

CITY OF LEWISTON

CITY COUNCIL

JUNE 7, 2005

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

THE HONORABLE LIONEL C. GUAY, JR., MAYOR, PRESIDING.

PRESENT: Councilors Mendros, Bernier, Jean, Connors, Paradis, Rousseau, City Administrator James Bennett, and City Clerk Kathleen Montejo

Pledge of Allegiance to the Flag.

Moment of Silence.

PRESENTATION FROM DOWNTOWN ADVISORY BOARD TO THE LEWISTON YOUTH ADVISORY COUNCIL

Michael Grimmer, chairperson of the Downtown Advisory Board, presented a challenge grant to the Youth Council for their fundraising efforts for the electronic message board at the high school. The DAB will match \$1 for every \$5 raised for this effort, to a maximum match of \$2500. Currently, LYAC has raised \$300 for this project.

AMENDMENT TO THE TRAFFIC SCHEDULE REGARDING WATER'S EDGE DRIVE

VOTE (182-2005)

Motion by Councilor Paradis, seconded by Councilor Jean:

To adopt the following amendment to the Traffic Schedule:

Section 37 - Speed Limits, is hereby amended as follows

WATER'S EDGE DRIVE 25 mph on both sides of Water's Edge Drive starting at the intersection of the Water's Edge Drive and No Name Pond Road, traveling northerly to the dead end cul-de-sac.

Passed - Vote 6-0

APPROVAL OF NAME OF PRIVATE WAY AS NORTH BARDWELL STREET

VOTE (183-2005)

Motion by Councilor Paradis, seconded by Councilor Jean:

To approve the request of the abutters to formally name a private way through Bates College campus as "North Bardwell Street". Passed - Vote 6-0

ADOPTION OF MEETING SCHEDULE FOR JULY AND AUGUST

VOTE (184-2005)

Motion by Councilor Paradis, seconded by Councilor Jean:

To suspend Section 1,(a) of the Rules Governing the City Council, and to hold only one regular meeting during the month of July, said meeting to be held on Tuesday, July 19th and to hold only one regular meeting during the month of August, said meeting to be held on Tuesday, August 9th. Passed - Vote 6-0

BALLOT FOR 2006 SLATE OF EXECUTIVE COMMITTEE AND OFFICERS FOR THE MAINE MUNICIPAL ASSOCIATION

VOTE (185-2005)

Motion by Councilor Paradis, seconded by Councilor Jean:

To approve the slate of nominees as presented on the Maine Municipal Association Ballot for Election of the 2006 Executive Committee and Officers. Passed - Vote 6-0

EXTENSION OF THE CITY ADMINISTRATOR'S EMPLOYMENT AGREEMENT

VOTE (186-2005)

Motion by Councilor Paradis, seconded by Councilor Jean:

Be It Resolved by the City Council that the Council hereby approves an extension of the City Administrator's Employment Agreement, between the City of Lewiston and James A. Bennett, and to authorize the Mayor to sign the Agreement on behalf of the City Council. Passed - Vote 6-0

APPROVAL FOR SIGNS FOR THE LEWISTON FARMER'S MARKET

VOTE (187-2005)

Motion by Councilor Paradis, seconded by Councilor Jean:

To authorize the Lewiston Farmer's Market Association to place three temporary, directional signs in the public right of ways, on traffic islands, at the intersections of Lisbon Street and Canal Street, Lisbon Street and Main Street, and Main Street and Bates Street, from 1:30pm to 6:30pm on Mondays from June 20 to October 31, during the days the market is operating. Passed - Vote 6-0

AMENDMENT TO THE TRAFFIC SCHEDULE REGARDING CAMPUS AVENUE

VOTE (188-2005)

Motion by Councilor Connors, seconded by Councilor Paradis:

To adopt the proposed amendment to the Traffic Schedule regarding the regulation of parking times for a portion of Campus Avenue:

Section 28 - Parking Time Regulated, 1 Hour, 9:00 am to 9:00 pm, is hereby amended as follows:

CAMPUS AVENUE Even numbered side, north side, beginning at a point 25' from the northwesterly corner of Campus Avenue and Lafayette Street and extending westerly on Campus Avenue a distance of 245'.

Section 33 - Parking Time Regulated, 2 Hours, 9:00 am to 9:00 pm, is hereby amended as follows:

~~CAMPUS AVENUE Even numbered side, north side, beginning at a point 25' from the northwesterly corner of Campus Avenue and Lafayette Street and extending westerly on Campus Avenue a distance of 245'.~~

Passed - Vote 6-0

PUBLIC HEARING AND FIRST PASSAGE FOR CONDITIONAL REZONING FOR 193 CROWLEY ROAD

City Planner David Hediger stated that Mr. Jalbert submitted a request to have an automobile dealership and repair garage on his property and these items are a non-conforming use. The Planning Board voted not to recommend these activities on this property. Mayor Guay opened the public hearing for citizen input and comment. Mr. Jalbert addressed the Council and stated he currently operates an automobile junkyard and he would like to expand his business into these other areas. He presented photos which shows his house and property and an old garage that he would like to replace with a larger garage. Councilor Paradis stated he has received phone calls from residents in the area who are opposed to this expansion. Councilor Mendros noted that four people attended the Planning Board’s public hearing and two were in favor and two were opposed. Mr. Jalbert stated he would agree to removing his request to have a used car dealership if that is the major concern and just request to have an automobile repair garage instead. Mayor Guay then closed the hearing.

Councilor Paradis offered a list of potential conditions that could be added to the conditional rezoning agreement in hopes that these conditions would help alleviate some of the neighbor’s concerns. Councilor Bernier stated she felt these conditions were too restrictive.

VOTE (189-2005)

Motion by Councilor Paradis, seconded by Councilor Jean:

To include the following conditions in the conditional rezoning agreement:

1. All operations will be conducted behind the building and overhead doors and the office will not be visible from the roadway.
2. The building will be a neutral color with added landscaping to neutralize the garage image.
3. The lot lighting will be friendly to the neighbors and possible development across the street
4. Signage will be kept at a minimum with limited lighting.
5. Hours of operation can be set.
6. Used car advertising will be kept at a minimum such as flags, banners, etc..

Did Not Pass - Vote 1-6

The City Administrator stated that he reviewed the junkyard location and that from the road the business operation is not visible and it is a very clean site. He suggested that the Council could direct staff to rework the conditions of the agreement and perhaps incorporate some of Councilor Paradis' suggestions to help with the neighbor's concerns.

VOTE (190-2005)

Motion by Councilor Mendros, seconded by Councilor Jean:

To continue the public hearing to the next Council meeting to allow staff time to work with the applicant regarding some of the neighborhood and Planning Board concerns.

Passed - Vote 5-1 (Councilor Connors opposed)

VOTE (191-2005)

Motion by Councilor Mendros, seconded by Councilor Jean:

To direct staff to work with the applicant to find reasonable conditions to allow used car dealerships as part of the conditions. Passed - Vote 5-1 (Councilor Connors opposed)

PUBLIC HEARING AND FIRST PASSAGE FOR RE-ZONING OF 444 PLEASANT STREET AND 29 MITCHELL STREET REAR

Mayor Guay opened the public hearing for citizen input and comment. Land Use Planner Robert Foss addressed the Council and presented the request from Kevin and James Lynch

to have these properties rezoned to allow for a funeral home in this location. David Peak of 29 Mitchell Street addressed the Council and stated he is an abutter and supports this proposal. He did request that a reverter clause be added that if the funeral home is not built that the land requirements revert back to what they were prior to the change. Dan Gregoire of 19 Mitchell Street spoke and stated that when Alfred A. Plourde Parkway was installed, the State limited that portion of the roadway to one entrance and one business, and he wondered if this new business would be in violation of the state requirements. Director of Planning and Code Enforcement Gil Arsenault said that this proposal received unanimous support from the Planning Board and that it is the best possible use for the land. Mayor Guay then closed the hearing.

VOTE (192-2005)

Motion by Councilor Connors, seconded by Councilor Jean:

That the proposed amendment to re-zone a portion of the property at 444 Pleasant Street and 29 Mitchell Street Rear from the Industrial (I) District to the Highway Business (HB) District, receive first passage by a roll call vote, and that the public hearing on said ordinance be continued to the meeting of June 21, 2005 for final passage.

Passed - Vote 6-0

**PUBLIC HEARING AND FIRST PASSAGE FOR RE-ZONING OF
1045 MAIN STREET**

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

VOTE (193-2005)

Motion by Councilor Connors, seconded by Councilor Jean:

That the proposed amendment to re-zone the property at 1045 Main Street from the Medium Density Residential (MDR) District to the Highway Business (HB) District, receive first passage by a roll call vote, and that the public hearing on said ordinance be continued to the meeting of June 21, 2005 for final passage. Passed - Vote 6-0

SPECIAL AMUSEMENT PERMIT FOR SCOREBOARD PUB

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

VOTE (194-2005)

Motion by Councilor Jean, seconded by Councilor Mendros:

To grant a special amusement permit for dancing and entertainment to Scoreboard Pub, 1018 Sabattus Street. Passed - Vote 6-0

PUBLIC HEARING FOR OUTDOOR ENTERTAINMENT PERMIT FOR L/A ARTS

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

VOTE (195-2005)

Motion by Councilor Jean, seconded by Councilor Connors:

To conduct a public hearing on an application from L/A Arts for the noon-time outdoor concerts to be held at Courthouse Plaza on Thursdays during the months of July and August, and to authorize a permit for an Outdoor Entertainment Event, as required by the City Code of Ordinances, Chapter 10, Article 1, Section 10-3, to L/A Arts for the noon-time outdoor concerts, contingent upon positive recommendations from the Recreation Department, Police Department, Fire Department, Code/Land Use Officer and Code/Health Officer regarding compliance with all regulations, and compliance with all City ordinances.

Passed - Vote 6-0

PUBLIC HEARING FOR QUALIFIED ZONE ACADEMY BONDS FOR SCHOOL CAPITAL IMPROVEMENT PROJECTS

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

VOTE (196-2005)

Motion by Councilor Paradis, seconded by Councilor Rousseau:

To approve the Order to finance two school capital improvement projects through a Qualified Zone Academy Bond Issue in the amount of \$1,200,000:

ORDERED, That \$1,200,000 be appropriated to finance the following school renovation projects:

<u>Project</u>	<u>Amount</u>
Middle School Window Replacement wing and Clock Tower re-hab	\$ 500,000
High School Upgrade and Renovate Physical Ed. Fitness Center	<u>700,000</u>
TOTAL	\$1,200,000

FURTHER ORDERED, That to meet this appropriation, \$1,200,000 shall be raised by the issue of Qualified Zone Academy School Bonds;

FURTHER ORDERED, That the City Council instruct the Finance Director to negotiate the sale of the Bonds with TD Banknorth, N.A. or any other qualified purchaser; to award the loan; and to employ Palmer & Dodge LLP to furnish the legal opinion for the same;

FURTHER ORDERED, That the Bonds shall be signed by the City Treasurer and Mayor;

FURTHER ORDERED, That the date, maturities, denominations, interest rate or rates, place or places of payment, form or other details of the Bonds and of the provisions for the sale thereof shall be determined by the Finance Director.

Passed - Vote 6-0

APPROVAL OF THE AMENDED AND RESTATED JOINT DEVELOPMENT AGREEMENT BETWEEN THE CITY OF LEWISTON AND COMMUNITY CONCEPTS

The City Administrator said that the City worked with Community Concepts regarding many different options for their relocation. The new location of 250 Bates Street will provide space for the office building as well as housing units and will be accessible to the downtown neighborhood. Mr. Bennett also noted that the original plan for a road through the downtown area has been deleted from the overall Heritage Initiative plan and that a traffic impact study could be conducted to determine need in the next few years. Resident Jake Grimdell of 331 Pine Street addressed the Council on behalf of the Visible Community organization and stated the group is in full support of this proposal.

VOTE (197-2005)

Motion by Councilor Connors, seconded by Councilor Paradis:

To authorize the City Administrator to execute the Amended and Restated Joint Development Agreement between the City of Lewiston and Community Concepts, Inc., in substantial form as presented, and that the City Administrator be and hereby is authorized to make, execute and deliver other such documents as he, in his discretion, may deem necessary or convenient to the accomplishment of such transaction. Passed - Vote 6-0

ACQUISITION AND DISPOSITION OF 250 BATES STREET

VOTE (198-2005)

Motion by Councilor Connors, seconded by Councilor Paradis:

Be It Resolved by the City Council that the City Administrator be and hereby is authorized to purchase the property at 250 Bates Street from the Roman Catholic Diocese of Portland for the purchase price of \$200,000; to approve the acquisition of the property as defined in the Purchase and Sale Agreement; to dispose of the city owned property at 250 Bates Street, and to execute the Agreement with Community Concepts, Inc. for Purchase and Sale of Real Estate for this property, and that the City Administrator be and hereby is authorized to make, execute and deliver such deeds and other documents as he, in his discretion, may deem necessary or convenient to the accomplishment of such transaction.

Passed - Vote 6-0

ACQUISITION AND DISPOSITION OF 193 BLAKE STREET

Kenny Derboghosian of 36 Shawmut Street inquired about the residents currently in this building. Mr. Bennett stated the City has been in communication with these residents and is working with them.

VOTE (199-2005)

Motion by Councilor Connors, seconded by Councilor Jean:

Be It Resolved by the City Council that the City Administrator be and hereby is authorized to purchase the property at 193 Blake Street from the Lewiston Housing Authority for the purchase price of \$105,000; to approve the acquisition of the property as defined in the Purchase and Sale Agreement; to dispose of the city owned property at 193 Blake Street, and to execute the Agreement with Community Concepts, Inc. for Purchase and Sale of Real Estate for this property, and that the City Administrator be and hereby is authorized to make, execute and deliver such deeds and other documents as he, in his discretion, may deem necessary or convenient to the accomplishment of such transaction. Passed - Vote 6-0

DISPOSITION OF 195 BLAKE STREET

Matthew Smith, executive director of Community Concepts, addressed the Council and stated that the organization is very pleased with the support this project received by the City and they are looking forward to working together on this development.

VOTE (200-2005)

Motion by Councilor Jean, seconded by Councilor Mendros:

Be It Resolved by the City Council that the City Administrator be and hereby is authorized to dispose of the city owned property at 195 Blake Street, and to execute the Agreement with Community Concept, Inc. for Purchase and Sale of Real Estate for this property, and that the City Administrator be and hereby is authorized to make, execute and deliver such deeds and other documents as he, in his discretion, may deem necessary or convenient to the accomplishment of such transaction. Passed - Vote 6-0

PUBLIC HEARING REGARDING ADOPTION OF BOND RESOLUTION FOR THE CAPITAL IMPROVEMENT PROGRAM PROJECTS

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

VOTE (201-2005)

Motion by Councilor Jean, seconded by Councilor Connors:

To approve the Order to authorize the Bond Resolution to finance the Fiscal Year 2006 Capital Improvement Program projects, in the amount of \$9,440,000:

ORDERED, That \$9,440,000 be appropriated for financing the following Capital Improvement Programs:

DEPARTMENT	PROJECT	AMOUNT
Development	Island Point – Design	\$ 200,000
	Downtown Acquisition & Demolition	400,000
	S. Lewiston Development Plan	200,000
LMRC/Bates	Operating Subsidy	665,000
	Project Infrastructure	2,020,000
	Environmental Clean-up	250,000
	Relocation Cost	305,000
	Public Infrastructure	550,000
	Place Steam Line Underground Boiler to Mill 3	120,000
Fire	Aerial Fire Truck	700,000
Public Services	Public Building Improvements	225,000
	Gully Brook Drainage (CSO)	325,000
	Androscoggin River Drainage (CSO)	425,000
	Gendron Business Park Phase II Design	100,000
	S. Gateway Canal St. Cedar to Maple	270,000
	S. Gateway Surface Parking Lot	260,000
	NPDES Storm Water Management	60,000
	Hydro Station – Head Gates	110,000
Public Works	Street Rehabilitation	475,000
	Russell Street Traffic Calming (local share)	77,000
	Goddard Road Improvements	143,000
Municipal Sub-Total		7,880,000
School	Roof Replacement Martel and Pettingill Schools	80,000
	Add School Bus lane – Montello School	50,000
	Asbestos Tile Replacement – Montello School	60,000
	Replace sections of slate roof – Middle School	55,000
	Storm Water Retention – High School	150,000
School Sub-Total		395,000
Water	L/A Water Treatment Program	50,000
	Main St. and Central Ave. Pump Stations Equip. Upgrade	120,000
	Large Main Replacement	200,000
	Small Main Replacement	45,000

Water Sub-Total		415,000
Sewer	Gully Brook Drainage (CSO)	325,000
	Androscoggin River Drainage (CSO)	425,000
Sewer Sub-Total		750,000
GRAND TOTAL		\$9,440,000

FURTHER ORDERED, That to meet this appropriation, \$9,440,000, shall be raised by a Public Improvement Bond Issue;

FURTHER ORDERED, That the City Council instruct the Finance Director to advertise for bids for \$9,440,000 Public Improvement Bonds; to award the loan, and to employ Palmer & Dodge to furnish the legal opinion for the same; provided that in the alternative, the Finance Director is authorized to award the loan to the Maine Municipal Bond Bank;

FURTHER ORDERED, That the bond shall be signed by the City Treasurer and Mayor;

FURTHER ORDERED, That the date, maturities, denominations, interest rate or rates, place or places of payment, form or other details of the bonds and of the provisions for the sale thereof shall be determined by the Finance Director; and

FURTHER ORDERED, That bonds issued hereunder may be subject to call for redemption on such terms as may be determined by the Finance Director.

Passed - Vote 6-0

APPROVAL OF A SPEED TABLE/RAISED CROSSWALK IN FRONT OF PETTINGILL SCHOOL

The City Administrator described this trial program, noting the crosswalk will only be raised about 2-3 inches and it hopefully will be installed by this fall in time for the new school year.

VOTE (202-2005)

Motion by Councilor Connors, seconded by Councilor Paradis:

To authorize the City Administrator to work with the Public Works Department to install a speed table (raised crosswalk) on College Street in front of Pettingill Elementary School and to report back to Council in approximately one year the effectiveness of this traffic-calming device. Passed - Vote 6-0

CONDEMNATION HEARING FOR 52 KING AVENUE

Mayor Guay opened the hearing to determine if the building located at 52 King Avenue meets the dangerous building statutes as defined in Title 17, section 2851 et all. Kevin

Beale from the City Attorney's office reviewed the dangerous building statutes. Building Inspector Gary Campbell reviewed the results of his inspection as a result of the building fire on December 6, 2004. Mr. Campbell said he re-inspected the property on June 3 and nothing had substantially changed. He noted the building is secure but there is structural damage such as the roof needs to be removed and replaced and the floor joist in the kitchen area is damaged and needs to be replaced. Director of Planning and Code Enforcement Gil Arsenault also commented on his findings from his inspection such as trash and debris around the house. Mr. Arsenault noted this is a non-conforming lot and Mr. Bouchard needs approval from the Board of Appeals to rebuild and he has not done this yet.

Property owner Randy Bouchard addressed the Council and said he has secured the property and has cleaned up the debris that was on the lawn and roof as a result of the fire. He said he is planning to rebuild the property once the insurance payment is received. Mr. Bouchard stated he submitted an application in March for a hearing before the Board of Appeals so he can rebuild and he never heard back from the City on his request. The City Administrator suggested that Mr. Bouchard meet with city staff within the next two weeks to follow up on a course of action for the property and for the applicant to have information from the insurance company regarding a timeframe for the insurance money. Mr. Bennett said that the Council may not have a choice but to declare the building as a dangerous building and to order it to be demolished.

VOTE (203-2005)

Motion by Councilor Paradis, seconded by Councilor Jean:

To continue the hearing to the Council meeting of June 21, 2005. Passed - Vote 6-0

**APPROVAL OF MEMORANDUM OF AGREEMENT FOR THE LEWISTON-
AUBURN DOWNTOWN CONNECTOR/TURNPIKE INTERCHANGE
PHASE II STUDY**

VOTE (204-2005)

Motion by Councilor Jean, seconded by Councilor Paradis:

To authorize the City Administrator to execute the Memorandum of Agreement between the Maine Department of Transportation, the Maine Turnpike Authority, the Cities of Auburn and Lewiston and the Androscoggin Transportation Resource Center regarding the Lewiston-Auburn Downtown Connector/Turnpike Interchange Phase II Study, and to authorize Assistant City Administrator Gregory Mitchell and Director of Public Services David Jones to serve as the City's representatives to the Study Project Team and for the Mayor, or his designee, to serve as the City's representative on the Study Advisory Committee. Passed - Vote 6-0

WAIVER OF SECTION 6.06(F) OF THE CITY CHARTER (GNP-IPD)

VOTE (205-2005)

Motion by Councilor Paradis, seconded by Councilor Jean:

That the City Council deems it necessary to adopt a budget which exceeds the percent increase of the Gross National Product-Implicit Price Deflator, and hereby waives the provisions of Section 6.06(f) of the City Charter. Passed - Vote 6-0

FINAL PASSAGE OF THE FISCAL YEAR 2006 TAX RESOLVE

VOTE (206-2005)

Motion by Councilor Jean, seconded by Councilor Connors:

RESOLVED, That the Chief Assessor of the City of Lewiston, Maine be ordered to raise by assessment upon estates of residents of the City of Lewiston, and upon estates of non-resident proprietors in said City of Lewiston for the current fiscal year commencing July 1, 2005, the sum of Thirty-Nine Million Fifty -Five Thousand Seven Hundred Five Dollars for the payment of the county tax, for ordinary indebtedness and expenses, for interest on the debt of the City of Lewiston, and for the payment of lawful debts and dues of the City of Lewiston.

Appropriation Resolve		\$79,024,175
LESS:		
Estimated Revenues	\$38,024,962	
Prior Years' Surplus	1,943,508	
Total Adjustments		\$39,968,470
Net Appropriation		\$39,055,705
TAX LEVY:		\$39,055,705

Interest on Real and Personal Taxes will be charged on all taxes which shall remain unpaid after the respective due dates of September 15, 2005 and March 15, 2006, at the rate of 7.75%.

Any taxpayer who pays an amount in excess of that finally assessed shall be repaid the amount of the overpayment plus interest from the date of overpayment at the rate of 3.75%.

Passed - Vote 6-0

**ADOPTION OF ORDERS ON SCHOOL FUNDING FOR
JULY 1, 2005 TO JUNE 30, 2006**

VOTE (207-2005)

Motion by Councilor Connors, seconded by Councilor Mendros:

ORDERED, That this City Council hereby authorizes the School Committee to expend appropriated monies per line in support of educational programs during Fiscal Year 2005-2006 as follows:

LINE	DESCRIPTION	AMOUNT
1	Undistributed	\$ 10,804,503.00
2	Elementary Education - Instructional	6,459,090.00
3	Elementary Education - All Other	2,291,441.00
4	Middle School - Instructional	2,280,732.00
5	Middle School - All Other	701,231.00
6	High School - Instructional	4,017,232.00
7	High School - All Other	1,167,026.00
8	Special Education	8,139,148.00
9	Vocational - Instructional	1,414,923.00
10	Vocational - All Other	549,661.00
11	Student Activities	555,212.00
12	Adult Education	541,942.00
13	TOTAL	\$ 38,922,141.00

Passed - Vote 6-0

VOTE (208-2005)

Motion by Councilor Connors, seconded by Councilor Mendros:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes to appropriate the sum of \$38,380,199 for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and to raise the sum of \$13,131,748 as the City's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A section 15688.

Explanation: The City's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.

Passed - Vote 6-0

VOTE (209-2005)

Motion by Councilor Connors, seconded by Councilor Mendros:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes to raise and appropriate the sum of \$989,843 for the annual payments on debt service previously approved by the City Council for non-state-funded school construction projects and minor capital projects in addition to the funds appropriated as the local share of the City's contribution to the total cost of funding education from kindergarten to grade 12.

Explanation: Non-state-funded debt service is the amount of money needed to repay the annual payments on Lewiston's long-term debt for major capital school construction projects and minor capital renovation projects that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the City Council.

Passed - Vote 6-0

VOTE (210-2005)

Motion by Councilor Connors, seconded by Councilor Mendros:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby agrees to raise and appropriate the sum of \$406,240 in additional local funds for school purposes under Maine Revised Statutes, Title 20-A, Section 15690.

Explanation: The additional local funds are those locally raised funds over and above the City's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual debt service payment on previously approved non-state-funded school construction projects and the non-state-funded portion of school construction projects and minor capital projects that will help achieve the City budget for educational programs

Passed - Vote 6-0

VOTE (211-2005)

Motion by Councilor Connors, seconded by Councilor Mendros:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes the Lewiston School Committee to expend the sum of \$1,037,008 for the fiscal year beginning July 1, 2005 and ending June 30, 2006 from the City's contribution to

the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under Maine Revised Statutes, Title 20-A, Section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools. Passed - Vote 6-0

VOTE (212-2005)

Motion by Councilor Connors, seconded by Councilor Mendros:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes to appropriate the sum of \$541,942 for adult education for the fiscal year beginning July 1, 2005 and ending June 30, 2006, and to raise the sum of \$357,808 as the local share for adult education. Passed - Vote 6-0

VOTE (213-2005)

Motion by Councilor Connors, seconded by Councilor Mendros:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes the Lewiston School Committee to expend additional state, federal and other funds received during the fiscal year 2005-2006 for school purposes, provided that such additional funds do not require the expenditure of local funds not previously appropriated. Passed - Vote 6-0

VOTE (214-2005)

Motion by Councilor Connors, seconded by Councilor Mendros:

ORDERED, That this City Council hereby authorizes the School Committee to expend appropriated monies per line in support of educational programs during Fiscal Year 2005-2006 as follows:

LINE	DESCRIPTION	AMOUNT
1	Undistributed	\$ 10,804,503.00
2	Elementary Education - Instructional	6,459,090.00
3	Elementary Education - All Other	2,291,441.00
4	Middle School - Instructional	2,280,732.00
5	Middle School - All Other	701,231.00
6	High School - Instructional	4,017,232.00
7	High School - All Other	1,167,026.00
8	Special Education	8,139,148.00
9	Vocational - Instructional	1,414,923.00

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10	Vocational - All Other	549,661.00
11	Student Activities	555,212.00
12	Adult Education	541,942.00
13	TOTAL	\$ 38,922,141.00

Passed - Vote 6-0

REPORTS AND UPDATES

No reports or updates were presented at this time.

OTHER BUSINESS

No items of other business were brought forth at this time.

VOTE (215-2005)

Motion by Councilor Bernier, second by Councilor Jean:

To adjourn at 9:25 P.M. Passed - Vote 6-0

A true record, Attest:

Kathleen M. Montejo, CMC
City Clerk
Lewiston, Maine