

CITY OF LEWISTON

CITY COUNCIL

MAY 17, 2011

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

THE HONORABLE LAURENT F. GILBERT, SR., MAYOR, PRESIDING.

PRESENT: Mayor Gilbert, Councilors Butler, Bernier, Poulin, Jean, O'Connell, Cayer and Morgan, City Administrator Edward Barrett, and City Clerk Kathleen Montejo.

Pledge of Allegiance to the Flag.

Moment of Silence. Mayor Gilbert noted this was national Police Memorial Week and noted that 154 officers have died in the line of duty during the past year.

UPDATE FROM THE LEWISTON YOUTH ADVISORY COUNCIL

Holly Lavorgna, chairperson of LYAC, said they recently held their Motivate Me recognition event which was attended by 29 students of middle school age. She noted fourteen colleges donated gift bag items as incentive awards. Holly stated several current LYAC members would be graduating and the group is currently accepting applications for the 2011-2012 year.

PROCLAMATION – NATIONAL ARBOR WEEK

The Mayor read the annual proclamation regarding National Arbor Week and its recognition in Lewiston.

Mayor Gilbert thanked the Pepsi Beverage Company of New England stating that Saturday was their Company Volunteer Community Projects Day and employees were out in Simard-Payne Police Memorial Park cutting brush along the walkway. The Mayor thanked them for their volunteer efforts and appreciated having the assistance with this project.

VOTE (113-2011)

Motion by Councilor Morgan, seconded by Councilor Butler:

To dispense with the reading of the minutes of the meeting of May 3, 2011 and to accept and place them on file as prepared by the City Clerk. Passed - Vote 7-0

PUBLIC COMMENT PERIOD

No members of the public offered comments at this time period.

FINAL BUDGET PUBLIC HEARING FOR THE FISCAL YEAR 2012 MUNICIPAL BUDGET

The Mayor opened the hearing at 7:10pm to receive citizen input and comment. Eric Speer of 46 Cram Avenue spoke on behalf of the Hillside Snow Mobile Club. He noted two years ago the Club received \$2500 from the City and last year they received nothing. They are seeking to receive a portion of the snowmobile registration fee that is collected annually from the city, and realize the city collected \$5000 in fees last year. He noted they use the funds to groom and maintain the trails. Mr. Speer noted the group spent approximately \$14,000 last year in trail maintenance, construction of new bridges and so forth, and said the sport brings in visitors who support the local hotels, restaurants and gas stations.

Mayor Gilbert closed the hearing at 7:15pm.

ORDER AUTHORIZING THE CITY ADMINISTRATOR TO PROVIDE CITY SERVICES AND FUNDING FOR CITY NON-PROFIT ORGANIZATION ACTIVITIES IN ACCORDNANCE WITH FY2012 CITY COUNCIL APPROVED LIST

VOTE (114-2011)

Motion by Councilor Morgan, seconded by Councilor Poulin:

To appropriate \$1500 from the Contingency Account for the Hillside Riders Snowmobile Club
Passed - Vote 6-1 (Councilor Butler opposed)

VOTE (115-2011)

Motion by Councilor Butler, seconded by Councilor Bernier:

To approve the Order authorizing the City Administrator to provide city services and funding for City Non-Profit Organization Activities in accordance with the FY2012 City Council approved list:

Whereas, the City of Lewiston has a history of providing support services and limited cash contributions for a variety of activities that will enhance our city's quality-of-life and provide some non-profit organizations a source of revenue to support programming available to eligible Lewiston residents; and

Whereas, the organizations who will receive FY 2012 city support have complied with the application requirements set forth in the "Charitable Organization Support Policy;" and

Whereas, requests for such City support have been reviewed by the City Council as a part of the FY 2012 budget process;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston that the City Administrator is authorized to direct city departments to provide applicable city support services and to issue cash payments as specified on the attached "Lewiston Charitable Donations – Summary of Requests for FY 2012, which is hereby adopted and approved.

Passed - Vote 7-0

RESOLVE APPROVING THE FINAL ADJUSTMENTS TO THE FISCAL YEAR 2012 MUNICIPAL BUDGET

Councilor Butler noted the budget represents an increase of 39 cents in the mil rate which equates to a \$24 increase on a house valued at \$100,000. He outlined the hard work the Council put into the budget review process to keep the increase as low as possible. Councilor Morgan echoed these comments.

VOTE (116-2011)

Motion by Councilor Cayer, seconded by Councilor Bernier:

To adopt the Resolve approving the final adjustments to the Fiscal Year 2012 Municipal Budget:

Whereas, in accordance with the Charter, the City Administrator presented his proposed Fiscal Year 2012 budget to the City Council on March 29, 2011; and

Whereas, since then, the Council has met on numerous occasions to review the various departmental budgets and to discuss changes to the Administrator’s proposal; and

Whereas, throughout this process, the Council has shown support for certain changes and adjustments affecting both the revenue and expenditure budget; and

Whereas, the overall goals of this effort were to maintain essential public services while reducing the impact of the budget on the taxpayers of the City of Lewiston; and

Whereas, the attached summary represents the results of this effort;

Now, therefore, be It Resolved by the City Council of the City of Lewiston that the attached Final Budget Adjustments Summary, Fiscal Year 2011, is hereby approved:

1	School Adjustment		(200,000)
2	State Revenue Sharing	41510-3352000	(42,328)
3	Franchise Fees	41410-3631000	(15,000)
4	Motor Vehicle Reg. Fees	41550-3224500	(5,000)
5	Legal	41310-4015000	(4,000)
6	MIS - Training Microsuite	41600-4028900	(2,700)
7	City Clerk - Misc. Services	41410-4028800	(300)
8	MIS - Overtime	41600-4012000	(1,000)
9	HR - Office Equipment	41710-4050500	(2,000)
10	CC - Youth Council	41110-4028819	(240)
11	Chall - Utilities	41910-4022500	(780)
12	VBureau - Utilities	41920-4022500	(300)
13	Oak St - Outside Rental	41930-4026100	(2,000)
14	MGarage - Utilities	41940-4022500	(1,000)
15	Chestnut - Utilities	41950-4022500	(3,000)

16	Chestnut - Outside Rental	41950-4026100	(5,000)
17	SGateway - Utilities	41960-4022500	(500)
18	SGateway - Outside Rental	41960-4026100	(500)
19	Lincoln - Outside Rental	41970-4026100	(500)
20	CID - Repairs to Equipment	42120-4027000	(296)
21	CID - Ed Supplies	42120-4037500	(100)
22	Patrol - Overtime	42130-4012000	(3,862)
23	Patrol - Salaries	42130-4011000	(44,678)
24	Retirement	49310-4044001	(11,987)
25	Medicare	49310-4044500	(648)
26	Health Ins.	49210-4046004	(15,251)
27	Section 125	49210-4046012	(265)
28	Patrol - Repairs to Equip.	42130-4027000	(2,475)
29	Patrol - Other Supplies	42130-4039800	(1,336)
30	Patrol - Cruiser	42130-4051000	(20,950)
31	PBldg - Utilities	42190-4022500	(4,000)
32	FAdmin. - Training	42210-4028900	(4,000)
33	FStations - Outside Rental	42290-4026100	(200)
34	FStations - Utilities	42290-4022500	(1,000)
35	EOC - To allocate	42810-4022000	(2,903)
36	Eng. - Dept. Apparel	43210-4034500	(200)
37	HWay - Salaries	43310-4011000	(38,816)
38	Section 125	49210-4046012	(265)
39	FICA & Medicare	49310-4044500	(2,969)
40	Retirement	49310-4044001	(1,708)
41	Health Ins.	49210-4046004	(6,780)
42	Health Ins. Incentive	49210-4046011	(2,981)
43	HWay - Overtime	43310-4012000	(3,000)
44	HWay - Utilities	43310-4022500	(400)
45	HWay - Misc Services	43310-4028800	(300)
46	HWay - Small Tools	43310-4036000	(500)
47	HWay - Construction Mat.	43310-4038500	(1,000)
48	Hway - Main St Study	43310-4057000	(10,000)
49	SL - Construction Mat	43380-4038500	(500)
50	WDisposal - Printing	43430-4020500	(260)
51	WDisposal - Repairs Bldg	43430-4027500	(500)
	SW - Rolloff Containers	43430-4051000	(12,500)
52	WCollection - Contract	43420-4028831	(8,224)
53	L&T - Equip Rental	43510-4026100	(4,000)
54	L&T - Misc. Services	43510-4028800	(275)
55	L&T - Agr. Supplies	43510-4037000	(1,000)
56	MG - Gas	43810-4032000	37,731
57	MG - Overtime	43810-4012000	(2,000)

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	MG - Truck	43810-4051000	(21,000)
58	PWBldg - Utilities	43910-4022500	(3,800)
59	MPC - Overtime	45390-4012000	(750)
60	RAdmin - Mileage	45110-4023500	(80)
61	RAdmin - Office Supplies	45110-4030500	(100)
62	RAdmin - Tires & Tubes	45110-4032500	(50)
63	RAdmin - Dues	45110-4042000	(25)
64	RPrograms - Med Supplies	45120-4028800	(50)
65	RPrograms - Misc. Services	45120-4035000	(50)
66	MPC - Outside Rental	45390-4026100	(1,755)
67	LAdmin - Travel	45510-4023000	(225)
68	LAdmin - Mileage	45510-4023500	(200)
69	Cir - Books	45520-4038201	(710)
70	Cir - Books	45520-4038202	(1,175)
71	Cir - Books	45520-4038203	(965)
72	Cir - Books	45520-4038204	(907)
73	Cir - Books	45520-4038205	(585)
74	Cir - Books	45520-4038206	(380)
75	Cir - Books	45520-4038207	(110)
76	LBldg - Utilities	45590-4022500	(6,025)
77	Paying Agents	47510-4049000	(500)
78	911 - Adjusted	48130-4043000	(9,044)
79	LA Transit	48120-4049000	(4,401)
80	Severance Pay	49310-4044600	(36,548)
81	MSRS	49310-4044001	(11,551)
82	Def Comp	49310-4044004	(800)
83	FICA	49310-4044500	(3,410)
84	Donations	49510-4043000	(4,000)
85	Contingencies	49810-4049000	(60,000)
86	Tax Sharing	49610-4049000	(1,280)
87	Fire - Household Equip.	42290-4053000	(1,600)
88	Library - Carpeting	45590-4058000	(1,200)
89	PWHway - Cracksealing	43310-4057000	(10,000)
90	Fire - Thermal Imager	42220-4052500	(8,000)
91	Resurfacing - Webber	43310-4057001	(175,000)
92	Resurfacing - South	43310-4057001	(80,000)
93	Resurfacing - Montello	43310-4057001	(115,000)
94	L&T - Waterwheel	43510-4057000	(7,000)

Passed - Vote 6-1 (Councilor Jean opposed)

**ADOPTION OF MUNICIPAL BUDGET APPROPRIATION RESOLVE FOR
FISCAL YEAR 2012**

VOTE (117-2011)

Motion by Councilor Poulin, seconded by Councilor Morgan:

To approve the Municipal Budget Appropriation Resolve for Fiscal year 2012:

Be It Resolved by the City Council of the City of Lewiston that the sum of forty-two million, seven hundred twelve thousand, six hundred and eighty-seven dollars (\$42,712,687) is hereby appropriated in the General Fund for the municipal year 2012 in accordance with the schedule of appropriations; and

Be It Further Resolved by the City Council of the City of Lewiston that in addition to such other revenues as are estimated to be available to meet the above appropriations including the Homestead and Business Equipment Tax Exemption reimbursement, the sum of thirty million, thirty-six thousand, five hundred and thirty-two dollars (\$30,036,532) be raised by assessment upon the estates of the inhabitants of the City of Lewiston and upon the estates of non-resident proprietors within said City for the present municipal year; and

Be It Further Resolved by the City Council of the City of Lewiston that the sum of twelve million, six hundred and seventy-six thousand, one hundred and fifty-five dollars (\$12,676,155) be appropriated as non-tax revenues in the General Fund for the municipal year 2012 in accordance with the schedule of appropriations; and

Be It Further Resolved by the City Council of the City of Lewiston that the list of tax assessment upon the estates in Lewiston for all city taxes, together with all assessments and charges made under the provisions of the Maine Revised Statutes annotated, Title 30A, Section 3406 and 3442 to 3445 inclusive, and the City's due proportion of the County Tax, in the amount of two million, two hundred fifty-six thousand, six hundred and twenty-two dollars (\$2,256,622) for the period of July 1, 2011 through June 30, 2012, shall be committed by the Assessor to the Finance Director and one-half of said taxes shall be due and payable on the 15th day of September 2011 with the remaining one-half of said taxes due and payable on the 15th day of March 2012; and

Be It Further Resolved by the City Council of the City of Lewiston that interest at the maximum State approved rate of 7% per annum for fiscal year 2012 shall be collected on the first half of said taxes from September 16, 2011, if not voluntarily paid to the Finance Director on or before September 15, 2011, and on the second half of said taxes from March 16, 2012, if not voluntarily paid to the Finance Director on or before March 15, 2012; and

Be It Further Resolved by the City Council of the City of Lewiston that in each case, said interest shall be added to and become a part of said taxes; and

Be It Further Resolved by the City Council of the City of Lewiston that the Tax Collector is authorized to accept payments of uncommitted taxes and to pay to the taxpayer interest from the date of payment to the commitment date at a rate of 0% and that refunds for overpayments or abatements shall be paid to the taxpayer with interest from the date of payment to the date of abatement or refund, whichever is earlier, at an interest rate of 3.00%; and

Be It Further Resolved by the City Council of the City of Lewiston that the Tax Collector shall apply all tax payments to the oldest balance due on that account regardless of any instructions the taxpayer may give. If, however, a tax lien has matured, the Tax Collector may not accept payment on that account unless a workout agreement is in place or approval has been granted by the Finance Director to accept payment. If a taxpayer has more than one tax account, any payment shall be applied to the oldest balance due unless the taxpayer specifies the account against which the payment is to be applied; and

Be It Further Resolved by the City Council of the City of Lewiston that the appropriation for municipal year 2012 for the following Enterprise Funds is hereby authorized and approved: the Water Fund in the amount of \$4,636,356, the Sewer Fund in the amount of \$5,029,615, and the Stormwater Fund in the amount of \$2,336,320; and

Be It Further Resolved by the City Council of the City of Lewiston that the appropriation for municipal year 2012 for the following Special Revenue Funds is hereby authorized and approved: the Tax Increment Financing Fund in the amount of \$456,640, the Recreation & Multi-purpose Center Fund in the amount of \$101,010, and the Police Drug Forfeiture Fund in the amount of \$57,266; and

Be It Further Resolved by the City Council of the City of Lewiston that the Council hereby formally appropriates any cash contributions received during this budget year to the appropriate department and purpose for which such contribution has been made and, where such contribution is equal to or less than \$10,000, such appropriation will become effective upon formal Council action to accept such contribution; and

Be It Further Resolved by the City Council of the City of Lewiston that the Council hereby formally appropriates any grants from the State of Maine or the Government of the United States of America received during this budget year where such grant is equal to or less than \$25,000, such appropriation to become effective upon formal Council action to accept such grant; and

Be It Further Resolved by the City Council of the City of Lewiston that the Council hereby formally appropriates any insurance proceeds received during this budget year to the appropriate department for the purpose of repairing or replacing the damaged property where such amount is equal to or less than \$25,000, such appropriation to become effective upon receipt of funds; and

Be It Further Resolved by the City Council of the City of Lewiston that the Council hereby formally appropriates any Municipal Garage revenues in excess of the amount expended at the end of the fiscal year to be included in the General Fund Municipal Garage Vehicle Reserve Account; and

Be It Further Resolved by the City Council of the City of Lewiston that the Council hereby authorizes the City Administrator, with the approval of the Finance Director, to transfer any

unexpected savings or revenues in the General Fund to the General Fund's contingency account up to an amount not to exceed \$100,000; and

Be It Further Resolved by the City Council of the City of Lewiston that the City Administrator is hereby authorized to transfer the responsibilities associated with upkeep and operation of the City's parking garages from the Police Department to the Department of Public Works.

Passed - Vote 6-1 (Councilor Jean opposed)

RESOLVE APPROVING AUTHORIZATION FOR EXPENDITURES FROM THE FARRAR FUND

VOTE (118-2011)

Motion by Councilor Poulin, seconded by Councilor Morgan:

To only spend the amount of interest generated in the Fund from the past year, which is \$173.91.
Did Not Pass - Vote 2-5 (Councilors Poulin and Bernier in favor; others against)

VOTE (119-2011)

Motion by Councilor Bernier, seconded by Councilor Jean:

To approve the Resolve authorizing the use of up to \$2,500 from the Farrar Fund for expenses, as determined by the Director of Social Services, for costs to provide basic necessary services to individuals that are not covered by other general assistance programs:

Whereas, the City of Lewiston was left an endowment to provide for medical and dental expenses; and

Whereas, principal in the amount of \$18,551.07 is to be maintained in perpetuity; and

Whereas, due to the low rate of return on investments, it is anticipated that the demand for service will exceed the adopted procedure of only utilizing the prior year's investment earnings of \$173.91; and

Whereas, eligible clients seeking these funds fall below the income guideline of 185% of the federal poverty level and are not covered by any other general assistance programs;

Now, Therefore, Be It Resolved by the City Council of the City of Lewiston that the Social Services Director is authorized to spend up to \$2,500 from the Farrar Fund, the same amount as last fiscal year.

Passed - Vote 5-2 (Councilors Poulin and Bernier opposed)

AMENDMENTS TO THE PARKING FEES POLICY REGARDING DOWNTOWN BUSIENSS OWNERS

VOTE (120-2011)

Motion by Councilor Butler, seconded by Councilor Bernier:

To approve the proposed amendment to the Parking Fees Policy, Policy Manual Number 42, as recommended by City Administration. Passed - Vote 7-0

ORDER AUTHORIZING THE CITY ADMINISTRATOR TO PROVIDE CITY SERVICES FOR THE “FIELD OF HONOR” FLAG DISPLAY EVENT, SPONSORED BY THE EXCHANGE CLUB OF AUBURN, IN ACCORDANCE WITH THE CITY’S CHARITABLE ORGANIZATION SUPPORT POLICY

Two gentlemen from the Exchange Club made a presentation regarding this event.

VOTE (121-2011)

Motion by Councilor Jean, seconded by Councilor Bernier:

To approve the Order authorizing the City Administrator to provide city services for the “Field of Honor” Flag Display event, sponsored by the Exchange Club of Auburn, in accordance with the Charitable Organization Support Policy:

Whereas, the Exchange Club of Auburn is a twenty-six member club, twelve of whom are Lewiston residents; and

Whereas, the Club donates time and funds to several non-profit organizations in the Lewiston area, including Advocates for Children, Lewiston Recreation Department, Trinity Jubilee, Sandcastle Preschool Program, and Lewiston High School; and

Whereas, the Club will be sponsoring a “Field of Honor” flag display event to honor and salute service men and women of the past, present and future with a display of 400 American flags at Simard Payne Memorial Park during Memorial Day weekend; and

Whereas, the Club is seeking City support for this event in the form of in-kind contributions such as the use of snow fencing, waste receptacles and other standard equipment, as well as the waiver of any applicable city licensing and use fees; and

Whereas, the City of Lewiston has a history of providing support services and limited cash contributions for a variety of activities that will enhance our city’s quality-of-life and provide some non-profits a source of revenue to support programming available to eligible Lewiston residents; and

Whereas, organizations that will receive FY 2011 city support have complied with the application requirements set forth in the “Charitable Organization Support Policy;”

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston that the City Council authorize use of standard equipment and supplies for such public events as well as the waiver of applicable license and use fees for this event, and City Administrator is authorized to direct city departments to provide applicable city support services to the Exchange Club of Auburn.

Passed - Vote 7-0

ORDER AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH ST. MARY'S HEALTH SYSTEM FOR THE USE OF THE MUNICIPAL SURFACE PARKING LOT AND ADJACENT PROPERTIES AT THE CORNER OF MAIN AND LINCOLN STREETS FOR A SUNDAY FARMER'S MARKET

VOTE (122-2011)

Motion by Councilor Butler, seconded by Councilor Cayer:

To approve the Order authorizing the City Administrator to enter into an Agreement with St. Mary's Health System for the use of the Municipal Service Parking Lot and Adjacent Properties at the corner of Main and Lincoln Streets for a Sunday Farmer's Market:

Whereas, St. Mary's Nutrition Center has operated farmer's markets in several locations in Lewiston, including Kennedy Park; and

Whereas, the Center has been in discussion with City staff regarding the use of a high visibility location near Lincoln and Main Streets for a weekend market; and

Whereas, no objections to the use of the premises during the times/dates proposed have been raised by City or Bates Mill staff; and

Whereas, no current policy governs the use of the space proposed, and

Whereas, both the City and St. Mary's Health System wish to formalize this approval through entering into a use agreement;

Now, Therefore, Be It Ordered by the City Council of the City of Lewiston that the City Administrator is authorized to execute a use agreement, substantially in the form as attached, with St. Mary's Health System for the use of the municipal surface parking lot and adjacent properties on the corner of Main Street and Lincoln Street for the St. Mary's Nutrition Center's Sunday Farmer's Market.

Passed - Vote 7-0

ORDER AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AN AMENDMENT TO THE AGREEMENT FOR DEVELOPER ASSISTANCE AND TAX INCREMENT FINANCING WITH THE LOFTS AT BATES MILL, LP.

Charles Soule of Bartlett Street asked for clarification on the amendment. The City Administrator noted the changes are regarding the sources of funding for the project. Mr. Soule said the Bates Mill Exit Strategy required the construction of three parking garages and the City has already spent a lot of money in this area of the city and should be spending the funds on other projects around the city.

VOTE (123-2011)

Motion by Councilor Jean, seconded by Councilor Cayer:

To approve the Order authorizing the City Administrator to enter into an Amendment to the Agreement for Developer Assistance and Tax Increment Financing with The Lofts at Bates Mill, LP:

Whereas, on August 10, 2010, the City Council authorized an agreement with The Lofts at Bates Mill, LP, under which the City would financially participate in the project; and

Whereas, a portion of this assistance in the amount of \$609,000 was designated to come from grants through the HOME and Lead programs; and

Whereas, the lead abatement portion of the project has been bid and awarded, with \$71,000 eligible for funding through the lead grant; and

Whereas, HOME funds were originally to be provided through the City's current grant allocation and the amount estimated to be received in the City's 2012 fiscal year; and

Whereas, unanticipated reductions in the federal budget have reduced the amount of HOME funding that is available to \$413,000, creating a \$125,000 shortfall from this funding source; and

Whereas, this amount can be provided through available Urban Development Action Grant (UDAG) funds; and

Whereas, this change in funding source will not affect the total amount of City support previously approved by the City Council;

Now, therefore, be it Ordered by the City Council of the City of Lewiston that \$125,000 in available UDAG miscellaneous revenues and \$413,000 of HUD HOME Funds allocated to Lewiston are hereby authorized to be used toward the development of the Lofts at Bates Mill housing project.

Be it Further Ordered, that the City Administrator is authorized to execute an amendment to the Agreement for Development Assistance and Tax Increment Financing between the City and The Lofts at Bates Mill, LP dated October 26, 2010 and other associated documents to reflect these changes in funding sources and amounts.

Passed - Vote 6-1 (Councilor Poulin opposed)

RESOLVE REALLOCATING \$10,000 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS PREVIOUSLY APPROVED FOR AN ENERGY AUDIT AT THE YMCA TO ACTUAL ENERGY PROJECTS

YWCA President Lee Young thanked the Council for their support of this program.

VOTE (124-2011)

Motion by Councilor Morgan, seconded by Councilor Cayer:

To approve the Resolve reallocating the \$10,000 previously authorized for the purpose of undertaking an energy audit at the YWCA to be used for implementation of energy efficient improvement projects at the facility:

Whereas, the City Council previously approved the use of \$10,000 of Community Development Block Grant funds for the purpose of conducting and energy audit of the YWCA's facility; and

Whereas, these funds were not required for this purpose since the company performing the audit agreed to do so at no cost; and

Whereas, the audit has now been completed and has identified a range of projects that, if implemented, will reduce energy costs at the Y and assist the organization in returning to financial stability; and

Whereas, authorizing this funds to be used on actual energy conservation will assist the Y in its efforts;

Now, Therefore, Be It Resolved by the City Council of the City of Lewiston that the \$10,000 previously authorized for the purpose of undertaking an energy audit at the YWCA is hereby reallocated for use in undertaking projects that will reduce the Y facilities energy use and cost.

Passed - Vote 7-0

**RESOLVE APPOINTING RUNYON KERSTEEN OUELLETTE AS THE CITY'S
INDEPENDENT EXTERNAL AUDITORS**

VOTE (125-2011)

Motion by Councilor Bernier, seconded by Councilor Morgan:

To approve the Resolve appointing Runyon Kersteen Ouellette as the City's Independent External Auditors:

Whereas, pursuant to the City Charter, Section 6.12, the City Council appoints the City's independent certified public accountant to audit the City's financial statements in accordance with Maine State Law; and

Whereas, the City solicited a 3-year request for proposals on March 29, 2011 and received two responses by the April 29, 2011 due date; and

Whereas, a Selection Committee comprised of a City Councilor, the Finance Committee Chair, the City's Finance Director, Chief Accountant, Director of Budget and Purchasing, and the School Business Manager evaluated the proposals, interviewed the two bidders, and forwarded the recommendation that Runyon Kersteen Ouellette be awarded the 3-year independent audit contract in the amount of \$225,000;

Now, Therefore, Be It Resolved by the City Council of the City of Lewiston that Runyon Kersteen Ouellette is hereby appointed as the City's Independent External Auditors for a three year period commencing with the audit of the City's 2011 Fiscal Year. Passed - Vote 7-0

ADOPTION OF MEETING SCHEDULE FOR THE MONTHS OF JULY AND AUGUST

VOTE (126-2011)

Motion by Councilor Butler, seconded by Councilor Bernier:

To suspend Section 1 (a) of the Rules Governing the City Council, and to only hold one regular meeting during the month of July, said meeting to be held on Tuesday, July 19th at 7:00pm and to hold only one regular meeting during the month of August, said meeting to be held on Tuesday, August 16th at 7:00pm. Passed - Vote 7-0

REPORTS AND UPDATES

Mayor Gilbert also thanked Megan Bates and Mike Bernier of the Public Works Department for overseeing the Pepsi Volunteer Clean Up Day efforts. Finance Director Heather Hunter reported the City held a Bond Sale today and received favorable interest rates: Service A bond sale was 2.94% and Service B sale was 3.17%. City Administrator Ed Barrett thanked the department heads for their work on the budget, the Finance Director for coordinating and overseeing the budget process, the School Committee for volunteering the \$200,000 and the Council for their time and attention to the process, noting cuts of \$750,000 are not easy to make and the Council got the numbers down to keep the tax increase low. The Mayor thanked the Council for their work and sincerity in doing a good job, and he noted he admired the work they did and the manner in which they conducted themselves. He also thanked the staff and the City Administrator for the long hours dedicated to this process.

OTHER BUSINESS

Jim Boulay of 45 Buckley Street said he works as an administrator at St. Dominic's High School and is a parent, and he expressed his gratitude to the City Council for ensuring a safe way for the children to attend the parochial schools. He thanked them for their service to the community. Councilor Cayer asked to have a list of workshops for the upcoming year.

EXECUTIVE SESSION

VOTE (127-2011)

Motion by Councilor Bernier, second by Councilor Cayer:

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

The Session began at 8:10pm and ended at 9:05pm.

VOTE (128-2011)

Motion by Councilor Morgan, second by Councilor Butler:

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To adjourn at 9:06 P.M. Passed - Vote 7-0

A true record, Attest:

Kathleen M. Montejo, MMC
City Clerk
Lewiston, Maine