN COUNTY COMMISSION
DISTRICT 2
(Part of Lewiston)



ANDROSCOGGIN COUNTY BUDGET COMMITTEE
2017 / 2018 / 2019

OFFICIAL BALLOT

Municipal Officers shall vote, as a board, for two (2) Budget Committee members to serve on the Androscoggin County Budget Committee to represent District 2. The municipal officers must vote for at least one (1) candidate who is a municipal official. 30-A M.R.S.A. §722 defines municipal officials to mean "mayor, alderman, councilor or manager of a city".

Mark the box with an X.

- Shane Bouchard (Councilor)
Lewiston
- Joseph Grube (Resident)
Lewiston
- Stavros Mendros (Resident)
Lewiston
- Jim Horn (Resident)
Lewiston

VOTED AT MEETING OF _____, 2016

_____, Councilor

ANDROSCOGGIN COUNTY COMMISSION
DISTRICT 3
(Durham, Greene, Part of Lewiston)



ANDROSCOGGIN COUNTY BUDGET COMMITTEE
2017 / 2018 / 2019

OFFICIAL BALLOT

Municipal Officers shall vote, as a board, for two (2) Budget Committee members to serve on the Androscoggin County Budget Committee to represent District 3. The municipal officers must vote for at least one (1) candidate who is a municipal official. 30-A M.R.S.A. §722 defines municipal officials to mean "mayor, alderman, councilors or manager of a city".

Mark the box with an X.

- Wade Caplinger (Resident)
Durham
- Anthony Reny (Selectman)
Greene
- Joline Landry Beam (City Councilor)
Lewiston

VOTED AT MEETING OF _____, 2016

_____, Councilor

LEWISTON CITY COUNCIL
MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 9

SUBJECT:

Order authorizing the Mayor to Execute Amendment Number Six to the Employment Agreement between the City of Lewiston and Edward A. Barrett.

INFORMATION:

The City of Lewiston entered into an agreement to employ Edward A. Barrett as City Administrator on December 1, 2009 that was subsequently amended in December 2011, February 2013, December 2013, August 2015 and December 2015. The attached Order would authorize the Mayor to execute an amendment to that agreement allowing for a salary adjustment in the same amount and effective at the same time as the adjustment provided during FY17 for non-unionized personnel. This will provide for a 2.0% salary adjustment effective July 6, 2016 and will increase the Administrator's base salary from \$\$124,956 \$127,455.

A copy of the amendment is attached.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

This is an employment contract issue handled by the City Council.

EAB/kmm

REQUESTED ACTION:

| | | | | | | | |
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To approve the Order authorizing the Mayor to execute Amendment Number Six to the employment agreement between the City of Lewiston and Edward A. Barrett.



COUNCIL ORDER

Order, Authorizing the Mayor to Execute the Sixth Amendment to the Employment Agreement between the City and Edward A. Barrett.

Whereas, the City entered into an agreement with Edward A. Barrett on December 1, 2009 under which he assumed the position of City Administrator; and

Whereas, the Council wishes to adjust the Administrator's salary by 2.0% effective as of payroll checks dated July 6, 2016, the same increase provided to other non-represented employees of the City;

Now, therefore, be It Ordered by the City Council of the City of Lewiston that

the Mayor is authorized to execute a sixth amendment to the employment agreement with Edward A. Barrett, a copy of which is attached hereto.

SIXTH AMENDMENT TO EMPLOYMENT AGREEMENT
BETWEEN THE CITY OF LEWISTON AND EDWARD A. BARRETT

The employment agreement dated December 1, 2009 made and entered into by and between the CITY OF LEWISTON (Androscoggin County), State of Maine, a municipal corporation sometimes referred to as "City," and Edward A. Barrett of Lewiston, State of Maine, hereinafter sometimes referred to as "Employee", is hereby amended as follows as of this the 9th day of August, 2016.

1. Section 4. Compensation, Subsection A is amended as follows:

- A. Base Salary: The City agrees to pay the Administrator an annual base salary of one hundred twenty-seven thousand four hundred and fifty-five dollars (\$127,455) payable in installments in accordance with the City's usual payroll practices and procedures for management employees. The City Administrator shall receive the same percentage adjustment in his base salary as the City's non-unionized employees received during the City's Fiscal Year 2017, such adjustment to be retroactive to payroll checks issued on July 6, 2015, the same retroactive date used for the non-union adjustment.

IN WITNESS WHEREOF, the City of Lewiston has caused this agreement to be signed and executed in its behalf by its Mayor, and the Employee has signed and executed this agreement, both in duplicate, the day and year first above written.

CITY OF LEWISTON

Witness

By _____
Its Mayor

Witness

By _____
Edward A. Barrett

City Administrator Employment Agreement

This Agreement, made and entered into this 1st day of December, 2009, by and between the City of Lewiston, Maine, a municipal corporation (hereinafter the "City"), and Edward A. Barrett (hereinafter the "Administrator").

WITNESSETH:

WHEREAS, the City Council of the City desires to appoint Administrator to serve as City Administrator of the City of Lewiston, as provided in Section 3.01 of the Charter of the City of Lewiston (the "City Charter);

WHEREAS, it is the desire of the City and the Administrator to specify the terms and conditions of his employment as Administrator;

NOW, THEREFORE, in consideration of the promises and mutual covenants set forth herein, the parties agree as follows:

Section 1. Duties.

The City agrees to hire and employ Administrator as City Administrator of the City. The Administrator accepts such employment and agrees to perform the functions and duties specified in the City Charter, City Ordinances, and the laws of the State of Maine, and to perform such other duties and functions as the City Council shall from time to time assign to the Administrator.

Section 2. Term.

A. This Agreement shall remain in effect beginning January 11, 2010 and ending June 30, 2012, unless otherwise terminated pursuant to the terms of this Agreement. The parties may extend this Agreement by mutual written agreement.

B. This Agreement may be terminated and the Administrator may be removed from office by the City Council for cause in accordance with the procedures set forth in Section 3.04

of the City Charter. In the event the Administrator's employment is terminated for cause, the City's only obligation to the Administrator shall be to pay all compensation and benefits accrued, but unpaid, as of the date of termination.

C. This Agreement may be terminated and the Administrator may be removed from office by the City Council without cause. In the event the City Council terminates the employment of the Administrator without cause during the term of this Agreement, the City agrees (1) to pay the Administrator a lump sum cash payment equal to six (6) calendar months of the Administrator's then current salary, less applicable withholdings and deductions, and (2) for the same period of 6 months following termination to contribute toward the Administrator's health insurance premiums, if any, an amount equivalent to the monthly health insurance premium contribution that the City would have paid toward Administrator's health insurance if he had remained employed. No other benefits or compensation, excluding vacation accrued through the date of termination, shall be due and payable by the City to Administrator in the event of termination without cause. The City and Administrator agree that termination of this Agreement and removal of the Administrator without cause shall not require compliance with the procedures set forth in Section 3.04 of the Charter or 30-A M.R.S.A. §2601, and that in the event of termination of this Agreement without cause the Administrator expressly waives any rights or claims based upon Section 3.04 of the Charter or 30-A M.R.S.A. §2601.

D. The Administrator may terminate this Agreement and resign from employment as City Administrator upon forty-five (45) days written notice to the Council. In the event the Administrator resigns from employment, the City's only obligation to the Administrator shall be to pay all compensation and benefits accrued, but unpaid, as of the date of resignation.

Section 3: Compensation.

A. **Base Salary:** The City agrees to pay the Administrator an annual base salary of one hundred and ten thousand dollars (\$110,000) payable in installments in accordance with the City's usual payroll practices and procedures for management employees. Administrator's annual base salary shall increase to one hundred and sixteen thousand dollars (\$116,000) six months after beginning employment under this Agreement.

B. The City agrees to evaluate the performance and to review the Administrator's compensation and term of employment annually in December of each year. The City may adjust Administrator's compensation and authorize extension of the term of this Agreement, when approved by the Council in its discretion.

Section 4: Health, Dental, and Income Protection.

The City agrees to provide to Administrator and his dependents the same dental insurance and income protection coverage and benefits afforded to other non-union City employees under City policy. The City agrees to pay toward Administrator's health insurance coverage an amount equal to the health insurance premium contribution that the City pays for other non-union City employees under City policy, whether Administrator participates in the City's health insurance plan or another health plan chosen by Administrator.

Section 5: Retirement.

The City shall contribute an amount equal to nine percent (9%) of Administrator's base salary to a deferred compensation plan selected by Administrator through either the ICMA Retirement Corporation's 457 Deferred Compensation Plan or The Hartford's 457 Deferred Compensation program.

Section 6: Automobile.

During the term in which the Administrator is engaged in the performance of his duties and responsibilities pursuant to this Agreement, the City agrees to provide a four hundred dollar (\$400.00) monthly allowance for automobile expenses in recognition of the requirements of the position. The City is under no obligation to reimburse Administrator for any automobile costs that exceed this amount or for any other automobile costs.

Section 7: Dues and Subscriptions.

The City agrees to budget and pay for the professional dues and subscriptions of the Administrator necessary for his continuation and full participation in the International City Management Association, the Maine Town and City Management Association, and the National League of Cities.

Section 8: Professional Development.

The City agrees to pay, within the budgetary constraints of the Administrator's professional development budget, the necessary expenses of the Administrator to continue his professional development and to adequately pursue official functions of the City, including but not limited to attending and participating in the annual conferences of the ICMA, the Maine Municipal Association, the Maine Town and City Management Association, and such other national, regional and state governmental groups and committees thereof which Administrator serves as a member,

Section 9: General Expenses

A. The City recognizes that certain expenses of a non-personal and job-related nature will be incurred by the Administrator for purposes other than those provided for specifically in this Agreement. The City agrees to reimburse or to pay such reasonable expenses, within the

constraints of the budget approved for such expenses, upon receipt and approval of duly executed expense vouchers, receipts, statements, or personal affidavits from the Administrator.

B. The City will pay thirty dollars (\$30) per month toward the cost of cell phone expenses incurred by Administrator during his employment.

C. The City will reimburse Administrator up to three thousand dollars (\$3,000) for Administrator's expenses in relocating his residence to Lewiston, provided such expenses are incurred within nine (9) months after Administrator's commencement of employment.

D. Recognizing that Administrator will incur additional housing expenses during the transition of his residence to Lewiston, the City will pay Administrator one thousand dollars (\$1,000) per month during the first six (6) months of his employment to defray Administrator's housing expenses.

E. If Administrator submits his resignation from employment with the City within 12 months after commencing employment under this Agreement, Administrator shall reimburse the City for any relocation expenses and housing expenses paid to him under Section 9(C) and 9(D), and the City may deduct such expenses from any compensation due to Administrator.

Section 10: Vacation and Holidays.

A. The Administrator shall accrue twenty (20) work days of paid vacation time on an annual basis. The entire vacation to be accrued during a calendar year shall be available for Administrator's use at the beginning of the calendar year, provided that the amount of accrued vacation paid upon termination of employment shall be pro-rated based on the number of months actually worked by Administrator.

B. The Administrator shall be entitled to the same paid holidays as granted to other non-union City employees in accordance with City policy.

Section 11: Sick Leave.

The Administrator shall accumulate sick leave at the same rate as other non-union City employees in accordance with City policy. Administrator shall receive credit for twelve (12) sick leave days upon commencement of employment under this Agreement.

Section 12: Hours of Work.

The City and the Administrator recognize that the Administrator must devote a great deal of time outside normal office hours on business for the City, and to that end the Administrator shall be allowed to establish an appropriate work schedule.

Section 13: Residency.

The Administrator shall establish his residency within the City of Lewiston within nine (9) months after commencement of employment.

Section 14: Indemnification.

City shall defend, save harmless and indemnify Administrator against any tort, professional liability claim or demand or other legal action, whether groundless or otherwise, arising out of an alleged act or omission occurring in the performance of Administrator's duties as City Administrator.

Section 15: Outside Work.

The Administrator shall not participate in any non-City connected business or employment without prior approval of the City Council.

Section 16: Bonding.

The City shall bear the full cost of any fidelity or other bonds required of the Administrator under any law or ordinance. In the event that Administrator shall become

ineligible for continued bonding, such ineligibility shall constitute cause for termination under the terms of this Agreement and the Charter.

Section 17: Other Terms and Conditions.

The City Council, in consultation with Administrator, may fix such other reasonable terms and conditions of employment, as it may determine from time to time, relating to the Administrator, provided such terms and conditions are not inconsistent with or in conflict with the provisions of this Agreement, the City Charter, or any other federal or state law.

Section 18: General Provisions.

A. The text of this written Agreement and any amendments approved by the City Council and executed by the City and the Administrator constitute the entire understanding between the parties with respect to the employment of Edward A. Barrett as the City Administrator of the City of Lewiston.

B. This Agreement shall be binding upon the City and the Administrator, and their heirs, successors, and assigns.

C. This Agreement shall become effective upon execution.

Section 19: Severability.

If any provision of this Agreement is found to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable.

Section 20: Notices. Notices pursuant to this Agreement shall be given by deposit in the custody of the United States Postal Service, first class, certified or registered mail, postage prepaid, addressed as follows:

1) City: City of Lewiston
Attention: Mayor
City Hall
27 Pine Street
Lewiston, Maine 04240

With a copy to: City Clerk
City of Lewiston
City Hall
27 Pine Street
Lewiston, Maine 04240

2) Administrator: Edward A. Barrett
370 Grandview Avenue
Bangor, Maine 04401

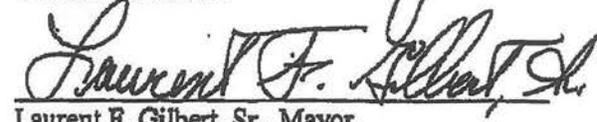
Alternatively, notices required pursuant to this Agreement may be personally served in the same manner as is applicable to civil judicial practice or may be hand-delivered to the recipient. Notice shall be deemed given as of the date of personal service or three (3) days after the date of deposit of such written notice in the course of transmission in the United States Postal Service.

IN WITNESS WHEREOF, the City of Lewiston has caused this Agreement to be signed and executed on its behalf by its Mayor, and the Administrator has signed and executed this Agreement on the date first above written.


WITNESS


WITNESS


Edward A. Barrett


Laurent F. Gilbert, Sr., Mayor
City of Lewiston, Maine
Pursuant to vote of the City Council on
December 7th, 2009

**FIRST AMENDMENT TO EMPLOYMENT AGREEMENT
BETWEEN THE CITY OF LEWISTON AND EDWARD A. BARRETT**

The employment agreement dated December 1, 2009 made and entered into by and between the CITY OF LEWISTON (Androscoggin County), State of Maine, a municipal corporation, hereinafter sometimes referred to as "City," and Edward A. Barrett of Lewiston, State of Maine, hereinafter sometimes referred to as "Employee," is hereby amended as follows as of this the 6th day of December, 2011.

1. Section 2. Term, Subsection A is replaced in its entirety as follows:

A. This Agreement shall remain in effect beginning January 11, 2010 and ending June 30, 2014, unless otherwise terminated pursuant to the terms of this Agreement. The parties may extend this Agreement by mutual written agreement.

2. Section 3. Compensation, Subsection A is amended as follows:

A. Base Salary: The City agrees to pay the Administrator an annual base salary of one hundred and seventeen thousand one hundred and sixty dollars (\$117,160) effective with the pay check issued July 6, 2011, payable in installments in accordance with the City's usual payroll practices and procedures for management employees.

3. Section 5. Retirement is amended by adding the following provision:

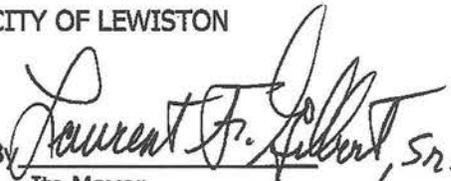
Administrator may also participate in the City's Retirement Health Savings (RHS) Program and shall be permitted to transfer a maximum of five (5) vacation days per year to an RHS account.

IN WITNESS WHEREOF, the City of Lewiston has caused this agreement to be signed and executed in its behalf by its Mayor, and the Employee has signed and executed this agreement, both in duplicate, the day and year first above written.


Witness


Witness

CITY OF LEWISTON

By 
Its Mayor

By 
Edward A. Barrett

**SECOND AMENDMENT TO EMPLOYMENT AGREEMENT
BETWEEN THE CITY OF LEWISTON AND EDWARD A. BARRETT**

The employment agreement dated December 1, 2009 made and entered into by and between the CITY OF LEWISTON (Androscoggin County), State of Maine, a municipal corporation, hereinafter sometimes referred to as "City," and Edward A. Barrett of Lewiston, State of Maine, hereinafter sometimes referred to as "Employee," is hereby amended as follows as of this the 5th day of January, 2013.

1. Section 2. Term, Subsection A is replaced in its entirety as follows:

A. This Agreement shall remain in effect beginning January 11, 2010 and ending June 30, 2016, unless otherwise terminated pursuant to the terms of this Agreement. The parties may extend this Agreement by mutual written agreement.

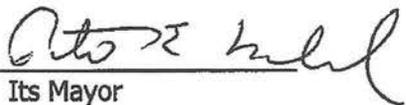
2. Section 3. Compensation, Subsection A is amended as follows:

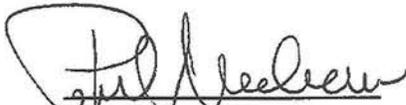
A. Base Salary: The City agrees to pay the Administrator an annual base salary of one hundred and nineteen thousand five hundred and three dollars (\$119,503) effective with the pay check issued January 2, 2013, payable in installments in accordance with the City's usual payroll practices and procedures for management employees.

IN WITNESS WHEREOF, the City of Lewiston has caused this agreement to be signed and executed in its behalf by its Mayor, and the Employee has signed and executed this agreement, both in duplicate, the day and year first above written.

CITY OF LEWISTON


Witness

By 
Its Mayor


Witness

By 
Edward A. Barrett

THIRD AMENDMENT TO EMPLOYMENT AGREEMENT
BETWEEN THE CITY OF LEWISTON AND EDWARD A. BARRETT

The employment agreement dated December 1, 2009 made and entered into by and between the CITY OF LEWISTON (Androscoggin County), State of Maine, a municipal corporation sometimes referred to as "City," and Edward A. Barrett of Lewiston, State of Maine, hereinafter sometimes referred to as "Employee", is hereby amended as follows as of this the 17th day of December, 2013.

1. Section 2. Term. Subsection A is replaced in its entirety as follows:

- A. This Agreement shall remain in effect beginning January 11, 2010 and ending June 30, 2018 unless otherwise terminated pursuant to the terms of this Agreement. The parties may extend this Agreement by mutual written agreement.

2. Section 3. Compensation, Subsection A is amended as follows:

- A. Base Salary: The City agrees to pay the Administrator an annual base salary of one hundred and nineteen thousand five hundred and three dollars (\$119,503) payable in installments in accordance with the City's usual payroll practices and procedures for management employees. Should the City's non-unionized employees receive a salary adjustment during the City's Fiscal Year 2014, the Administrator shall receive the same percentage adjustment in his base salary, such adjustment to be effective at the same date as the adjustment for other non-unionized personnel.

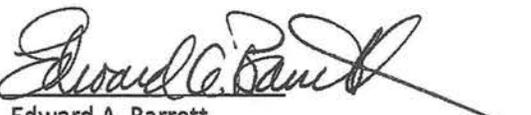
IN WITNESS WHEREOF, the City of Lewiston has caused this agreement to be signed and executed in its behalf by its Mayor, and the Employee has signed and executed this agreement, both in duplicate, the day and year first above written.


Witness

CITY OF LEWISTON

By 
Its Mayor


Witness

By 
Edward A. Barrett

**FOURTH AMENDMENT TO EMPLOYMENT AGREEMENT
BETWEEN THE CITY OF LEWISTON AND EDWARD A. BARRETT**

The employment agreement dated December 1, 2009 made and entered into by and between the CITY OF LEWISTON (Androscoggin County), State of Maine, a municipal corporation sometimes referred to as "City," and Edward A. Barrett of Lewiston, State of Maine, hereinafter sometimes referred to as "Employee", is hereby amended as follows as of this the 11th day of August, 2015.

1. Section 3. Compensation, Subsection A is amended as follows:

- A. Base Salary: The City agrees to pay the Administrator an annual base salary of one hundred twenty-one thousand two hundred and ninety dollars (\$121,290) payable in installments in accordance with the City's usual payroll practices and procedures for management employees. The City Administrator shall receive the same percentage adjustment in his base salary as the City's non-unionized employees received during the City's Fiscal Year 2015, such adjustment to be retroactive to payroll checks issued on January 7, 2015, the same retroactive date used for the non-union adjustment.

IN WITNESS WHEREOF, the City of Lewiston has caused this agreement to be signed and executed in its behalf by its Mayor, and the Employee has signed and executed this agreement, both in duplicate, the day and year first above written.


Witness

CITY OF LEWISTON

By 
Its Mayor


Witness

By 
Edward A. Barrett

FIFTH AMENDMENT TO EMPLOYMENT AGREEMENT
BETWEEN THE CITY OF LEWISTON AND EDWARD A. BARRETT

The employment agreement dated December 1, 2009 made and entered into by and between the CITY OF LEWISTON (Androscoggin County), State of Maine, a municipal corporation sometimes referred to as "City," and Edward A. Barrett of Lewiston, State of Maine, hereinafter sometimes referred to as "Employee", is hereby amended as follows as of this the 15th day of December, 2015.

1. Section 4. Compensation, Subsection A is amended as follows:

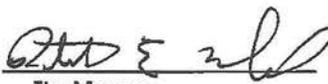
- A. Base Salary: The City agrees to pay the Administrator an annual base salary of one hundred twenty-four thousand nine hundred and fifty-six dollars (\$124,956) payable in installments in accordance with the City's usual payroll practices and procedures for management employees. The City Administrator shall receive the same percentage adjustment in his base salary as the City's non-unionized employees received during the City's Fiscal Year 2016, such adjustment to be retroactive to payroll checks issued on July 1, 2015, the same retroactive date used for the non-union adjustment.

IN WITNESS WHEREOF, the City of Lewiston has caused this agreement to be signed and executed in its behalf by its Mayor, and the Employee has signed and executed this agreement, both in duplicate, the day and year first above written.


Witness


Witness

CITY OF LEWISTON

By 
Its Mayor

By 
Edward A. Barrett

LEWISTON CITY COUNCIL
MEETING OF AUGUST 9, 2016

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 13

SUBJECT:

Executive Session to discuss labor union negotiations regarding the Lewiston Professional Technical Unit, Local 3855 and the International Association of Firefighters, Local 785.

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:

The City Administrator recommends approval of the requested action.

EAB/KMM

REQUESTED ACTION:

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To enter into an Executive Session pursuant to MRSA Title 1, section 405 (6) (D) to discuss Labor Negotiations regarding the Lewiston Professional Technical Unit, Local 3855 and the International Association of Firefighters, Local 785.