

**LEWISTON CITY COUNCIL AGENDA
CITY COUNCIL CHAMBERS
AUGUST 18, 2020**

SESSION WILL BE CONDUCTED REMOTELY AND MEMBERS WILL ONLY PARTICIPATE ELECTRONICALLY. THE MEETING CAN BE VIEWED ONLINE AT

<https://www.lewistonmaine.gov/2020cc>

Public Comment on any item appearing on the agenda may be sent to publiccomment@lewistonmaine.gov prior to or during the meeting, and all comments received will be forwarded to the City Council. Members of the public who do not have internet access and who would like to access the meeting by phone may contact (207) 513-3021 for the access code before 5pm on the day of the meeting.

7:00 p.m. Regular Meeting

Update on City Actions Regarding COVID-19 Pandemic Situation

Acceptance of the minutes of the August 4, 2020 meeting.

Public Comment period – Any member of the public may make comments regarding issues pertaining to Lewiston City Government (3 minutes per speaker; maximum time for all comments is 15 minutes)

ALL ROLL CALL VOTES FOR THIS MEETING WILL BEGIN WITH THE COUNCILOR OF WARD 2

REGULAR BUSINESS:

1. Traffic Schedule Amendment for Parking and Street Regulation change on Lafayette Circle.
2. Traffic Schedule Amendment for Parking and Street Regulation changes for 33 Tampa Street.
3. Authorization for the City Clerk to cast the City's ballot for the Maine Municipal Association's Executive Committee and Vice-President.
4. Public Hearing on the renewal application for a special amusement permit for live entertainment for Sparetime Recreation, 24 Mollison Way.
5. Public Hearing on relocation applications for a liquor license and a special amusement permit for Midtown Athletic Club to 875 Lisbon Street.
6. Public Hearing for approval of an Outdoor Entertainment Permit for a musical concert in Kennedy Park.
7. Order, Authorizing the City Administrator to Execute a Consent of Lender associated with the Section 811 Project Rental Assistance Use Agreement between MaineHousing and The Hartley Block, LP.
8. Resolve, Authorizing Public Works to apply for the 2020 Recreational Trail Program.
9. Resolve, Accepting and Appropriating a \$212,160 Grant from Keep Maine Healthy 2020 Municipal COVID-19 Awareness Campaign Round II.
10. Reports and Updates
11. Any other City Business Councilors or others may have relating to Lewiston City Government.

**LEWISTON CITY COUNCIL
MEETING OF AUGUST 18, 2020**

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 1

SUBJECT:

Traffic Schedule Amendment for Parking and Street Regulation Change on Lafayette Circle.

INFORMATION:

The Lewiston Housing Authority has made a request to have parking eliminated along the cul-de-sac on Lafayette Circle. Mr. Berube indicates that the street is narrow and vehicles parked alongside the cul-de-sac create congestion to vehicular traffic. He explained that this is especially true during the winter months, with issues pertaining to snow removal. Mr. Berube further advised that there is more than enough parking spaces available to the tenants of Lafayette Park. This request has been reviewed by members of the traffic plan group.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DAD/kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To approve the proposed Traffic Schedule amendment to prohibit parking around the traffic island on Lafayette Circle.



POLICE DEPARTMENT

Sgt. Carly Conley
Administration / Accreditation



TO: Traffic Schedule Control Committee
FROM: Sergeant Carly Conley
SUBJECT: Parking Amendment (No Parking-Lafayette Circle cul-de-sac.)
DATE: July 20, 2020

Lewiston Housing Authority, Ray Berube, is requesting parking be eliminated along the cul-de-sac on Lafayette Circle. Mr. Berube indicates that the street is narrow and vehicles parked alongside the cul-de-sac create congestion to vehicular traffic. He explained that this is especially true during the winter months, with issues pertaining to snow removal. Mr. Berube further advised that there is more than enough parking spaces available to the tenants of Lafayette Park.

The Lewiston Police Department is in support of this amendment.

ADD:

Section 50
Parking Prohibited at all Times

Lafayette Circle.

The cul-de-sac area, around the traffic island.
No Parking any time.



If this amendment is approved, this would require Public Works Department to add/remove sign(s) and/or marking(s) designating the above change. Prior to any changes, warnings would be placed on vehicles and placed in buildings, advising residence of the pending change.

Respectfully Submitted,
Sgt. Carly Conley
Lewiston Police Department



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 18, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 2

SUBJECT:

Traffic Schedule Amendment for parking and street regulation changes for 33 Tampa Street.

INFORMATION:

Parking Enforcement for Lewiston Police Department received a complaint from a resident of the Tampa St/East Ave area reference a concern of parking alongside the street near the intersection of Tampa St and East Ave. The resident indicated that while operating their vehicle and approaching the stop sign at Tampa St and East Ave, a vehicle turning onto Tampa St from East Ave nearly collided with his/her vehicle. The resident indicated that vehicles parked alongside the roadway on Tampa St near the intersection of East Ave create the potential hazard of a motor vehicle collision.

Parking Enforcement and a member from Lewiston Public Works reviewed the intersection and determined this assessment to be accurate. The road width of Tampa St limits the free flow of traffic to motorists turning onto Tampa St from East Ave when vehicles are parked alongside the roadway on Tampa St near the intersection. LPD Parking Enforcement and LPW determined that the placement of a sign "No Parking from Here to Corner" in front of 33 Tampa, odd-numbered side, would be the best mitigating solution to the hazard. The placement of the sign would remove only one parking space from Tampa St, and the building located at 33 Tampa St already contains a driveway for resident parking.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DAD/kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To approve the Traffic Schedule Amendment to prohibit on-street parking at 33 Tampa Street.



POLICE DEPARTMENT

Sgt. Carly Conley
Administration / Accreditation



TO: Traffic Schedule Control Committee
FROM: Sergeant Carly Conley
SUBJECT: Parking Amendment (No Parking from here to Corner 33 Tampa St.)
DATE: July 30, 2020

Parking Enforcement for Lewiston Police Department received a complaint from a resident of the Tampa St/East Ave area reference a concern of parking alongside the street near the intersection of Tampa St and East Ave. The resident indicated that while operating their vehicle and approaching the stop sign at Tampa St and East Ave, a vehicle turning onto Tampa St from East Ave nearly collided with his/her vehicle. The resident indicated that vehicles parked alongside the roadway on Tampa St near the intersection of East Ave create the potential hazard of a motor vehicle collision.

Parking Enforcement and a member from Lewiston Public Works reviewed the intersection and determined this assessment to be accurate. The road width of Tampa St limits the free flow of traffic to motorists turning onto Tampa St from East Ave when vehicles are parked alongside the roadway on Tampa St near the intersection. LPD Parking Enforcement and LPW determined that the placement of a sign "No Parking from Here to Corner" in front of 33 Tampa, odd-numbered side, would be the best mitigating solution to the hazard. The placement of the sign would remove only one parking space from Tampa St, and the building located at 33 Tampa St already contains a driveway for resident parking.

The Lewiston Police Department is in support of this amendment.

ADD:

Section 50
Parking Prohibited at all Times

33 Tampa St.

Starting at a point 50' from the south west corner of East Ave and extending 50' to East Ave. No Parking from here to corner.



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www.lewistonpd.org





POLICE DEPARTMENT

Sgt. Carly Conley
Administration / Accreditation



If this amendment is approved, this would require Public Works Department to add/remove sign(s) and/or marking(s) designating the above change. Prior to any changes, warnings would be placed on vehicles and placed in buildings, advising residence of the pending change.

Respectfully Submitted,
Sgt. Carly Conley
Lewiston Police Department



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LEWISTON CITY COUNCIL
MEETING OF AUGUST 18, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 3

SUBJECT:

Authorization for the City Clerk to cast the City's ballot for the Maine Municipal Association's Executive Committee and Vice-President.

INFORMATION:

This item is an annual item the Council is asked to vote on regarding the leadership of the Maine Municipal Association (MMA). Since MMA is a membership-based organization, the member municipalities are asked to select the candidates nominated to serve on the Executive Committee and in the Vice President position. This year, none of the seats are contested.

The Council is asked to review the list of candidates nominated to serve on the MMA Executive Committee and to serve as the Association's Vice-President and then asked to authorize the City Clerk to submit the ballot to MMA.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

This is an annual action of the Council and passage is recommended.

DAD/Kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To approve the slate of candidates as presented on the Maine Municipal Association's ballot and to authorize the City Clerk to cast the City's ballot for the Maine Municipal Association's Executive Committee and Vice-President.



Maine Municipal Association

60 COMMUNITY DRIVE
AUGUSTA, MAINE 04330-9486
(207) 623-8428
www.memun.org

TO: Key Municipal Officials of MMA Member Cities, Towns and Plantations

FROM: Stephen W. Gove, MMA Executive Director

DATE: July 27, 2020

SUBJECT: MMA Annual Election - Vice President and Executive Committee Members

Deadline: Friday, August 21, 2020 by 12:00 noon

Nomination Process – Each year member municipalities have an opportunity to vote in the election of the proposed MMA Vice President and municipal officials to serve on the MMA Executive Committee. A five-member Nominating Committee was appointed in March to review nominations submitted by municipal officials and conduct interviews with those municipal officials qualifying for and interested in serving as the MMA Vice President and Executive Committee. The MMA Nominating Committee completed its task in May and put forth a Proposed Slate of Nominees for 2020 to member municipalities.

Petition Process – As part of the May mailing, information was also provided on the MMA Petition Process. Pursuant to the MMA Bylaws, nominations may also be made by Petition signed by a majority of the municipal officers in each of at least 5 member municipalities. The deadline for receipt of nominations by petition was Friday, July 10, by 4:30 pm. There were no municipal officials nominated by petition.

It is now time for each member municipality to cast its official vote.

Election Process – Enclosed you will find the MMA Voting Ballot which includes the proposed Slate of Nominees to serve on the MMA Executive Committee as selected by the MMA Nominating Committee. A brief biographical sketch on each nominee listed on the MMA Voting Ballot is enclosed for your reference. You will note that unlike municipal elections, MMA does not provide for “*Write-in Candidates*” since our process includes an opportunity to nominate a candidate by petition, as noted above.

The MMA Voting Ballot must be signed by a majority of the municipal officers or a municipal official designated by a majority of the municipal officers, and received by the Maine Municipal Association by 12:00 noon on Friday, August 21. We have enclosed a self-addressed self-stamped envelope for your convenience. The MMA Voting Ballots will be counted that afternoon and the election results confirmed under the direction of MMA President Christine Landes, City Manager, City of Gardiner.

Election results will be available by contacting the MMA Executive Office or by visiting the MMA website at www.memun.org on Monday, August 24. A formal announcement of the election results will be made at the MMA Annual Business Meeting being held Wednesday, October 7, at 11:00 a.m. Newly elected Executive Committee members will be introduced at the MMA Awards Luncheon as well as the MMA Annual Business Meeting and will officially take office on January 1, 2021.

If you have any questions on the Election Process, please contact me or Theresa Chavarie at 1-800-452-8786 or in the Augusta area at 623-8428, or by e-mail at tchavarie@memun.org. Thank you.

**MAINE MUNICIPAL ASSOCIATION
BIOGRAPHICAL SKETCH OF
PROPOSED SLATE OF NOMINEES FOR 2021 EXECUTIVE COMMITTEE**

**MMA VICE PRESIDENT
(1-Year Term)**

JAMES BENNETT (CITY MANAGER, CITY OF BIDDEFORD)

Professional & Municipal Experience:

- City of Biddeford, Maine – City Manager (August 2015 – present)
- Adjunct Professor, USM Muskie School, Masters level courses: (1) Public Budgeting and Finance, and (2) Managing Towns and Municipalities
- City of Presque Isle, Maine – City Manager (March 2010 - July 2015)
- Town of Sabattus, Maine – Interim Town Manager (September 2009 – March 2010)
- City of Lewiston, Maine – City Administrator (March 2002 – July 2009)
- Town of Westbrook, Maine – Administrative Assistant to the Mayor (October 1996 – March 2002)
- Town Old Orchard Beach, Maine – Town Manager (May 1990 – October 1996)
- Town of New Gloucester, Maine – Town Manager (February 1988 – May 1990)
- Town of Dixfield, Maine – Town Manager (February 1986 – February 1988)
- Town of Lisbon, Maine – Selectman (May 1982 – February 1986) Vice Chairman (1985 – 1986)

Other Experience, Committees and Affiliations:

- Member, Maine Municipal Association (MMA) Executive Committee (1992 – 1996) (2018 – present)
- Member, MMA Property & Casualty Pool Board of Directors (1992 – 1996) (2018 – present)
- Member, MMA Workers Compensation Fund Board of Trustees (1992 – 1996) (2018 – present)
- Member, MMA Strategic & Finance Committee (1995 - 1996, 2018 – present); Chair (1995 -1996, 2019-2020)
- Member, Governor’s Municipal Advisory Committee (1992 – 1996) (2019 – present)
- Member, MMA Legislative Policy Committee (served as member many years since 1990)
- Co-developed and presented 2020 MMA Webinar “Budgeting in Uncertain Times” in response to COVID-19
- Frequent presenter on behalf of MMA Training: Basic Budgeting since 1993; Cash Management for Municipalities since late 1990s; Top Ten Things I wish I Was Told Earlier in My Career since 2014, Leadership Training since 2018
- President, International City/County Management Association (2014 – 2015); Regional Vice President, (2008 – 2011) Chairperson, Conference Planning Committee, (2007 – 2008); Committee Member (various years 1997 – 2011); Small Community Task Force (1999 – 2001)
- ICMA Emerging Leaders Development Program Facilitator (2007 – present)
- President, Maine Town & City Management Association (1998 –1999); Board of Directors (1991 – 2000)
- President, Aroostook Municipal Association (2012 – 2014)
- Executive Board, Northern Maine Development Commission (2010 – present)
- Chairperson, Aroostook Tourism Committee (2011 – 2013)
- Member, Revolving Loan Committee, Northern Maine Development Commission (2010 – present)
- Executive Board, Maine Service Center Coalition (2011 – present)
- Treasurer, Martindale Country Club (2005 – 2008)
- Treasurer, Kora Clown Shrine Unit (2004 – 2008)
- Kora Divan, Kora Shriners (2004-2006; 2019 - present)
- Worshipful Master, Ancient York Lodge of Free and Accepted Masons (2007)
- Chairman and Founder, Ginger Bennett Memorial Scholarship Fund (2003 – present)
- Chairman, Joseph Graziano Memorial Scholarship Fund (2004 – 2012)

Education:

- Master of Business Administration, University of Southern Maine
- Bachelor of Science, Business Administration, University of Southern Maine
- Associate of Science, Accounting, Bentley College

Awards and Certifications:

- ICMA Legacy Leader since 2008
- All –America City, National Civic League (LEW) 2007
- Public Service Leadership Award, Androscoggin Chamber of Commerce 2006
- Maine Town and City Management Association’s “Line Stackpole Manager of the Year” August 2003
- ICMA Credentialed Manager since 2002 (*initial year of program*)
- MTCMA Certified Municipal Manager since 1993

MMA EXECUTIVE COMMITTEE MEMBERS
(3-Year Terms)

ROBERT BUTLER (CHAIR OF SELECTBOARD, TOWN OF WALDOBORO)

Professional & Municipal Experience:

- Town of Waldoboro, Select Board Chair (first year of third non-consecutive term)
- Town of Waldoboro committees, including: Budget Committee, Economic Development Committee, Culinary Arts Committee, Sylvania Task Force, Communications and Technology Committee, Town Manager Search Committee and A.D. Gray Committee, Water Department Committee
- Waldoboro Public Library, Treasurer
- Waldoboro Public Library, Member of Board of Trustees
- Waldoboro Business Association, Member, Board
- Municipal Review Committee, Member, Board

Other Experience, Committees and Affiliations:

- Peace Corps, Afghanistan 1968-1970: Taught English as a foreign language in a rural village in the Kuz Konar District of Nangrahar Province and at the Institute of Civil Aviation, Kabul
- Ashland Oil Company, Beirut, Lebanon: Middle East Representative
- Arabian American Oil Company, Dhahran, Saudi Arabia: Government Relations and Contracting Rep
- Bank of Boston, Boston, MA and Tehran, Iran: Middle East Africa Division, Credit Analyst and Middle East Representative
- The National Commercial Bank, Dammam, Saudi Arabia: Head of Corporate Banking, Eastern Province
- Mount Street Holdings, London, England and Al-Khobar, Saudi Arabia: Partner and Financial Advisor
- A.I.N.V. (Arizona), Inc., President. Holding company for a private Saudi investment in a jojoba plantation located in Hyder, Arizona, which my wife and I subsequently purchased.
- Cottonwood Creek, Madera, California, Manager: Certified Organic Grape and Almond farm
- Boston Jojoba Company/The Jojoba Company, President and Co-Owner with my wife. Founded to purchase jojoba seeds and to process and market pure, unrefined golden jojoba world-wide. My wife and I sold the business to Israeli growers in September 2018. She retired immediately upon the sale. I retired in April 2019

Education:

- BA/MA German Literature, The Johns Hopkins University, Baltimore, Maryland (1968)
- MA International Relations, The Johns Hopkins University School of Advanced International Studies (1972)
- Middle East Center for Arab Studies, Shemlan, Lebanon (1973), Advanced Arabic
- MBA Boston University, Boston, Massachusetts (1980)

TERRY HELMS (SELECTPERSON, TOWN OF GRAND ISLE)

Professional & Municipal Experience:

- Town of Grand Isle, Selectperson (July 2015 – present)

Other Experience, Committees and Affiliations:

- Assisted in organizing Congrès Mondial Acadien event in northern Maine as part of the Maine Regional Coordinating Committee and Executive Committee
- Self-employed: TH Enterprises, Caribou, Limestone, Lille and Grand Isle, Maine
- Historic Restoration Specialist
- Tom Sawyer Waste Management, Caribou, Maine

- Tony's Major Muffler Mechanic, Presque Isle, Maine
- Power's Roofing and Sheet Metal, Caribou, Maine
- Bacon Chevrolet General Mechanic, Greenwich, Ohio
- United States Air Force Sargent, Loring, Maine, Keflavic NAS, Iceland
- Saranac Central School System, Library Assistant, Saranac, New York

Education:

- University of Maine at Presque Isle, completed semester (left due to financial obligations)
- School Without Walls, Washington DC, completed high school education
- Ballou High School, Washington DC
- Saranac Central Elementary, Jr. and High School, Saranac, New York
- Conner Elementary School, Long Beach, Mississippi

Awards and Certifications:

- Maine Preservation Honor Award (November 2014)
- Paint and Plaster Repair Seminar (January 2007)
- Maine Preservation Honor Award (May 2006)
- Four Barrel Carburetor Systems (January 1985)
- Computer Command Control Fundamentals (January 1985)
- Transportation Award (June 1983)
- NCO Orientation Phase II – Security (March 1983)
- Steering Systems, Power Brakes, Wheel Alignment and Wheel Balancing (November 1980)
- Air Force Office of Safety and Health (November 1979)
- General Purpose Mechanic Course (September 1979)

DIANE HINES (TOWN MANAGER, TOWN OF LUDLOW & REED PLANTATION)

Professional & Municipal Experience:

- Town of Reed Plantation, Maine, Town Manager (2015 – Present)
- Town of Ludlow, Maine, Town Manager (2010 – Present)
- Town of Hammond, Maine Town Administrator (2006 – 2014)
- Member, Maine Municipal Association, Legislative Policy Committee
- Treasurer, Aroostook Municipal Association

Other Experience, Committees and Affiliations:

- Southern Aroostook Community School – Mathematics Teacher (2009 – 2010)
- Wood Prairie Farm, Bridgewater, Maine – Shipping Room Manager (2008 – 2009)
- Hines Sculpture and Stone Work, Hammond, Maine, Self Employed (1995 – 2012)
- Camden-Rockport School District, Camden, Maine – Substitute Teacher (1994)
- Fogg's Home Center, Houlton, Maine – Assistant Manager Home/Garden (1992 – 1994)
- MSAD #29, Houlton, Maine – Substitute Teacher (1985 – 1992)
- McLaughlin Textile, Houlton, Maine – Assistant Manager/Sales (1981 – 1985)
- Maine Glove Company, Houlton, Maine – Assistant Manager and trainer 1979 – 1981)

Education:

- University of Maine at Presque Isle, Presque Isle, Maine (Secondary Education Certification) (1994)
- Philadelphia College of Textiles and Science- Philadelphia, Penna, (B.S. Textile Design) (1974)
- SAD#29 School Board (2002 – 2007)
- Maine Municipal Association - Training Programs (2006 – 2018)
- Public Relations Chair, Houlton Rotary Club (2014 – 2018)



MAINE MUNICIPAL ASSOCIATION
VOTING BALLOT

Election of MMA Vice President and Executive Committee Members
Deadline for Receipt of Voting Ballots – 12:00 noon on Friday, August 21, 2020

VICE-PRESIDENT - 1 YEAR TERM

Vote for One

Proposed by MMA Nominating Committee:

James Bennett, City Manager, City of Biddeford

EXECUTIVE COMMITTEE MEMBERS - 3 YEAR TERM

Vote for Three

Proposed by MMA Nominating Committee:

Robert Butler, Chair of Selectboard, Town of Waldoboro

Terry Helms, Selectperson, Town of Grand Isle

Diane Hines, Town Manager, Town of Ludlow & Reed Plantation

Please note that unlike municipal elections, MMA does not provide for "Write-in Candidates" since our process includes an opportunity to nominate a candidate by petition.

The Voting Ballot may be cast by a majority of the municipal officers, or a municipal official designated by a majority of the municipal officers of each Municipal member.

Date: _____ **Municipality:** _____

Signed by a Municipal Official designated by a majority of Municipal Officers:

Print Name: _____ **Signature:** _____

Position: _____

OR Signed by a Majority of Municipal Officers **Current # of Municipal Officers:** _____

Print Names: _____ **Signatures:** _____

Return To:
MMA Annual Election
Maine Municipal Association
60 Community Drive
Augusta, Maine 04330
FAX: (207) 626-3358
Email: rlambert@memun.org

LEWISTON CITY COUNCIL

MEETING OF AUGUST 18, 2020

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 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.

DAD/KMM

REQUESTED ACTION:

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

CITY OF LEWISTON
APPLICATION FOR SPECIAL AMUSEMENT PERMIT

Date of Application: 8/4/20

Expiration Date: 8-10-2021

- 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: ENDCORE BOWLING, INC - SPARETIME RECREATION Business Phone: 786-2695

Location Address: 24 MOLLISDOW WAY, LEWISTON, ME 04240

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

Mailing Address: P.O. BOX 426, HALLOWELL, ME 04347

Email address: ADREID@SPARETIMERECL.COM

Contact Person: ANDREW W. COUTURE Phone: 242-8161

Owner of Business: ANDREW W. COUTURE Date of Birth: 3/26/48

Address of Owner: P.O. BOX 426, HALLOWELL, ME 04347

Manager of Establishment: TOM GIBERTI 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 BOWLING INC.

Corporation Mailing Address: P.O. BOX 426, HALLOWELL, ME 04347

Contact Person: ANDREW W. COULTURE 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: Andrew W. Coulture Title: OWNER/PRESIDENT Date: 8/18/20

Printed Name: ANDREW W. COULTURE

Issuing Date: 8-18-20

LEWISTON CITY COUNCIL

MEETING OF AUGUST 18, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 5

SUBJECT:

Public Hearing on relocation applications for a liquor license and a special amusement permit for Midtown Athletic Club, to 875 Lisbon Street.

INFORMATION:

We have received a relocation application for a liquor license for Midtown Athletic Club, to 875 Lisbon Street. They are relocating from 45 Walnut Street.

The liquor license application is for malt, spirituous and vinous.

The police department has reviewed and approved the application.

The business owner has been notified of the public hearing.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

REQUESTED ACTION:

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To authorize the City Clerk's Office to approve relocation applications for a liquor license and a special amusement permit for Midtown Athletic Club, to 875 Lisbon Street.



BUREAU OF ALCOHOL BEVERAGES AND LOTTERY OPERATIONS
 DIVISION OF LIQUOR LICENSING AND ENFORCEMENT
 8 STATE HOUSE STATION, AUGUSTA, ME 04333-0008 (Regular Mail)
 10 WATER STREET, HALLOWELL, ME 04347 (Overnight Mail)
 TEL: (207) 624-7220 FAX: (207) 287-3434
 EMAIL INQUIRIES: MAINELIQUOR@MAINE.GOV

ON PREMISE RELOCATION APPLICATION

Permanent License #: CWC-2009-3/6/ Expiration Date: 11-3-20

Legal Name: Middown Athletic club Doing Business as: _____

From: 45 Walnut St Lew 45 Walnut Street
Current Physical Address

To: 875 Lisbon St 875 Lisbon Street
New Physical Address

Has the premises for which the transfer is requested been licensed by the Department of Human Services? Yes No

Requested Transfer Date: 9-1-20

Contact Person: Carol LeBlanc Telephone Number: 252-2495

Email address: tlpoker@msu.com (Please Print)

Dated at: Lewiston Maine On 8-7-20, 20 20
City/Town, State Date

Carol LeBlanc
 Signature of Owner or Corporate Officer

Carol LeBlanc
 Printed name(s)

TO STATE OF MAINE MUNICIPAL OFFICERS & COUNTY COMMISSIONERS:

Hereby certify that we have complied with Section 653 of Title 28-A Maine Revised Statutes and hereby approve said application.

Dated at: _____, Maine _____
City/Town (County)

On: _____
Date

The undersigned being: Municipal Officers County Commissioners of the

City Town Plantation Unincorporated Place of: _____, Maine

Hereby certify that we have given public notice on this application and held public hearing thereon as required by Section 653 Title 28A, Maine Revised Statutes and hereby approve said application.

 Signature of Official(s)

 Printed name of Official(s)

CITY OF LEWISTON
APPLICATION FOR SPECIAL AMUSEMENT PERMIT

Date of Application: 8-7-20

Expiration Date: _____

- 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: Midtown Athletic Club Business Phone: 784 2915

Location Address: 875 Lisbon St Lew ME 04240

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

Mailing Address: 875 Lisbon St Lew ME 04240

Email address: _____

Contact Person: Carol LeBlanc Phone: 252-2495

Owner of Business: _____ Date of Birth: 11-13-65

Address of Owner: 17 Sandhill Rd

Manager of Establishment: Carol LeBlanc Date of Birth: 11-13-65

Owner of Premises (landlord): Andy Rosenthal

Address of Premises Owner: _____

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): Midtown

45 Walnut St

Have applicant, partners, associates, or corporate officers ever been arrested, indicted, or convicted for any violation of the law? ____ Yes X No If yes, please explain: _____

CORPORATION APPLICANTS: Please attach a list of all principal officers, date of birth & town of residence

Corporation Name: _____

Corporation Mailing Address: _____

Contact Person: _____ Phone: _____

Do you permit dancing on premises? ____ Yes X 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? 300+

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?: Sept 1 - 2020

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: Carol LeBlanc Title: President Date 8-7-20

Printed Name: Carol LeBlanc

Hearing Date: 8-18-2020



POLICE DEPARTMENT

Brian T. O'Malley
Chief of Police



TO: Kelly Brooks, Deputy City Clerk

FR: Lt. David St. Pierre, Support Services

DT: August 7, 2020

RE: Liquor License/Special Amusement Permit – **Midtown Athletic Club**

****Relocation request****

We have reviewed the request from the Midtown Club to relocate their existing business from 45 Walnut St to 875 Lisbon St; both Lewiston locations and have no objections. The Midtown Club renewed their liquor license with the City following our approval on October 19, 2019 and is in good standings..

**Midtown Athletic Club
875 Lisbon St.
Lewiston, Maine**



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



Professionalism

Integrity

Compassion

Dedication

Pride

Dependability

CITY OF LEWISTON PUBLIC NOTICE

A hearing on the following liquor license application will be held by the Lewiston City Council remotely via Zoom and members of the public can participate by going to <https://www.lewistonmaine.gov/2020cc...> on ***Tuesday, August 18, 2020, at 7:00 p.m.***, or as soon thereafter as it may be heard. Any interested person will be given the opportunity to be heard before final action on said application.

Midtown Athletic Club
875 Lisbon Street
Midtown Athletic Club, owner

The City of Lewiston is an EOE. For more information, please visit our website @ www.lewistonmaine.gov and click on the Non-Discrimination Policy.

PUBLISH ON: August 12, 13, & 14, 2020

Please bill the City Clerk's Dept. account. Thank you.

**LEWISTON CITY COUNCIL
MEETING OF AUGUST 18, 2020**

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 6

SUBJECT:

Public Hearing for approval of an Outdoor Entertainment Permit for a musical concert in Kennedy Park.

INFORMATION:

During the August 4 City Council meeting, the Council voted to continue the public hearing to the August 18 meeting to allow time for the applicant to complete the application and to provide a safety plan, to the satisfaction of city staff, for operating a public event during the pandemic.

The Jesus is King organization is sponsoring a free worship service with live music on Saturday, August 22 from 2pm – 9pm in Kennedy Park. Since they will be having live music, they are required by the Code of Ordinances to obtain an Outdoor Entertainment permit from the City Council. Staff has reviewed their application and has no concerns with this event. Approval is recommended.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DAD/Kmm

REQUESTED ACTION:

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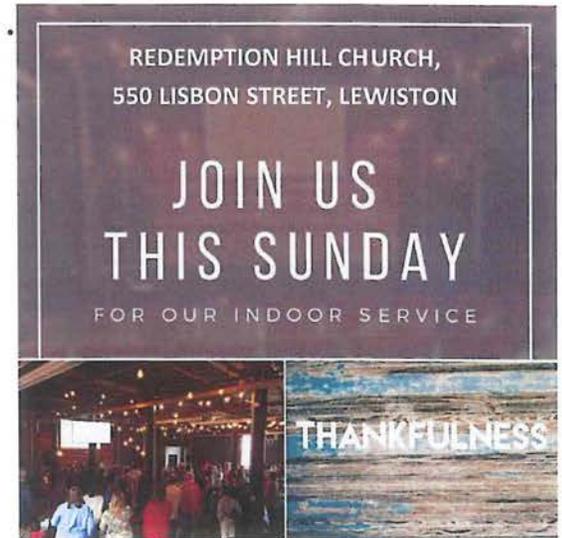
To conduct a public hearing on an application for an outdoor entertainment event in Kennedy Park, and to grant a permit for an Outdoor Entertainment Event, as required by the City Code of Ordinances, Chapter 10, Article 1, Section 10-3, for an outdoor music concert to be held at Kennedy Park on Saturday, August 22, contingent upon positive recommendations from the Police Department, Fire Department, Code/Health Officer and Land Use Inspector regarding compliance with all regulations and compliance with all City ordinances.

Worship Event in Kennedy Park, with evangelist John Andrade the pastors and worship leaders of New City Church in Bath and Redemption Hill Church, 550 Lisbon Street, Lewiston Mission of New City Church

To be a family of great commission churches multiplying the kingdom impact in Maine and beyond.

John Andrade lives in Brunswick, Maine and has the desire to bring good news to the community in Lewiston. Pastors Micah Lang and Joel Littlefield and worship leader Mark Thibodeau and church members will also attend.

August 22, 2020



From Redemption Church's Face Book page

An Outdoor Entertainment Permit, and Sound Amplification Permit is needed for this event. Electricity will be utilized from the Gazebo at Kennedy Park with power requirements entailing 3 mic'd vocalists, 3 amplified guitars, and mic'd drums, set up around the Gazebo.

They are requesting a few trash receptacles

Church attendees should be about 25-30 folks, and the public is invited.

A free BBQ and water bottles will be distributed, tables set up for food, and prayer.

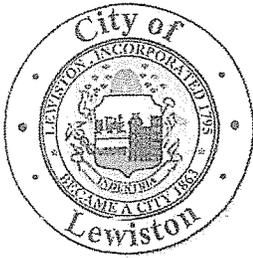
(1) ADA porta-potty will be available

COVID - hand sanitizer and masks will be available, and all are aware of social distancing requirements.

A Certificate of Insurance is required.

City staff via Zoom met on 8/11/20, discussed the event and no objections were raised.

Janet Labbe, Executive Assistant
City of Lewiston



Event Application

AUGUST 22ND WORSHIP EVENT (K.P.)

OUTDOOR ENTERTAINMENT

Calendar Year 2020

Fiscal Year 20/21

The Fiscal Year runs from July 1ST of the event calendar year to June 30TH of the following year

Contact Information

Name of Organization: JESUS IS KING For-Profit [] Non-Profit []

Organization Address: NONE City: NONE

Organization Daytime Telephone: 207-949-6741

Applicant Name: JOHN ANDRADE Title: MINISTER

Applicant Telephone: 949-6741 Applicant Email: JOHN.THE.BAPTIST.09@gmail.com

On-site Manager Name (day of event): JOHN ANDRADE Cell: 949-6741

Event Overview

Event Name: JESUS SAVES Requested Location: KENNEDY PARK

Requested Date(s) AUG 22 to AUG 23 Single Date YES Rain Date (if applicable) AUG 29

Actual Hours of Event 8pm to 9pm Set-up time 1 Hour Tear-down time 1 Hour

Type of Event (check all that apply): Check here if this is a repeat event []

Estimated Event Attendance ? (a Certificate of Insurance is required for events of 25+)

(1,000+) [] (requires CC approval) Park Use [x] Gazebo Use [x] Amphitheater Use []

Walk/Run [] Road Race [] Live Performance [x] Festival [] Concert [] Parade []

Picnic/BBQ [] Block Party [x] Arts [] Wedding Ceremony [] Wedding Reception []

Carnival [] Circus [] Fireworks [] Vigil [x] Demonstration [] March []

Open to the Public [x] Age-Restricted [] Invitation Only [] Fundraiser []

Other (please specify): CHRISTIAN WORSHIP EVENT

Description of Event

Preaching, worship music, CELEBRATION, MAYBE food AND ALSO water for BAPTISM.



Event Application

City Clerk's Office

in conjunction with Sanitarian/Code Enforcement

Please check all that apply

SOUND AMPLIFICATION-will you be amplifying sound? Yes No please describe below:

SOUND for music AND preaching

SOUND AMPLIFICATION PERMIT may be required \$17 per day / \$8.50 (LBNP) Amount \$ _____

OUTDOOR ENTERTAINMENT (live performance) Yes No please describe below:

MUSIC for worship

OUTDOOR ENTERTAINMENT PERMIT \$50 / \$25 (LBNP) Amount \$ _____

City Council approval is required

FOOD Yes No Given Away

Food Truck Yes No Food Truck Name _____ Licensed Yes No

BBQ Yes No is this a catered event? Name of caterer _____
(copy of rules & regulations)

FOOD SERVICE LICENSE may be required \$50 up to 3 days / \$25 (LBNP) Amount \$ _____

Sanitarian/Code inspection may apply, Fire inspection may apply

BEVERAGES Yes No Sold Given Away Type _____

Outside Alcohol Yes No (restrictions may apply)

Licensed Business Name none

FOOD SERVICE LICENSE may be required \$50 up to 3 days / \$25 (LBNP) Amount \$ _____

OUTDOOR ALCOHOL PERMIT REQUIRED \$25 per event & other fees may apply Amount \$ _____

No discounts apply on alcohol permits

PRODUCT Yes No Sold Given Away Type LITERATURE, Books, maybe freepan

PEDDLERS/FLEA MARKET PERMIT may apply
\$34 per day for 1-75 spaces / \$17.00 (LBNP)
\$61 per day for 76+ spaces / \$30.50 (LBNP) Amount \$ _____

CARNIVAL Yes No Rides Offered _____ Details N/A

CIRCUS Yes No

STATE PERMIT REQUIRED; has it been obtained? Yes No

CARNIVAL OR CIRCUS PERMIT REQUIRED \$180 per day x N/A number of days Amount \$ _____

No discounts apply on carnival or circus permits

**LEWISTON CITY COUNCIL
MEETING OF AUGUST 18, 2020**

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 7

SUBJECT:

Order, Authorizing the City Administrator to Execute a Consent of Lender associated with the Section 811 Project Rental Assistance Use Agreement between MaineHousing and The Hartley Block, LP.

INFORMATION:

The Hartley Block opened in May 2019 and some units are rented to low income residents which makes the developer eligible to receive rental assistance from MaineHousing. MaineHousing recently noted that they do not have a Consent of Lender agreement on file between the City and The Hartley Block developers. This agenda item asks the Council to authorize the City Administrator to sign this document as required by MaineHousing.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

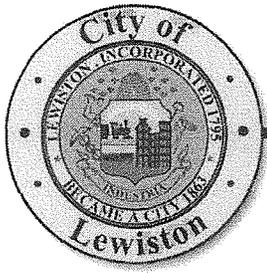
The City Administrator recommends approval of the requested action.

DAD/Kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To adopt the Order, Authorizing the City Administrator to Execute a Consent of Lender associated with the Section 811 Project Rental Assistance Use Agreement between MaineHousing and The Hartley Block, LP.



CITY OF LEWISTON, MAINE

August 18, 2020

COUNCIL ORDER

Order, Authorizing the City Administrator to Execute a *Consent of Lender* associated with the Section 811 Project Rental Assistance Use Agreement between MaineHousing and The Hartley Block, LP

Whereas. The Hartley Block began having tenancy in May 2019; and

Whereas, as part of the financing for the project The Hartley Block, LP agree to serve as demonstration project for the Section 811 Project Rental Assistance; and

Whereas, as part of that agreement The Hartley Block, LP agreed to rent 5 one bedroom apartments to low income tenants with physical or cognitive disabilities, and in return, to receive project based rental assistance for a like number of units that limits the amount the tenant pays for rent to 30% of their income; and

Whereas, MaineHousing recently determined that their project file for The Hartley Block did not include a Consent of Lender for the program from the City;

Now, therefore, be it ordered by the City Council of the City of Lewiston that

The City Administrator is hereby authorized to execute the attached Consent of Lender related to the Section 811 Project Rental Assistance Use Agreement between MaineHousing and The Hartley Block, LP and to provide the same to MaineHousing.

Economic and Community Development

Lincoln Jeffers

Director



To: Honorable Mayor and Members of the City Council
From: Lincoln Jeffers
RE: Lender Consent to Section 811 Program at the Hartley Block
Date: August 11, 2020

Background

The Hartley Block began accepting tenants in May 2019. It was one of the first LIHTC supported housing projects in Maine that provides housing under the *Section 811 Project Rental Assistance Program*. The program provides project based rental assistance to owners of affordable housing projects that agree to provide housing for low income single people between the ages of 18 and 61 with physical or cognitive disabilities who have the desire and who are capable of living independently to have a home of their own. Tenants in the program typically pay 30% of their income for housing, with the rest of the rent coming from MaineHousing resources. A brochure summarizing the program is attached.

The Hartley Block has five one bedroom apartments enrolled in the program, and has since the project first opened. The Hartley Block has a total of 63 one, two, and three bedroom apartments.

Requested Action

While reviewing project files MaineHousing recently discovered that the City of Lewiston, as a Lender on the project, had not consented to the Section 811 Program Use Agreement between MaineHousing and the Hartley Block, LP. Maine Housing has requested that the City consent to that Use Agreement.

The City Council is asked to authorize the City Administrator to execute the attached *Consent of Lender* and for the document to be recorded at the Androscoggin County Registry of Deeds.

Staff recommends approval of the requested action.

CONSENT OF LENDER

CITY OF LEWISTON, a Maine municipal corporation (the "City") with a mailing address of 27 Pine Street, Lewiston, Maine 04240, holder of (i) a Mortgage and Security Agreement in the principal amount of \$555,000 by The Hartley Block, LP to the City dated February 5, 2018 and recorded at the Androscoggin County Registry of Deeds in Book 9781, Page 208, (ii) a HOME Agreement and Declaration of Covenants and Restrictions between The Hartley Block, LP and the City dated February 5, 2018 and recorded at said Registry of Deeds in Book 9781, Page 149, and (iii) a Construction Loan Agreement between The Hartley Block, LP and the City dated February 5, 2018, and does hereby consent to the execution and delivery by The Hartley Block, LP of the foregoing Use Agreement with Maine State Housing Authority and the recording thereof in said Registry of Deeds.

CITY OF LEWISTON

By: _____

Print Name: _____

Title: _____

Its duly authorized representative

STATE OF MAINE

_____ COUNTY, ss. _____, 2020

Personally appeared before me the above-named _____,
_____ of the City of Lewiston, and acknowledged the foregoing to
be his/her free act and deed in his/her said capacity and the free act and deed of the City of
Lewiston.

Notary Public/Attorney at Law

Printed Name: _____

My Commission Expires: _____

Exhibit 10 of the Cooperative Agreement

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. HUD may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number.

This information collection is necessary to ensure that viable projects are developed. It is important to obtain information from applicants to assist HUD in determining if nonprofit organizations initially funded continue to have the financial and administrative capacity needed to develop a project and that the project design meets the needs of the residents. The Department will use this information to determine if the project meets statutory requirements with respect to the development and operation of the project, as well as ensuring the continued marketability of the projects. This information is required in order to obtain benefits. This information is considered non-sensitive and no assurance of confidentiality is provided.

USE AGREEMENT

For Projects Assisted Under the Section 811 Project Rental Assistance Demonstration Program

This Agreement entered into this 15th day of March, 2019 by and between The Hartley Block, LP (herein called "Owner") and the Maine State Housing Authority (herein called "Grantee"),

Witnessed:

WHEREAS, HUD is directed, pursuant to Section 811 of the Cranston-Gonzalez National Affordable Housing Act (NAHA), as amended by the Frank Melville Supportive Housing Investment Act of 2010, Public Law 111 – 374, to establish the Section 811 Project Rental Assistance Demonstration Program ("PRA Demo") to provide rental assistance to persons with disabilities at eligible multifamily projects; and

WHEREAS, in consideration of the Grantee promise to provide HUD funding to Owner, for the property known as The Hartley Block, located in Lewiston, Maine (City, State), more particularly described in the RAC or in a separate development legal description attached as an Exhibit to the Use Agreement, in accordance with HUD requirements related to the PRA Demo, or any successor program, Owner agrees to implement this Use Agreement.

NOW THEREFORE, the parties agree as follows:

Owner, for itself, its successors and assigns, covenants with the Grantee that the Owner will operate a predetermined number of Assisted Units in the Owner's project in accordance with the Section 811 Project Rental Assistance Demonstration Program, Rental Assistance Contract (RAC), HUD PRA Demo requirements, including but not limited to any applicable HUD regulatory, administrative, and contractual requirements, for not less than the thirty (30) years from the date of the Use Agreement. Accordingly, this Use Agreement shall remain in effect until March 15, 2049 [insert

expiration date], or until such time as the number of Assisted Units in the RAC has been reduced to zero, as approved by the Grantee.

Subject to the availability of appropriations and so long as Owner is in compliance with all HUD requirements, including but not limited to this Use Agreement, the Grantee shall provide to the Owner Rental Assistance Payments for units assisted by Section 811 of NAHA (Assisted Units). If Congress fails to appropriate funds adequate to meet the financial needs of the Assisted Units, HUD will not require the Grantee to enforce the Use Agreement covered under a RAC. Under such a circumstance, HUD will allow Grantee to continue to enforce or terminate the Use Agreement at the Grantee's discretion.

In the event of a breach or a threatened breach of any of the above covenants and agreements by the Owner, Grantee or HUD shall be entitled to institute legal action to enforce performance and observance of such covenants and agreements and to enjoin any acts which violate such covenants and agreements. HUD may also seek an award of damages and/or other relief as may be appropriate.

Owner, for itself, its successors and assigns, hereby agrees and acknowledges that this Use Agreement shall be recorded in the appropriate land records.

With respect to the eligibility requirements for the Assisted Units, Owner will comply with the RAC. Owner will comply with all other PRA Demo, or successor program requirements as promulgated by HUD, as appropriate.

With respect to Assisted Units, Owner will comply with the provisions of any Federal, State or local law prohibiting discrimination in housing on the grounds of race, color, religion or creed, sex, handicap, familial status or national origin, including the Fair Housing Act of 1968, as amended.

The rent charged for Assisted Units shall not exceed the upper limit of the range shown for such type of unit on a rental schedule approved in writing by Grantee, and shall include the reasonable use of all utilities (if applicable) shown on the rental schedule. Notwithstanding any other provision of this Agreement, adjustments after Contract execution shall not result in higher rents charged for Assisted Units as compared to the non-Assisted Units, as determined by Grantee.

Any requests for rent adjustments to the Grantee by the Owner shall be consistent with the requirements of the Rental Assistance Contract and all other PRA Demo or successor program requirements.

Owner shall maintain the premises and equipment, appurtenant thereto, in good repair, safe and sanitary condition consistent with HUD requirements.

The books and accounts of the operations of the property shall be kept in accordance with the relevant HUD requirements related to the PRA Demo, or any successor program.

Owner further covenants and agrees that if Owner conveys title to the project prior to the Use Agreement's expiration, Owner will prior to transfer of title: (1) confirm the

purchaser has been approved by Grantee; the Grantee will ensure the purchaser will operate the project in such a way that it will remain an "Eligible Project" pursuant to 42 U.S.C. 8013(b)(3)(C) and (2) require the purchaser to assume the obligations of this Use Agreement and the Rental Assistance Contract.

Owner shall provide to Grantee or HUD promptly following receipt of a written request from HUD, copies of all business or any other documents regarding the Housing Project, so that Grantee or HUD may evaluate Owner's compliance with the terms of this Agreement. In addition, Owner shall permit Grantee or HUD following notice from Grantee or HUD, to examine the originals of all such documents, at the Project's office during regular business hours.

Owner must certify annually by March 30th of each year (insert date within 30 calendar days of the anniversary date of this Agreement or insert date that will align with other program reporting requirements), to the Grantee that it is operating the Project in compliance with this Agreement and, more specifically, that all Assisted Units and non-Assisted Units, as well as the physical structure of the project as a whole, for example grounds and equipment, comply with all applicable codes and requirements of this Agreement or that a remedial program to correct any existing deficiencies has been implemented.

Should any of the above covenants be held invalid in whole or in part, it shall not affect or invalidate the balance of such covenant or any other covenants.

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

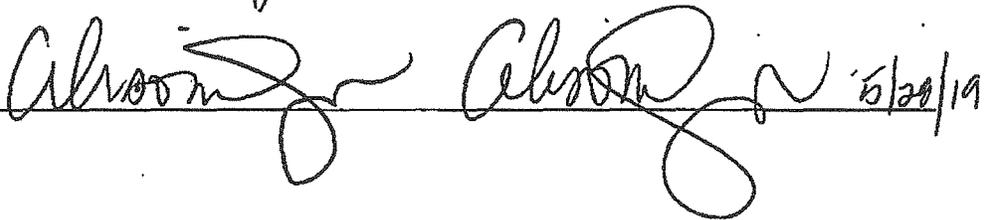
In witness whereof, the parties hereto have caused these presents to be executed on their behalf and their seals affixed the day and year written below.

WITNESS



(Owner)

BY



And

Grantee

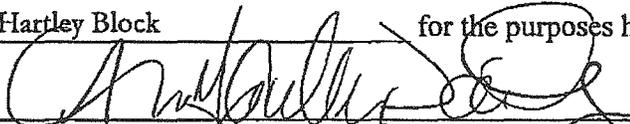
ACKNOWLEDGEMENT BY OWNER BEFORE NOTARY PUBLIC

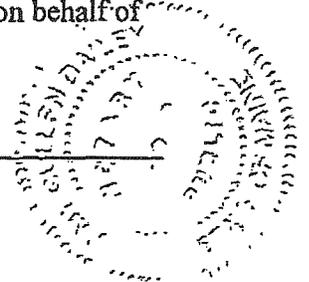
(Complete according to requirements of state of execution.)

ACKNOWLEDGEMENT BY COMMISSIONER:

STATE OF Maine) SS:
CITY AND COUNTY OF Portland, Cumberland)

On this 26th day of March, 2019, before me
Amy M Cullen Dailey, a Notary Public in and for the City and County of
Portland, Cumberland, appeared
Nathan Szanton to me personally known and known to me to be the
duly Authorized Agent of Owner, The Hartley Block, LP, and
the person who executed the aforesaid instrument bearing the date of March 26
2019, and acknowledged that he executed the aforesaid instrument for and on behalf of
The Hartley Block for the purposes herein.

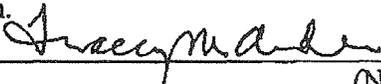

(NOTARY PUBLIC)



My Commission Expires: October 14, 2022

ACKNOWLEDGEMENT BY COMMISSIONER: ^{Notary Public}
STATE OF MAINE) SS:
CITY AND COUNTY OF Augusta, Kennebec)

On this 28th day of May, 2019, before me
Tracey Anderson, a Notary Public in and for the City and County of
Augusta, Kennebec County, Maine, appeared
Alison Dyer to me personally known and known to me to be the
duly Authorized Agent of the Grantee, and the person who executed the aforesaid
instrument bearing the date of March 15, 2019, and acknowledged that she
executed the aforesaid instrument for and on behalf of the said Grantee for the purposes
herein.


(NOTARY PUBLIC)

Tracey M Anderson, Notary Pub
State of Maine
My Commission Expires 7/17/20

My Commission Expires: 7/17/19

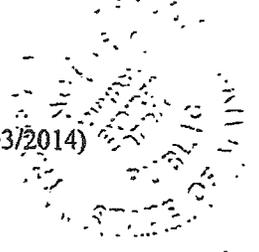


EXHIBIT TO USE AGREEMENT
PROPERTY DESCRIPTION

A certain lot or parcel of land situated on the westerly sideline of Lisbon Street in the City of Lewiston, County of Androscoggin, State of Maine and being more particularly described as follows:

Beginning at a point on the westerly sideline of said Lisbon Street and being the southeasterly corner of land now or formerly of Chapman Real Estate Development, LLC as described in a deed dated November 21, 2016 and recorded in the Androscoggin County Registry of Deeds in Book 9500, Page 29, said point also being S 24° 10' 02" E a distance of twenty-five and 00/100 feet (25.00') from the intersection of the southerly sideline of Ash Street with the westerly sideline of said Lisbon Street;

Thence, S 24° 10' 02" E along the westerly sideline of said Lisbon Street a distance of one hundred seventy-eight and 84/100 feet (178.84') to the northeasterly corner of land now or formerly of Mid-Town Mall Associates as described in a deed dated November 19, 1984 and recorded in said Registry in Book 1772, Page 246;

Thence, S 65° 58' 28" W by the northerly sideline of said Mid-Town Mall Associates a distance of one hundred and 00/100 feet (100.00') to the easterly sideline of Canal Street Alley;

Thence, N 24° 10' 02" W along the easterly sideline of said Canal Street Alley a distance of one hundred seventy-eight and 84/100 feet (178.84') to the southwest corner of Chapman Real Estate Development, LLC aforesaid mentioned;

Thence, N 65° 58' 28" E along the southerly sideline of said Chapman Real Estate Development, LLC a distance of one hundred and 00/100 feet (100.00') to the point of beginning.

Meaning and intending to describe the same parcel of land conveyed by New England Furniture Company to The Tim Corporation as described in a deed dated December 30, 1988 and recorded in the Androscoggin County Registry of Deeds in Book 2641, Page 48, and the same parcel of land conveyed by 159 Lisbon Street, LLC to the City of Lewiston as described in a deed dated February 9, 2015 and recorded in said Registry in Book 9088, Page 89.

CONSENT OF LENDER

CITY OF LEWISTON, a Maine municipal corporation (the "City") with a mailing address of 27 Pine Street, Lewiston, Maine 04240, holder of (i) a Mortgage and Security Agreement in the principal amount of \$555,000 by The Hartley Block, LP to the City dated February 5, 2018 and recorded at the Androscoggin County Registry of Deeds in Book 9781, Page 208, (ii) a HOME Agreement and Declaration of Covenants and Restrictions between The Hartley Block, LP and the City dated February 5, 2018 and recorded at said Registry of Deeds in Book 9781, Page 149, and (iii) a Construction Loan Agreement between The Hartley Block, LP and the City dated February 5, 2018, and does hereby consent to the execution and delivery by The Hartley Block, LP of the foregoing Use Agreement with Maine State Housing Authority and the recording thereof in said Registry of Deeds.

CITY OF LEWISTON

By: _____

Print Name: _____

Title: _____

Its duly authorized representative

STATE OF MAINE

_____ COUNTY, ss.

Personally appeared before me the above-named _____,
_____ of the City of Lewiston, and acknowledged the foregoing to
be his/her free act and deed in his/her said capacity and the free act and deed of the City of
Lewiston.

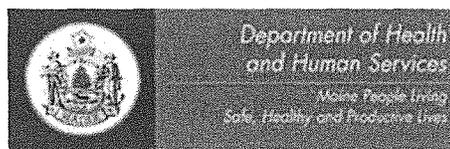
Notary Public/Attorney at Law

Printed Name: _____

My Commission Expires: _____



Maine Housing
353 Water Street
Augusta, ME 04330
Voice: (207) 626-4600 or (800)



Paul R. LePage, Governor *Mary C. Mayhew, Commissioner*
Office of Aging and Disability Services
41 Anthony Avenue
Augusta, Maine 04333
Voice: (207) 287-9200 or (800) 262-2232



SECTION 811 PROJECT RENTAL ASSISTANCE (PRA) PROGRAM POTENTIAL TENANT BROCHURE

The Section 811 Project Rental Assistance (PRA) Program provides affordable and accessible housing for adults between the age of 18 and 61 with disabilities throughout the State of Maine.

People who use this program generally pay no more than 30% of their income for rent and utilities while continuing to have access to services. The Section 811 PRA Program is not a tenant-based program where the tenant retains the housing assistance when they move. Instead, the housing subsidy is connected to the apartment.

IN ORDER TO BE ELIGIBLE FOR THE PRA PROGRAM, YOU MUST:

- Be between the ages of 18 and 61;
- Be extremely low-income, most single persons who receive SSI will meet this requirement;
- Disabled as defined by the Section 811 PRA Program, in Maine the following populations qualify:
 - ✓ MaineCare Section 18: Home and Community Based Services for Adults with Brain Injury
 - ✓ MaineCare Section 19: Home and Community Benefits (HCB) for the Elderly and for Adults with Disabilities
 - ✓ MaineCare Section 20: Home and Community Based Services for Adults with Other Related Conditions
 - ✓ MaineCare Section 21: Home and Community Benefits for Members with Intellectual Disabilities or Autistic Disorder
 - ✓ MaineCare Section 29: Support Services for Adults with Intellectual Disabilities or Autistic Disorder
 - ✓ The following group will have priority status: Persons with disabilities living in institutions eligible for Homeward Bound MFP

HOW DO I APPLY FOR THE PRA PROGRAM?

Your Referral Agent/Case Manager can assist you with applying to the program and selecting properties.

WHAT IS A REFERRAL AGENT/CASE MANAGER?

Your Referral Agent/Case Manager is a person who will help applicants through the PRA Program process, from pre-screening through move-in. After moving into a PRA Program apartment, you will continue to have access to voluntary services.

WHERE CAN I LIVE?

MaineHousing maintains a list of all properties participating in the program and you will be notified when an available unit is ready for occupancy in the area(s) you selected and you are at the top of the waitlist.

WHAT IF I CHANGE MY MIND AFTER I APPLY?

No problem, but tell your Referral Agent/Case Manager so that they can update the waiting list.

FAIR HOUSING RIGHTS

Federal and state laws protect people with disabilities from housing discrimination. This means housing providers:

- Cannot exclude you from housing because of your disability;
- Must ask you the same questions as all other applicants to the property;
- Cannot ask you questions about your disability – such as your diagnosis or medication you take – unless necessary to determine the need for an accommodation; and
- Must provide reasonable accommodations.

A reasonable accommodation is a change to a policy, program or services to allow a person with a disability to participate fully. For example, if a property had a “no-pets” policy, it must make an accommodation for someone with a disability who has a service animal, without which they could not live in the community. Talk with your Referral Agent/Case Manager about any problems with rental history that relate to your disability. You may be entitled to a reasonable accommodation.

WILL I HAVE TO ACCESS SERVICES ONCE I AM A TENANT?

You will continue to have access to the same voluntary services you are already eligible for. In the PRA Program, services are voluntary. You can decide which services you want to use and when. If you decide you don't want or need services, you will be able to keep your apartment. You may find, however, that services can help you comply with your lease.

TENANT RESPONSIBILITIES

It is equally important to remember that as a tenant you must meet the terms of your lease in order to stay in the unit. This means you must:

- Pay your portion of the rent on time;
- Maintain your unit in clean, sanitary and safe condition;
- Get along with other tenants; and
- Avoid illegal activity.

WHAT IF I HAVE A PROBLEM WITH MY LANDLORD?

The Section 811 PRA Program has a dispute resolution process for tenants who have problems with their housing that they cannot resolve directly with their landlord or even with the assistance of their Case Manager. A Dispute Resolution Team has been established by MaineHousing and the Department of Health and Human Services.

LEWISTON CITY COUNCIL

MEETING OF AUGUST 18, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 8

SUBJECT:

Resolve, Authorizing Public Works to apply for the 2020 Recreational Trail Program.

INFORMATION:

The Maine Bureau of Parks and Lands announced a RTP Grant available to qualifying projects. Eligible projects include maintenance and restoration efforts on existing trails and construction of new recreational trails. The RTP Grant can fund up to 80% of eligible costs, up to \$50,000 in federal funds. The municipality must provide cash and/or in-kind (donated) costs of 20% or more. The deadline to apply is September 25, 2020.

Lewiston will propose the 20% local share as in-kind services through Public Works and volunteers.

See attached memo.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.



REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To approve the **Resolve**, Authorizing Public Works to apply for the 2020 Recreational Trail Program with a proposal to utilize Public Works and volunteer in-kind services as the required local share.



CITY OF LEWISTON, MAINE

August 18, 2020

COUNCIL RESOLVE

Resolve, Authorizing Submission of an application to the Recreational Trails Program.

Whereas, the Maine Bureau of Parks and Lands announced a Recreational Trails Program Grant program available to qualifying projects and the grant application deadline is September 25, 2020; and

Whereas, the application requires a resolution of the City Council supporting the usage of the grant should it be awarded; and

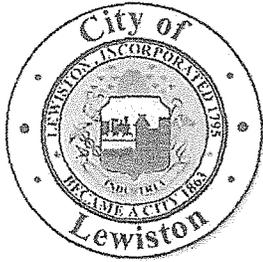
Whereas, the City of Lewiston has two trails within the Garcelon Bog. One trail is located between Marguerette St and Warren Ave. Another trail is a boardwalk starting at Russell St., near Bushy Circle, and ending in an open wooded area. A proposed trail and other improvements have been identified that would link these two trails, providing recreational opportunities for five neighborhoods and could serve local schools and municipal recreational programs; and

Whereas, the primary recreational activity would be hiking/walking and snowshoeing; however, the environment within the bog would also serve great for birding and various educational opportunities; and

Whereas, 80% of the costs would be provided through the Recreational Trails Program of the Maine Department of Agriculture, Conservation and Forestry. These are federal funds and require a 20% local match.

Now, therefore, be it resolved by the City Council of the City of Lewiston that:

Lewiston Public Works is authorized to submit an application to the Maine Department of Agriculture, Conservation and Forestry to construct a connecting trail and other improvements between two existing trails in the Garcelon Bog Conservation Area. The local match will be proposed as in-kind services eligible under this program.



PUBLIC WORKS DEPARTMENT

Megan Bates, Deputy Director Highway and Open Spaces

July 28, 2020

Dale Doughty
Deputy City Administrator
& Acting Public Works Director

Subject: Request to Apply for a Recreation Trail Program Grant

Dale,

The Maine Bureau of Parks and Lands announced a RTP Grant available to qualifying projects. Eligible projects include maintenance and restoration efforts on existing trails and construction of new recreational trails. The RTP Grant can fund upwards to 80% of eligible costs up to \$50,000. Total applicant cash and in-kind (donated) costs must be at least 20% of the total project cost. The deadline to apply is September 25, 2020.

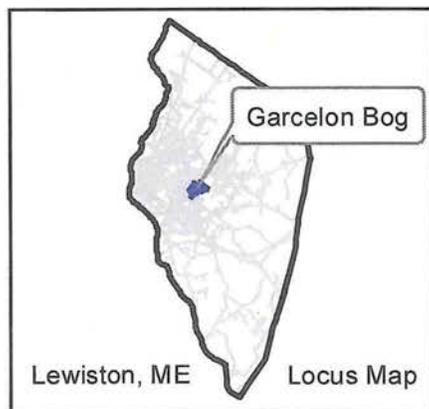
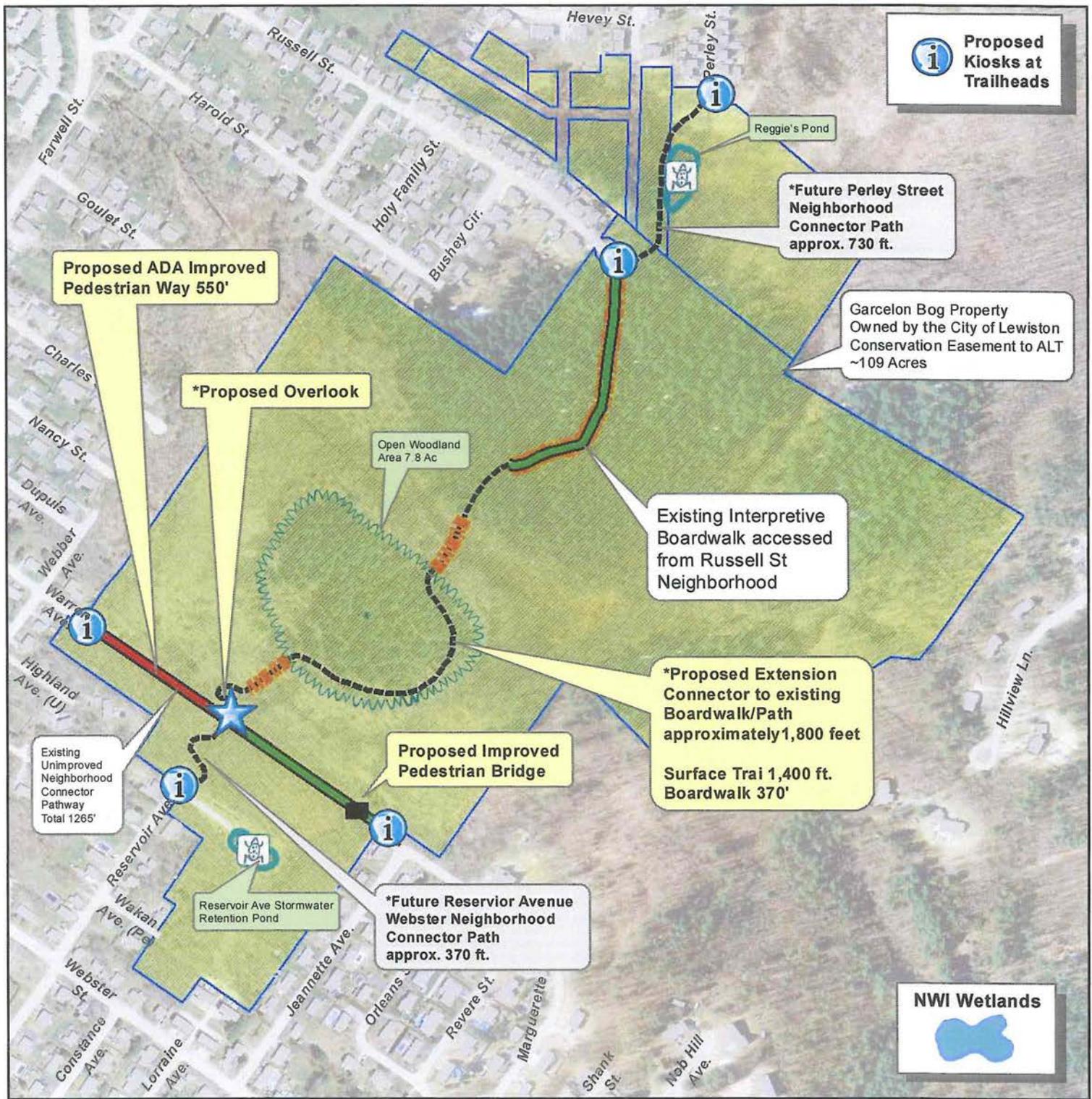
The grant application requires the applicant to "seek municipal resolution to authorize application for funding". I ask that this letter serve as a request to apply for this grant to assist in funding a new recreation trail that will link two current trails described below. The in-kind costs would be public works labor and equipment rental as well volunteer hours from various volunteer groups.

The City of Lewiston has two trails within the Garcelon Bog. One trail is located between Marguerette and Warren. Another trail is a boardwalk starting at Russell, near Bushy Circle and ending in an open wooded area. A trail has been identified that would link these two trails, providing recreational opportunities to up to five neighborhood and could serve local schools and municipal recreation programs. The primary recreation would be hiking/walking and snowshoeing; however, the environment within the bog would also serve great for birding and various educational opportunities.

A working group investigated the grant application. If permission were granted to apply this same group would move forward with the various grant application responsibilities.

Sincerely,

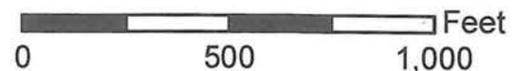
Megan Bates
Deputy for Maintenance & Operations



Garcelon Bog Neighborhood Connection Trail

*Line Indicated Depicts Approximate Pathway Combination of Boardwalk and Natural Materials Surfaced Trail Exact Layout and Composition TBD

**Site Map for RTP Grant
City of Lewiston, Maine
August 2020**



LEWISTON CITY COUNCIL

MEETING OF AUGUST 18, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 9

SUBJECT: **Resolve**, Accepting and Appropriating a \$212,160 Grant from Keep Maine Healthy 2020 Municipal COVID-19 Awareness Campaign Round II

INFORMATION: Earlier this month, the state issued a second invitation to its municipalities to apply for second round grant under its Keep Maine Healthy 2020 Municipal COVID-19 Awareness Campaign.

The purpose of the grant continues to address:

Public education activities: including printing and posting of existing COVID-19 prevention information and/or developing local educational activities that are consistent with CDC guidelines.
Physical distancing and public health support: including fences, tape, and signage for physical distancing in public spaces and closed streets; new traffic pattern signage and education; purchases of personal protective equipment and hand sanitizer for staff, visitors, and for use at public locations; and extra supplies and staff time required for enhanced cleaning and management of public spaces and restroom facilities.

Local business assistance: including staff time for a person designated by the municipality to be the local contact for educating local businesses on best practices and following up on public complaints.

The City compiled and submitted a grant within the short period allowed for by the application process and we have been awarded \$212,160. A copy of the grant application is attached. While we will address all three grant categories, emphasis will be placed on ensuring city facilities are operating safely and with appropriate social distancing and public education activities addressed to the entire community but with a focus on its hard-hit elements.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

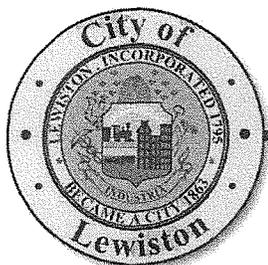
The City Administrator recommends approval of the requested action.

DAD/KMM

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To approve the **Resolve**, Accepting and Appropriating a \$212,160 Grant from Keep Maine Healthy 2020 Municipal COVID-19 Awareness Campaign Round II



CITY OF LEWISTON, MAINE

August 18, 2020

COUNCIL RESOLVE

Resolve, Accepting and Appropriating a \$212,160 Grant from Keep Maine Healthy 2020 Municipal COVID-19 Awareness Campaign Round II

Whereas, the City has been working diligently since the start of the COVID pandemic to provide information to our residents on this disease and the actions they should take to prevent its spread; and

Whereas, as the Governor has implemented various phases of the state's reopening plan, we have also worked with businesses as they implement social distancing efforts including expanding into outside areas; and

Whereas, as the City has reopened its facilities, it has also been necessary that we make certain physical changes and provide signage, disinfection, and personal protective equipment to allow the public to safely use our facilities; and

Whereas, the COVID-19 virus continues to spread in our community, requiring continuing and expanding public education efforts; and

Whereas, toward that end, the State of Maine offered its municipalities the opportunity of applying for a second round of Keep Maine Healthy Grants; and

Whereas, we have been notified that we have been awarded \$212,160 to address public education and prevention and physical distancing in both city and private business facilities;

Now, therefore, be it Resolved that the a Grant from the State's Keep Maine Healthy 2020 Municipal COVID-19 Awareness Campaign Round II is hereby accepted in the amount of \$212,160 and is appropriated for the purposes set forth in the City's grant application, a copy of which is attached hereto.

City of Lewiston – Keep Maine Healthy Round II Narrative

1. Public Education Activities – Since the first grant round application and award, the City of Lewiston clearly under estimated the amount of public outreach needed to educate our New Mainer population – the City’s highest at-risk group. Discussions with the Ethnic Based Organizations (EBCOs) indicate education needs to be culturally specific, and is best provided face to face (while socially distancing) due to translation, trust in the messenger, and address questions on prevention. We’ve noted about 18 different EBCOs to provide outreach and education to our diverse community. The proposed new funding would significantly expand currently funded outreach endeavors.

Lewiston has two main highway arterial corridors into the City, many smaller collectors, and the City covers 34 sq. miles, the purchase of a second portable electronic message board would increase the readership of reminders on safe COVID practices for those living in and visiting the City as the signs move to various locations. These boards would also be used to augment COVID specific public announcements and instructions.

The City will continue to be a resource for COVID signage and pamphlet education and safe practices. With new funding, the City will strengthen outreach efforts to seniors and our homeless population with education material, resource listings, and PPE.

2. Physical Distancing and Public Health Support – The City’s second round request continues the purchasing and distribution of PPE particularly touchless thermometers, and cleaning supplies including UV wands, to employees, customers, organizations in need, and during business COVID education visits, The joint airport is requesting funding to modify their restroom facilities to touchless. As more people venture out, the need for supplies grows. Replacement social distancing decals will also be purchased for customer flow given current wear and lifting.

After the July election, the City realized the need to be proactive with the upcoming Presidential election which aligns with the commencement of flu season. The City would use the additional funding to run a series of marketing campaigns to promote and encourage absentee voting (staying safe by voting at home), provide signage as such, and fund postage for the significant, but encouraged additional number of absentee ballots. We are predicting to mail an additional 8,000 absentee ballots beginning at the end of August – an amount far in excess of what was budgeted. A second marketing campaign would include messaging on in-person voting protocols.

Given the age of the buildings and number of patrons visiting City Hall, the Public Library, and Armory, the City would like to pursue upgrading the buildings’ HVAC systems with increased air exchangers and HEPA filters. Additional barriers or pods will need to be secured for the children’s room at the library in order to take hours from the current by appointment only status to fully operational.

The City was able to secure and install hand sanitization stations in our local parks. We would like to expand the installation and use of these stations elsewhere throughout the City to including at the airport, parking garages and downtown.

3. Local Business Assistance – The City wants to hire two temporary COVID business outreach coordinators. These individuals would provide COVID educational materials, evaluate resource needs, and expand PPE care packages and flyer distribution. Recent feedback gleaned indicates a need for consistent signage and messaging that supports wearing masks in our business community. The City will collaborate with the City of Auburn, and the Chamber of Commerce to provide such media through a suite of social, video, and printed material focusing on customer health through employee hygiene, and employee health through customer CDC and DECD checklist compliance.

Maine Department of Health and Human Services 		AGENCY NAME:	City of Lewiston Maine				
		PROGRAM NAME:	Keep Maine Healthy Grant - Round II Application				
		AGREEMENT START DATE:	8/1/2020				
		AGREEMENT END DATE:	10/31/2020				
		DHHS AGREEMENT#:					
EXPENSE SUMMARY							
LINE	COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5		
1	EXPENSES	TOTAL PROGRAMS	Public Education	Physical Distancing and Public Health Support	Local Business Assistance		
2		(this agreement)					
3	PERSONNEL EXPENSES						
4	SALARIES/WAGES	26,625	6,000		20,625		
5	FRINGE BENEFITS	6,336	963		5,373		
6	THIRD PARTY IN-KIND (Match Only)						
7	TOTAL PERSONNEL EXPENSES	32,961	6,963		25,998		
8	CAPITAL EQUIPMENT PURCHASES	105,000	15,000	90,000		Message Board, Air Exchange & HEPA Filters	
9	SUB-RECIPIENT AWARDS						
10	ALL OTHER EXPENSES						
11	OCCUPANCY - DEPRECIATION						
12	OCCUPANCY - INTEREST						
13	OCCUPANCY - RENT						
14	UTILITIES/HEAT						
15	TELEPHONE						
16	MAINTENANCE/MINOR REPAIRS	11,500		11,500		Airport Touchless Bathrooms	
17	BONDING/INSURANCE						
18	EQUIPMENT RENTAL/LEASE						
19	MATERIALS/SUPPLIES	142,925	45,150	61,000	36,775		
20	DEPRECIATION (Non-Occupancy)						
21	CLIENT-RELATED TRAVEL						
22	OTHER TRAVEL						
23	CONSULTANTS - DIRECT SERVICE	104,700	91,000	7,200	6,500	No contracts exceed \$25,000	
24	CONSULTANTS - OTHER						
25	INDEPENDENT PUBLIC ACCOUNTANTS						
26	TECHNOLOGY SERVICES/SOFTWARE						
27	THIRD PARTY IN-KIND (Match Only)						
28	SERVICE PROVIDER TAX						
29	TRAINING/EDUCATION						
30	MISCELLANEOUS	4,000		4,000		Postage	
31							
32	SUBTOTAL - ALL OTHER EXPENSES	263,125	136,150	83,700	43,275		
33	INDIRECT Costs						
34	TOTAL ALL OTHER EXPENSES (Lines 32, 33)	263,125	136,150	83,700	43,275		
35	TOTAL EXPENSES (Lines 7, 8, 9, 34)	401,086	158,113	173,700	69,273		