

CITY OF LEWISTON

CITY COUNCIL

SEPTEMBER 18, 2001

REGULAR MEETING HELD IN THE COUNCIL ROOM AT 6:00 P.M.

THE HONORABLE KAILEIGH A. TARA, MAYOR, PRESIDING.

PRESENT: Councilors Gousse, Bernier, Carignan, Jean, Samson, Bilodeau, 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.

Presentation in Recognition of Grandparents featured in the Lewiston Generational Display in honor of National Grandparent's Day

Mayor Tara presented five grandparents with certificates of recognition and thanks. These grandparents from Lewiston and Auburn were nominated by their grandchildren as grandparents who have greatly influenced their lives and played an important role in the development of their grandchildren.

Presentation in Recognition of local Festival Directors - Liberty Festival, Festival de Joie and Great Falls Balloon Festival

Lionel Guay, Director of the Festival de Joie and Leslie Thayer, a director with Great Falls Balloon Festival, attended the meeting to receive certificates of thanks and recognition from the City for the great work they did during the festivals this past summer. The Mayor stated that the festivals always provide a great addition to the community spirit of the City, and residents participate and greatly enjoy the activities. Liberty Festival Director Nick Knowlton was unable to attend the meeting.

Committee Appointment

VOTE (1)

Motion by Councilor Bilodeau, seconded by Councilor Jean:

To confirm the Mayor's nomination of Fernand Rodrigue, 16 Deforge Street, to a five year term on the Housing/Urban Renewal Authority board, said term to expire September 17, 2006. Passed Vote 7-0

VOTE (2)

Motion by Councilor Samson, seconded by Councilor Jean :

To dispense with the reading of the minutes of the September 4, 2001, meeting and to accept and place them on file as prepared by the City Clerk. Passed - Vote 7-0

At the request of the Finance Director, the agenda item for the proposed policy on fund balances was brought forward as the first item.

**DISCUSSION OF PROPOSED POLICY ON DESIGNATED
AND UNDESIGNATED FUND BALANCE**

The Council held a discussion with the Finance Director regarding the proposed policy for the designated and undesignated fund balances of the city budget. It was noted that during the budget preparation workshops this past spring, the need for such as policy to outline and govern the city's financial procedures was important to have. Council suggested the discussion and review of the proposed policy be an agenda item for their next workshop on October 9, and the Administrator and Finance Director concurred.

TRAFFIC SCHEDULE AMENDMENTS

VOTE (3)

Motion by Councilor Jean, second by Councilor Carignan:

To adopt the following amendments to the Traffic Schedule:

Section 9 - Parking Prohibited - All Times - Fire Lanes, is hereby amended as follows:

CENTRAL AVENUE Even numbered side, west side, beginning at a point 700' from the northwesterly corner of Central Avenue and Campus Avenue and extending northeasterly on Central Ave a distance of 100'.

Odd numbered side, east side, beginning at a point 690' from the northeasterly corner of Central Avenue and Campus Avenue and extending northeasterly on Central Avenue a distance of 100'.

Passed - Vote 7-0

VOTE (14)

Motion by Councilor Jean, second by Councilor Carignan:

To adopt the following amendments to the Traffic Schedule:

Section 37 - Speed Limits, is hereby amended as follows:

MILL STREET 10 MPH between Chestnut Street and Main Street

Passed - Vote 7-0

PUBLIC HEARING AND FINAL PASSAGE OF THE PARKS AND RECREATION ORDINANCE

VOTE (5)

Motion by Councilor Carignan, second by Councilor Jean:

That the proposed amendment to the City Code of Ordinances, Chapter 54 “Parks and Recreation”, Sections 7 and 8, receive final passage by a roll call vote. Passed - Vote 7-0

ADOPTION OF ORDERS ON SCHOOL FUNDING FOR JULY 1, 2001 - JUNE 30, 2002

VOTE (6)

Motion by Councilor Samson, second by Councilor Bilodeau:

ORDERED, That this City Council hereby authorizes the School Committee to expend appropriated monies per line in support of educational programs during Fiscal Year 2001-2002 as follows:

LINE	DESCRIPTION	AMOUNT
1	Undistributed	\$ 9,502,733.00
2	Elementary Education - Instructional	5,713,379.00
3	Elementary Education - All Other	2,015,279.00
4	Junior High School - Instructional	2,173,165.00
5	Junior High School - All Other	608,084.00
6	High School - Instructional	3,706,325.00
7	High School - All Other	1,038,338.00
8	Special Education	5,839,181.00
9	Vocational - Instructional	1,263,421.00
10	Vocational - All Other	497,501.00
11	Student Activities	442,512.00
12	Adult Education	430,889.00
13	TOTAL	\$ 33,230,807.00

Passed - Vote 7-0

VOTE (7)

Motion by Councilor Samson, second by Councilor Bilodeau:

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 \$26,577,367 and to raise as the local share of the foundation the sum of \$12,600,759. Passed - Vote 7-0

VOTE (8)

Motion by Councilor Samson, second by Councilor Bilodeau:

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 \$59,780 and to raise as the local share of the debt service, the sum of \$30,536. Passed - Vote 7-0

VOTE (9)

Motion by Councilor Samson, second by Councilor Bilodeau:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby agrees to appropriate \$2,247,900 in additional local funds under the provisions of 20-A, M.R.S.A., Section 15614. Passed - Vote 7-0

VOTE (10)

Motion by Councilor Samson, second by Councilor Bilodeau:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes the Lewiston School Committee to expend \$33,230,807 for the fiscal year beginning July 1, 2001 and ending June 30, 2002 from the state foundation allocation (\$16,976,608), state debt service allocation (\$29,244), student activities (\$15,000), rentals - classrooms and auditoriums (\$12,000), state agency clients - special education (\$120,000), surplus-prior year (\$467,871), Medicaid reimbursement (300,000), local appropriation (\$14,879,195) for the support of schools. Passed - Vote 7-0

VOTE (11)

Motion by Councilor Samson, second by Councilor Bilodeau:

ORDERED, That upon recommendation of the Department of Education, this City Council hereby authorizes an appropriation of \$430,889 for adult education and to bring forward surplus-prior year (\$-0-), and to raise as the local share for adult education the sum of \$247,889. Passed - Vote 7-0

VOTE (12)

Motion by Councilor Samson, second by Councilor Bilodeau:

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)	\$ 32,426.00
Chapter I (Title IA)	1,054,364.00
Chapter II (Title VI)	45,338.00
Local Entitlement, Part B, P.L. 101-476	399,024.00
Emergency Shelter Program	123,781.00
Drug Free School Program (Title IV)	30,928.00
Carl D. Perkins Vocational and Applied Technology Education Act of 1990 (P.L. 101-392)	158,344.00
Pre-Apprenticeship	5,000.00
Maine Career Advantage	5,000.00
Adult Basic Education	56,189.00
Carl Perkins - Central Maine Technical College	3,800.00
Class Size Reduction Grant	218,724.00
Learning Results	44,570.00
ESTIMATED TOTAL	\$ 2,177,488.00

Passed - Vote 7-0

SPECIAL AMUSEMENT PERMIT FOR THE TUNNEL

Police Chief William Welch made a presentation to the Council. He stated that police officers are hired by The Tunnel to be present during the hours of 12 midnight to 3am, when the business usually closes on the weekends. Chief Welch stated that the police calls listed in the police department log are high, but many of these incidents are reported by the officers who are present. The Chief stated that he has met with the business owners on several occasions regarding problems with patrons, and the owners have been extremely accommodating and have complied with all requests made by the Chief. He noted that a nightclub business which has an occupancy load of approximately 700 people is bound to

have it's share of police calls, but the police department have found the owners to be very cooperative and professional. He stated the police department does not have any objection to the renewal of the special amusement permit.

VOTE (11)

Motion by Councilor Adams, second by Councilor Bilodeau:

To grant a Special Amusement Permit for Dancing and Entertainment to The Tunnel, 855 Lisbon Street. Passed - Vote 7-0

**NATIONAL GRANT APPLICATION FOR RESTORATION
OF BATES MILL RECORDS**

Library Director Rick Speer made a brief presentation to the Council regarding the grant application. He noted the Library previously applied for this grant last year, and their application received high marks from the selection committee, and the committee urged the Library to re-apply the following year when additional funds become available.

VOTE (12)

Motion by Councilor Carignan, second by Councilor Samson:

To authorize the Library Director to submit a grant application to the National Historical Publications and Records Commission for processing of the Bates Mill records and establishing a Regional History Center and Archives within the Library; and to resolve to support the position of a full-time archivist for the Library and to commit to funding the local share in next year's city budget. Passed - Vote 7-0

DISCUSSION OF PROPOSED POLICY ON CITY ILLUMINATION

Councilors reviewed the proposed policy on city illumination, and supported the procedures and concepts outlined in the draft policy. The policy will be brought before Council during an October meeting for final approval and adoption.

**UPDATE FROM LEWISTON MILL REDEVELOPMENT CORPORATION
REPRESENTATIVES**

No report was presented at this time.

REPORT FROM THE SCHOOL COMMITTEE

No report was presented at this time.

OTHER BUSINESS

Councilor Bilodeau mentioned that she would like to have the Council revisit the city ordinance regarding funding of conference centers. The current city code states that any use of local tax money or federal grants for the construction or renovation of a conference center must be approved by a vote of the electorate. She will be exploring this issue with city administration.

Mayor Tara reminded the Councilors of the September 26th groundbreaking ceremony for the Neighborhood Housing Initiative and encouraged all Councilors to be in attendance.

VOTE (15)

Motion by Councilor Bilodeau, second by Councilor Gousse:

To designate the City Administrator as the voting delegate, and Assistant Administrator as the alternate voting delegate, to the Maine Municipal Association's annual meeting.

Passed - Vote 7-0

A resident requested the City look into having Veteran's Bridge cleaned up. The Administrator will follow-up.

Mayor Tara stated the Community Prayer Vigil, held on Sunday night, was a great success with strong participation from the community residents.

Councilor Carignan inquired about the bids received for the Courthouse Plaza project.

**EXECUTIVE SESSION HELD IN THE
EXECUTIVE CONFERENCE ROOM AT 7:35PM**

VOTE (16)

Motion by Councilor Bilodeau, second by Councilor Samson:

To enter into executive session to discuss real estate negotiation of which the premature disclosure of the information would prejudice the competitive bargaining position of the City. Passed - Vote 7-0

Executive Session began at 7:35pm. Session ended at 7:45pm.

VOTE (17)

Motion by Councilor Jean, second by Councilor Carignan:

To adjourn at 7:45 P.M. Passed - Vote 7-0

A true record, Attest:

Kathleen M. Montejo, CMC
City Clerk
Lewiston, Maine