

CITY OF LEWISTON

CITY COUNCIL

JULY 14, 1998

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

THE HONORABLE KAILEIGH A. TARA, MAYOR, PRESIDING.

PRESENT: Councilors Lynch, Kelly, Albert, Samson, Bilodeau, Putnam, City Administrator Robert J. Mulready and Assistant City Administrator Peter Crichton.

Pledge of Allegiance to the Flag.

Moment of Silence.

Pauline Gray, former Councilor of ward 3, was presented a plaque for her services on the City Council.

An award was also presented to Lewiston representatives, Bud Raymond, Chris Crovo and Sid Hazelton, as winners of the Great Falls Shoot-out.

VOTE (1)

Motion by Councilor Bilodeau, seconded by Councilor Samson:

To dispense with the reading of the minutes of the meetings of May 5 & June 16, 1998, and accept and place them on file as prepared by the Deputy City Clerk. Passed - Vote 6-0

PUBLIC HEARING ON THE 1999 CAPITAL IMPROVEMENT BOND ISSUE

A motion was made at this time by Councilor Kelly, seconded by Councilor Samson for adoption of the bond issue order.

Chris Branch, Public Works Director, gave a brief review of the projects contained in the capital improvement program and answered questions.

Mr. Ron Jean and Mrs. Lorraine Comeau questioned the impact of the bond issue on future budgets and if payment of this bond issue exceeded the present amortization schedule.

Due to the Finance Director being out of town and this information not being available, the following action was taken.

VOTE (2)

Motion by Councilor Lynch, seconded by Councilor Kelly:

To continue to a special meeting to be held on Tuesday, July 21, 1998, at 7:00 P.M., adoption of the bond issue to finance the 1999 Capital Improvement Program. Passed - Vote 4-2
Councilors Bilodeau & Putnam opposed.

VOTE (3)

Motion by Councilor Kelly, seconded by Councilor Samson:

To table, until the meeting of August 11, 1998, the recommendation from the Planning Board that the properties in the Hogan and Stetson Roads area not be rezoned from Suburban Residential (SR) Neighborhood Conservation "A" (NCA) district. Passed - Vote 6-0

VOTE (4)

Motion by Councilor Lynch, seconded by Councilor Putnam:

To accept the Planning Board recommendation that the properties on East Avenue between Green Street and Sabattus Street not be rezoned from Neighborhood Conservation "A" (NCA) district to Office-Residential (OR) district.
Failed - Vote 2-4 Yeas 1 & 7 Nays 2,4,5,&6

VOTE (5)

Motion by Councilor Samson, seconded by Councilor Bilodeau:

That the proper ordinance be drafted for public hearing at the next regular meeting to rezone the properties on the northwesterly side of East Avenue between Green Street and Sabattus Street from Neighborhood Conservation "A" (NCA) District to Office-Residential (OR) District.
Passed - Vote 4-2 Yeas 2,4,5 & 6 Nays 1 & 7

VOTE (6)

Motion by Councilor Bilodeau, seconded by Councilor Kelly:

To table, until the Downtown Parking Study has been completed and a proposal has been incorporated into the Downtown Renaissance Task Force initiative, the proposed amendments to the traffic schedule to limit parking on a section of Canal Street to provide short term parking for the downtown and the Bates Mill Complex. Passed - Vote 6-0

VOTE (7)

Motion by Councilor Albert, seconded by Councilor Kelly:

To grant permission for Mr. Normand Couture of 47 W. Bates Street to place a fence at the rear of his property at 66 Bridge Street in the street right-of-way subject to Mr. Couture signing a hold harmless agreement to protect the city in the event of damage or removal of the fence in the course of routine street maintenance. Failed - Vote 0-6

VOTE (8)

Motion by Councilor Kelly, seconded by Councilor Putnam:

To authorize Deliverance Center Inc. to use Kennedy Park July 30 through August 10, 1998 for a gospel tent prayer assembly subject to the following conditions:

1. Area to be kept properly cleaned by Deliverance Center.
2. Security, satisfactory to the Police Chief, to be provided at the expense of Deliverance Center.
3. Proper liability insurance to be provided by Deliverance Center.

Passed - Vote 6-0

VOTE (9)

Motion by Councilor Kelly, seconded by Councilor Putnam:

To accept the recommendation of the Police Department and to prohibit parking on Lisbon Street, between Pine and Main Streets, and on Ash Street, between Park and Lisbon Streets, between the hours of 2:00 P.M. and Midnight on Wednesday, July 29 and Thursday July 30, and to authorize the Police Department to have violators towed from the area if necessary. Passed - Vote 6-0

VOTE (10)

Motion by Councilor Kelly, seconded by Councilor Putnam:

To grant Special Amusement Permits for Dancing and Entertainment to the Festival de Joie Committee for the annual Festival to be held at the Central Maine Civic Center and The Bird/Toucan Lounge, 1243 Lisbon Street. Passed - Vote 6-0

VOTE (11)

Motion by Councilor Kelly, seconded by Councilor Putnam:

To accept the recommendation of the Police Department and to amend the Traffic Schedule as follows:

SECTION 33 - PARKING TIME REGULATED
2 HOURS - 9:00 A.M. TO 9:00 P.M.

BARDWELL STREET Even numbered side, west side beginning at a point 121' from the northwest corner of Russell St and Bardwell St and extending northerly on Bardwell St a distance of 226' to its intersection with Pettingill St.

Odd numbered side, east side beginning at a point 75' from the northeast corner of Russell St and Bardwell St a distance of 272' to its intersection with Pettingill St.

Note: Additions are underlined; deletions are ~~struck-out~~.
Passed - Vote 6-0

VOTE (12)

Motion by Councilor Lynch, seconded by Councilor Samson:

That the following Order has a passage:

ORDERED, That this City Council hereby authorizes the School Committee to expend appropriated monies per line in support of educational programs during Fiscal Year 1998-99 as follows:

LINE	DESCRIPTION	AMOUNT
1	Undistributed	8,055,961.00
2	Elementary Education - Instructional	5,110,268.00
3	Elementary Education - All Other	1,814,363.00
4	Junior High School - Instructional	1,843,599.00
5	Junior High School - All Other	547,865.00
6	High School - Instructional	3,035,547.00
7	High School - All Other	910,304.00
8	Special Education	5,273,275.00
9	Vocational - Instructional	989,105.00
10	Vocational - All Other	421,950.00
11	Student Activities	408,168.00
12	Adult Education	<u>425,580.00</u>
13	TOTAL	<u>\$28,835,985.00</u>

Passed - Vote 6-0

VOTE (13)

Motion by Councilor Lynch, seconded by Councilor Samson:

That the following Order has a passage:

ORDERED, That upon recommendation of the Department of

Education, this City Council hereby authorizes an appropriation from the foundation allocation for school purposes the sum of \$22,953,745.00 and to raise as the local share of the foundation the sum of \$9,531,683.00.

Passed - Vote 6-0

VOTE (14)

Motion by Councilor Lynch, seconded by Councilor Samson:

That the following Order has a passage:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes an appropriation from the debt service allocation for school purposes, the sum of \$1,201,917.00, and to raise as the local share of the debt service, the sum of \$1,140,287.00.

Passed - Vote 6-0

VOTE (15)

Motion by Councilor Lynch, seconded by Councilor Samson:

That the following Order has a passage:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby agrees to appropriate \$3,507,742.00 in additional local funds under the provisions of 20-A, M.R.S.A., Section 15614. Passed - Vote 6-0

VOTE (16)

Motion by Councilor Lynch, seconded by Councilor Samson:

That the following Order has a passage:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes the Lewiston School Committee to expend \$28,835,985.00 for the Fiscal Year beginning July 1, 1998 and ending June 30, 1999 from the state foundation allocation (\$13,422,062.00), state debt service allocation (\$61,630.00), FY98 hardship adjustment (\$0), student activities (\$15,000.00), rentals - classrooms and auditoriums (\$12,000.00), state agency clients - special education (\$120,000.00), surplus-prior year (\$600,000.00), local appropriation (\$14,179,712.00) for the support of schools. Passed - Vote 6-0

VOTE (17)

Motion by Councilor Lynch, seconded by Councilor Samson:

That the following Order has a passage:

ORDERED, That upon recommendation of the Department of

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Education, this City Council hereby authorizes an appropriation of \$425,580.00 for adult education and to bring forward surplus-prior year (\$0), and to raise as the local share for adult education the sum of \$242,407.00.

Passed - Vote 6-0

VOTE (18)

Motion by Councilor Lynch, seconded by Councilor Samson:

That the following Order has a passage:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes the Lewiston School Committee to accept the categories of funds listed below as provided by the Maine State Legislature.

CATEGORY	ESTIMATED AMOUNT
Dwight D. Eisenhower Act (1996-97) (Title II)	33,142.00
Chapter I (Title IA)	1,023,003.00
Chapter II (Title VI)	45,990.00
Reading Recovery	0.00
Migrant Education (Title IC)	17,980.00
Local Entitlement, Part B, P.L. 101-476	313,504.00
Emergency Shelter Program	69,386.00
Drug Free School Program (Title IV)	33,587.00
Carl D. Perkins Vocational and Applied Technology Education Act of 1990 (P.L.101-392)	155,239.00
Pre-Apprenticeship	5,000.00
Maine Career Advantage	5,000.00
Dropout Recovery	.00
Adult Basic Education	55,088.00
Child Care/Transportation Program	4,000.00
Carl Perkins - Central Maine Technical College	3,840.00
School to Work	<u>6,500.00</u>
 ESTIMATED TOTAL	 1,771,259.00

Passed - Vote 6-0

A discussion was held on the petition filed by "We The People" for a referendum on the Bates Mill Redevelopment Project.

Representatives of "We The People" agreed to meet with city officials to discuss the wording of a question which would be agreeable to both parties.

VOTE (19)

Motion by Councilor Lynch, seconded by Councilor Kelly:

That an ad-hoc committee be formed to investigate the wording for a referendum on the Bates Mill Complex to include a representative of "We The People", retired City Clerk Gerald Berube, Marty Eisenstein, Vincent Blais, City Attorney Robert Hark and the Assistant City Administrator Peter Crichton.

Passed - Vote 6-0

VOTE (20)

Motion by Councilor Lynch, seconded by Councilor Putnam:

That Councilor Frank Kelly be appointed to serve on the Referendum Committee. Passed - Vote 6-0

VOTE (21)

Motion by Councilor Kelly, seconded by Councilor Bilodeau:

To adjourn at 10:15 P.M. Passed - Vote 6-0

A true record, Attest:

Kelly J. Mercier
Deputy City Clerk
Lewiston, Maine