

CITY OF LEWISTON

CITY COUNCIL

JANUARY 8, 2019

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

THE HONORABLE SHANE D. BOUCHARD, MAYOR, PRESIDING.

PRESENT: Mayor Bouchard, Councilors Lysen, Pettengill, Rea, Lajoie, Cloutier, Beam and Marcotte, City Administrator Edward Barrett and City Clerk Kathleen Montejo.

Pledge of Allegiance to the Flag.

RECOGNITION OF RETIRING PUBLIC WORKS DIRECTOR DAVID JONES

A Mayoral Proclamation was presented to David Jones who was retiring after 19 years of service with the City, most of the time in his role as Director of Public Works. The Mayor thanked Dave for his commitment to the Lewiston residents. Mr. Jones recognized the employees at Public Works for their dedication to always “get the job done”.

VOTE (1-2019)

Motion by Councilor Cloutier, seconded by Councilor Rea:

To dispense with the reading of the minutes of the meeting of December 18, 2018, to amend the minutes to include the starting and ending times of the 6:30pm execution session, and to accept and place them on file as prepared by the City Clerk. Passed - Vote 7-0

PUBLIC COMMENT PERIOD

No members of the public offered comment at this time.

**PUBLIC HEARING ON A NEW APPLICATION FOR A NEW LIQUOR LICENSE FOR
C & J BUDDHA ASIAN BISTRO, 736 SABATTUS STREET**

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

VOTE (2-2019)

Motion by Councilor Lysen, seconded by Councilor Rea:

To authorize the City Clerk’s Office to approve a new liquor license application for C & J Buddha Asian Bistro, 736 Sabattus Street. Passed - Vote 7-0

**PUBLIC HEARING ON THE RENEWAL APPLICATION FOR A SPECIAL
AMUSEMENT PERMIT FOR LIVE ENTERTAINMENT FOR THE FRATERNAL
ORDER OF EAGLES #618, 1327 SABATTUS STREET**

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

VOTE (3-2019)

Motion by Councilor Marcotte, seconded by Councilor Cloutier:

To grant a Special Amusement permit for live entertainment to Fraternal Order of Eagles, #618, 1327 Sabattus Street. Passed - Vote 7-0

AMENDMENTS TO THE CITY POLICY MANUAL REGARDING THE APPOINTMENT AND PROMOTION PROCESS FOR THE POLICE DEPARTMENT

VOTE (4-2019)

Motion by Councilor Rea, seconded by Councilor Lajoie:

To approve the amendments to the City Policy Manual – Policy Number 44, Appointment and Promotion in the Police Department as recommended by the Chief of Police. Passed - Vote 7-0

PUBLIC HEARING AND ADOPTION OF AMENDMENTS TO THE CITY’S POLICY MANUAL REGARDING PROPOSED AMENDMENTS TO THE CITY’S PUBLIC PARTICIPATION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

The Mayor opened the public hearing to receive citizen input and comment. No members of the public spoke neither for nor against this item. The Mayor then closed the hearing. Lincoln Jeffers, Director of Economic and Community Development, noted the amendments are needed to meet the federal regulations. One of the changes is to the structure of the CBDG Committee – the Planning Board representative and City Administrator’s representative will be removed and replaced with an advocate for the homeless community as well as a representative from the immigrant community.

VOTE (5-2019)

Motion by Councilor Lysen, seconded by Councilor Cloutier:

To approve the Citizens Participation Plan for the Community Development Program, City Policy Manual Number 13, as recommended by the City Administrator and the Economic and Community Development Director.

Passed - Vote 5-2 (Councilors Pettengill and Marcotte opposed)

ORDER AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A LEASE BETWEEN THE CITY OF LEWISTON AND ANDROSCOGGIN HEAD START AND CHILD CARE

VOTE (6-2019)

Motion by Councilor Cloutier, seconded by Councilor Lajoie:

To approve the Order, Authorizing the City Administrator to execute the Lease between the City of Lewiston and Androscoggin Head Start and Child Care:

Whereas, the lease for the property and building located at 269 Bates Street expired on September 1, 2018; and

Whereas, the Executive Director of Androscoggin Head Start and Child Care, dba Promise Early Education Center wishes to renew the lease for another 20 year period; and

Whereas, in lieu of a monetary lease payment, Head Start agrees to maintain the building and provide necessary repairs; and

Whereas, the City recognizes the important role early childhood education serves and the location is ideal to provide such service;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston, that the City Administrator be authorized to execute the Lease Between the City of Lewiston and Androscoggin Head Start and Child Care for another 20 year period.

Passed - Vote 7-0

RESOLVE AUTHORIZING SUBMISSION OF AN EPA BROWNFIELD CLEAN-UP GRANT APPLICATION FOR BATES MILL #5

VOTE (7-2019)

Motion by Councilor Rea, seconded by Councilor Lysen:

To approve the Resolve authorizing submission of an EPA Brownfield Clean-Up Grant Application for Bates Mill #5:

Whereas, The City owns Bates Mill #5; and

Whereas, environmental studies of Bates Mill #5 have determined that the building has lead paint throughout the structure, asbestos underlayment in the roof, and PCB contaminated concrete in a small portion of the building where the hydroelectric turbines and switching gear are located; and

Whereas, to be eligible for financing for redeveloping the building and/or site, the building's environmental issues must be mitigated; and

Whereas, the U.S. Department of Environmental Protection has announced a competitive round of Brownfield Clean-Up Grant funding, with grant proposals due no later than January 31, 2018; and

Whereas, up to \$500,000 in grant funding is available per approved project; and

Whereas, if the City is successful in securing a clean-up grant, a 20% local match will be required; and

Whereas, the local match can be met by using in-kind labor as well as CDBG funds, fund

balance, or a bond or other source of local funding determined by the City Council; and

Whereas, for Bates Mill #5 to be redeveloped, the environmental issues within the building must be mitigated;

Now, therefore, be it resolved by the City Council of the City of Lewiston that staff is authorized to submit a Brownfield Clean-Up Grant application to the Environmental Protection Agency seeking \$500,000 to assist in the environmental remediation of Bates Mill #5.

Passed – Vote 7-0

APPOINTMENTS TO VARIOUS CITY BOARDS AND COMMITTEES

Mayor Bouchard announced his Mayoral appointments to city boards and committees:

Assessment Review Board – 1 full member – 3 year term, Dec. 18, 2018 – Dec. 17, 2021
Andrew Choate, 70 Rachel Boulevard

Board of Appeals –

1 full member position – 5 year term, Jan. 8, 2019 – Jan. 9, 2024

Roger Dupree, 26 Rachel Boulevard

1 full member position – 5 year term, Jan. 8, 2019 – Jan. 9, 2024

Phyllis Rand, 198 Central Avenue

1 associate member position – 5 year term, Jan. 8, 2019 – Jan. 9, 2024

Alexander Willette, 5 Bowdoin Drive

1 associate member position – 5 year term but filling a vacancy, Jan. 8, 2019 – Jan. 5, 2021

Steve Bannister, 385 Randall Road

Finance Committee – 1 full member position – 3 year term, Jan. 8, 2019 – Jan. 4, 2022

Melissa Simones Landry, 10 Ware Street

L/A Community Forestry Bd – 1 full member position – 3 year term,

Jan. 8, 2019 – Jan. 4, 2022

Bruce Damon 22 Buttonwood Lane

Historical Preservation Review Board –

1 full member position – 3 year term, Jan. 8, 2019 – Jan. 4, 2022

Steve Dayton, 131 Rideout Avenue

1 full member position – 3 year term, Jan. 8, 2019 – Jan. 4, 2022

Michael Brochu, 20 Deforge Street

1 full member position – 3 year term, Jan. 8, 2019 – Jan. 4, 2022

Mark Lee, 18 Pond Road

1 associate member position – 3 year term, Jan. 8, 2019 – Jan. 4, 2022

Elaine Fenderson, 22 Mellon Street

1 associate member position – 3 year term but filling a vacancy, Jan. 8, 2019 – Jan. 5, 2021

David Chittim, 28 No Name Pond Road

Lewiston-Auburn Water Pollution Control Authority (LAWPCA) – 1 full member, 2 year term, Jan. 8, 2019 – Jan. 5, 2021
Normand Lamie, 234 Montello Street

911 Committee – 1 full member, 2 year term, Jan. 8, 2019 – Jan. 5, 2021
Heather Hunter, City Finance Director

Planning Board –

1 full member position – 5 year term, Jan. 8, 2019 – Jan. 9, 2024
Lucy Bisson, 1026 Sabattus Street

1 full member position – 5 year term, Jan. 8, 2019 – Jan. 9, 2024
Kristine Kittridge, 126 Webber Avenue

1 associate member position – 5 year term, Jan. 8, 2019 – Jan. 8, 2019 – Jan. 9, 2024
Paul Robinson, 200 Gayton Road

VOTE (8-2019)

Motion by Councilor Lajoie, seconded by Councilor Cloutier:

To approve the Mayor’s nominations regarding his appointments to the Library Board of Trustees:

Library Board of Trustees –

1 full member position – 3 year term, Jan. 8, 2019 – Jan. 4, 2022
Anne Kemper, 110 Pettengill Street

1 full member position – 3 year term, Jan. 8, 2019 – Jan. 4, 2022
Safiya Khalid, 202 Park Street

Passed - Vote 7-0

BIENNIAL APPOINTMENT OF THE REGISTRAR OF VOTERS

VOTE (9-2019)

Motion by Councilor Lysen, seconded by Councilor Cloutier:

To appoint City Clerk Kathleen M. Montejo as the Registrar of Voters for a two-year term of office from January 1, 2019 to December 31, 2020. Passed - Vote 7-0

**AMENDMENT TO THE TRAFFIC SCHEDULE REGARDING PROHIBITING
OVERNIGHT WINTER PARKING FOR A PORTION OF PARK STREET**

VOTE (10-2019)

Motion by Councilor Cloutier, seconded by Councilor Rea:

To adopt the proposed amendments to the Traffic Schedule for Park Street to prohibit overnight winter parking from December 1 – March 31 from 11:00pm to 6:00am on both sides of the street, between Pine Street and Spruce Street. Passed - Vote 6-1 (Councilor Marcotte opposed)

REPORTS AND UPDATES

Councilor Rea reported the School Committee is working on the first round of interviews for the Superintendent position, which most of the interviews being conducted via Skype due to the distance for the applicants. Councilor Lysen mentioned the recent Census 2020 presentation he attended and noted the Census Bureau is hiring for many positions. He also noted the importance of an accurate count of residents as of April 1, 2020. Federal and state funding the City receives for various programs is based upon population so it is important to have a complete count so the City can get the funds allocated based upon the correct number of residents.

OTHER BUSINESS

No other business was presented at this time.

EXECUTIVE SESSION

VOTE (11-2019)

Motion by Councilor Lysen, seconded by Councilor Rea:

To enter into an Executive Session pursuant to MRSA Title 1, Section 405 (6) (A) to discuss a personnel matter regarding the annual evaluation of the City Administrator. Passed - Vote 7-0

Executive Session began at 7:34pm and ended at 8:25pm.

VOTE (12-2019)

Motion by Councilor Lysen, seconded by Councilor Beam:

To adjourn at 8:26P.M. Passed - Vote 7-0

A true record, Attest:

Kathleen M. Montejo, MMC
City Clerk
Lewiston, Maine