

CITY OF LEWISTON

CITY COUNCIL

MAY 17, 2001

**SPECIAL MEETING HELD AT THE BATES MILL EXECUTIVE
CONFERENCE ROOM AT 5:00 P.M.**

THE HONORABLE KAILEIGH A. TARA, MAYOR, PRESIDING.

PRESENT: Councilors Bernier, Carignan, Jean, Samson, Adams, City Administrator Bogdan Vitas Jr., Assistant City Administrator Phil Nadeau, and City Clerk Kathleen Montejo.

Pledge of Allegiance to the Flag.
Moment of Silence.

**AMENDMENT TO THE JOINT DEVELOPMENT AGREEMENT BETWEEN
THE CITY OF LEWISTON, LEWISTON MILL REDEVELOPMENT
CORPORATION AND BATES MILL LLC.**

VOTE (1)

Motion by Councilor Carignan, seconded by Councilor Jean:

BE IT RESOLVED, that the City be and hereby is authorized to enter into an agreement extending for a period of two (2) years the Joint Development Agreement entered into by the City of Lewiston, the Lewiston Mill Redevelopment Corporation and Bates Mill Limited Liability Company upon such terms as the City Administrator in his sole and complete discretion deems appropriate; and that City Administrator be and hereby is authorized to make, execute and deliver any documents which he in his sole and complete discretion may deem necessary or convenient for the accomplishment of the foregoing.

Councilor Carignan noted the LMRC board voted 8-3 this afternoon to endorse the agreement, and he noted that he was one of the members who voted against the agreement. Councilor Carignan stated that he does not feel this is a fair agreement and could become a better agreement for the City if additional time was allowed. He feels the City is forced into a position to accept the offer or there is no alternative, and he believes the City is placed in this type of position too frequently.

Councilors Carignan and Bernier noted that the previous discussions regarding development investment in Mill Three was approximately \$4 million dollars, not the \$1.25 million that the agreement states. Councilor Carignan mentioned concerns with the termination date and right of first refusal clause outlined in the agreement. Mayor Tara reminded the Council that they can not re-negotiate parts of the agreement, it needs to be accepted or rejected in full.

Councilor Adams reminded the Council this issue was postponed from the May 15 Council meeting to allow for input from the LMRC regarding their recommendation of the agreement, which they voted on this afternoon. The Council received the LMRC recommendation by a vote of 8-3 to accept the agreement. The Mayor reminded Councilors the goal is to sell the buildings.

Paul Gosselin, chairperson of LMRC, addressed the Council and stated the LMRC Board did have major reservations with this deal and wish they could have re-written the agreement somewhat. However, the Board recognized that the citizens want the City out of the business of owning and operating real estate and to get the mill buildings out of municipal hands, and the agreement presented is the best deal that the City can get at this point in time. Passed - Vote - 4-1 (Councilor Carignan opposed.)

VOTE (2)

Motion by Councilor Jean, seconded by Councilor Adams:

To adjourn at 5:12 P.M. Passed - Vote 5-0

A true record, Attest:

Kathleen M. Montejo, CMC
City Clerk
Lewiston, Maine