

# CITY OF LEWISTON

**CITY COUNCIL**

**JULY 13, 1999**

THE HONORABLE KAILEIGH A. TARA, MAYOR, PRESIDING.

PRESENT: Councilors Lynch, Kelly, Carignan, Albert, Samson, Bilodeau, Putnam, City Administrator Robert J. Mulready, Student Representative Karen Gagnon and City Clerk Kathleen Montejo

Pledge of Allegiance to the Flag.

Moment of Silence.

## **APPOINTMENTS TO BOARDS AND COMMITTEES**

### **VOTE (1)**

Motion by Councilor Lynch, seconded by Councilor Carignan:

To confirm the Mayor's appointment of Roger Philippon, 3 Champlain Avenue, to a 2 year term on the Cable Television Advisory Committee, said term to expire 01/04/00.

Passed - Vote 7-0

The Mayor also announced her appointment of Brenda Leavitt, 350 Randall Road, to complete an unexpired 3 year term on the Finance Committee, said term to expire 01/03/01.

### **VOTE (2)**

Motion by Councilor Carignan, seconded by Councilor Samson:

To dispense with the reading of the minutes of the June 15, 1999, meeting and to accept and place them on file as prepared by the City Clerk. Passed - Vote 7-0

## **PUBLIC HEARING ON AN ORDINANCE AMENDMENT PERTAINING TO APPLICABILITY AND TRAFFIC MANAGEMENT**

The ordinance amendment pertaining to applicability and traffic management received first reading at this time.

### **VOTE (3)**

Motion by Councilor Kelly, seconded by Councilor Bilodeau:

That the Code amendment pertaining to Applicability and Traffic Management, to allow the City to continue to have local review authority over projects generating 100 or more passenger car equivalents, has passage on first reading by a yea or nay vote. Passed - Vote 7-0

**VOTE (4)**

Motion by Councilor Bilodeau, seconded by Councilor Lynch:

That Rule 7 (c) of the Rules Governing the City Council be suspended to allow for a second reading at this time.  
Passed - Vote 7-0

The ordinance amendment pertaining to applicability and traffic management received its second reading at this time.

**VOTE (5)**

Motion by Councilor Bilodeau, seconded by Councilor Kelly:

That the Code amendment pertaining to Applicability and Traffic Management, to allow the City to continue to have local review authority over projects generating 100 or more passenger car equivalents, have final passage by a yea or nay vote.  
Passed - Vote 7-0

**FISCAL YEAR 2000 BOND ISSUE PROJECTS**

The City Administrator explained the need to act on these issues now in order to meet the summer construction schedule. These issues involve student safety and need to be completed.

**VOTE (6)**

Motion by Councilor Samson, seconded by Councilor Albert:

To authorize the City Administrator and Finance Director to proceed with projects as follows; said projects to be funded through a future bond issue.

ORDERED, That the City Council grant preliminary authorization for the following bond issue projects to proceed immediately in order to meet the summer 1999 construction schedules:

<u>SCHOOL</u>	<u>PROJECT</u>	<u>AMOUNT</u>
Middle School	- Accessible route of entry with parking and sidewalk curb cuts	\$35,000
Middle School	- Intercom System	40,000

FURTHER ORDERED, To authorize the expenditure of these monies at this time and to authorize the City Administrator and Finance Director to proceed as necessary with the projects as outlined.

FURTHER ORDERED, That the entire bonding package for fiscal year 2000 be presented to the City Council at the August 17, 1999 meeting for public hearing and final approval.  
Passed - Vote 7-0

**RATIFICATION OF COLLECTIVE BARGAINING  
AGREEMENT WITH FIRE FIGHTERS**

**VOTE (7)**

Motion by Councilor Samson, seconded by Councilor Carignan:

To ratify the Collective Bargaining Agreement between the City of Lewiston and the Local 785 of the International Association of Fire Fighters (IAFF), said agreement being for the period of July 1, 1998 to June 30, 2001, and to authorize the Mayor to sign the agreement on behalf of the City of Lewiston. Passed - Vote 7-0

**RATIFICATION OF COLLECTIVE BARGAINING  
AGREEMENT WITH POLICE SUPERVISORY COMMAND UNIT**

**VOTE (8)**

Motion by Councilor Samson, seconded by Councilor Carignan:

To ratify the Collective Bargaining Agreement between the City of Lewiston and the Lewiston Police Supervisory Command Unit, said agreement being for the period of July 1, 1998 to June 30, 2001, and to authorize the Mayor to sign the agreement on behalf of the City of Lewiston.  
Passed - Vote 7-0

**AMENDMENTS TO POLICY MANUAL**

Mayor Tara stated the new Cancer Screening Leave will allow time for preventative care for employees and said this new policy shows a pro-active approach by the City in taking the lead on this important issue.

**VOTE (9)**

Motion by Councilor Bilodeau, seconded by Councilor Kelly:

To approve amendments to the Personnel Policies regarding Bereavement Leave, Cancer Screening Leave, Sick Leave, Deferred Compensation and Violence in the Work Place and the Employee Health Promotion Program Policy. Passed - Vote 7-0

**AUTHORIZATION TO ACCEPT TRANSFER OF FORFEITURE FUNDS**

**VOTE (10)**

Motion by Councilor Lynch, seconded by Councilor Bilodeau:

That pursuant to Title 15, Maine Revised Statutes Annotated, Section 5824(3) and Section 5826(6) the City Council hereby acknowledges and approves of the transfer of \$950.00 in the case of State of Maine vs. Louis Corriveau, via consent agreement. Being funds forfeited pursuant to court process. It is further acknowledged that these funds shall be credited to the 'City of Lewiston Drug Enforcement Program', funds to be deposited in Account No. 590-3514050. Passed - Vote 7-0

**VOTE (11)**

Motion by Councilor Lynch, seconded by Councilor Bilodeau:

That pursuant to Title 15, Maine Revised Statutes Annotated, Section 5824(3) and Section 5826(6) the City Council hereby acknowledges and approves of the transfer of \$600.00 in the case of State of Maine vs. Roger Lebel, Docket No. 98-6828. Being funds forfeited pursuant to court process. It is further acknowledged that these funds shall be credited to the 'City of Lewiston Drug Enforcement Program', funds to be deposited in Account No. 590-3514050. Passed - Vote 7-0

**VOTE (12)**

Motion by Councilor Lynch, seconded by Councilor Bilodeau:

That pursuant to Title 15, Maine Revised Statutes Annotated, Section 5824(3) and Section 5826(6) the City Council hereby acknowledges and approves of the transfer of \$68.37 in the case of State of Maine vs. Laurel Merchant, Docket No. 98-6829. Being funds forfeited pursuant to court process. It is further acknowledged that these funds shall be credited to the 'City of Lewiston Drug Enforcement Program', funds to be deposited in Account No. 590-3514050. Passed - Vote 7-0

**VOTE (13)**

Motion by Councilor Lynch, seconded by Councilor Bilodeau:

That pursuant to Title 15, Maine Revised Statutes Annotated, Section 5824(3) and Section 5826(6) the City Council hereby acknowledges and approves of the transfer of proceeds from the liquidation of assets (two firearms serial no. B7337251 and NB286990) in the case of State of Maine vs. Mark Williams, Docket No. CR-98-473. Being funds forfeited pursuant to court process. It is further acknowledged that these funds shall be credited to the 'City of Lewiston Drug

Enforcement Program', funds to be deposited in Account No. 0291-65752 at People's Heritage Bank. Passed - Vote 7-0

**GREAT FALLS BALLOON FESTIVAL**

**VOTE (14)**

Motion by Councilor Lynch, seconded by Councilor Bilodeau:

To approve the following requests for the Great Falls Balloon Festival to be held August 20, 21, 22, 1999:

1. To authorize the use of Railroad Park, Heritage Park and the former Libby Mill Parking lot from 4:30 P.M., Thursday, August 19 to 7:00 P.M., Sunday, August 22, 1999.

2. To authorize the closing of one lane of the Longley Memorial Bridge from 6:00 P.M., Friday, August 20 to 6:00 P.M., Sunday, August 22, 1999.

3. To authorize the temporary closure of the following streets to vehicular traffic:

Mill St. - August 20 8:00 A.M. to August 22 6:00 P.M.

Island Ave. - August 21 8:00 A.M. to 5:00 P.M.

Canal St. - Main St. to Ash St.

August 22 11:30 A.M. to 12:30 P.M.

Canal Bridge - Main St. - One southbound lane

August 22 11:30 A.M. to 12:30 P.M.

4. To prohibit peddlers and/or vendors from the following areas from Friday, August 20 6:00 P.M. to Sunday, August 22 6:00 P.M., unless permission is granted by the Great Falls Balloon Festival, Inc.:

Main St. - between Middle St. & Longley Memorial Bridge

Lisbon St. - between Chestnut St. and Main St.

Lincoln St. - between Chestnut St. and Main St.

Canal St. - between Chestnut St. and Main St.

Oxford St. - between Cedar St. and Cross St.

North Street

Water Street

Adjacent area between Cross Canal #1 & Androscoggin River

5. To authorize the Police Department to provide traffic control, crowd control and to tow any vehicles not in conformance with posted parking bans.

6. To waive the Facility Use Policy to allow for the use of up to 400 chairs and 30 tables from the Lewiston Armory for use in activity areas.
  7. To authorize the Public Works Department to assist with the erection of the food booths.
- Passed - Vote 7-0

**SPECIAL AMUSEMENT PERMITS AND LIQUOR LICENSE APPROVALS**

**VOTE (15)**

Motion by Councilor Lynch, seconded by Councilor Bilodeau:

To grant a Special Amusement Permit for Dancing and Entertainment to the Festival de Joie Committee for the annual Festival to be held at the Central Maine Civic Center on July 30, 31 & August 1, 1999. Passed - Vote 7-0

**VOTE (16)**

Motion by Councilor Lynch, seconded by Councilor Bilodeau:

To grant a Special Amusement Permit for Dancing and Entertainment to Chances Pub, 675 Main Street.  
Passed - Vote 7-0

**VOTE (17)**

Motion by Councilor Bilodeau, seconded by Councilor Kelly:

To authorize the City Clerk's Office to approve the liquor license application for Jade Garden, 657 Main Street.  
Passed - Vote 7-0

**UPDATE ON FISCAL YEAR 2000 CAPITAL PROJECTS**

Public Works Director Chris Branch updated the City Council on various projects his department will be undertaking in the new fiscal year. Mr. Branch addressed such projects as street resurfacing, sidewalk upgrades, street light improvements, storm drainage replacements as well as other related projects. He noted the street paving should begin the week of July 20.

**RECYCLING FACILITY AGREEMENT WITH AUBURN**

**VOTE (18)**

Motion by Councilor Samson, seconded by Councilor Bilodeau:

To authorize the City Administrator to enter into a Recycling Facility Agreement with the City of Auburn.

Passed - Vote 7-0

**RECYCLING FACILITY AGREEMENT WITH RAYMOND**

**VOTE (19)**

Motion by Councilor Bilodeau, seconded by Councilor Carignan:

To authorize the City Administrator to enter into a Recycling Facility Agreement with the Town of Raymond.

Passed - Vote 7-0

**SCHOOL COMMITTEE REPORT**

Councilor Albert thanked the Councilor for its support of the school bond issues approve earlier in the meeting. He stated the next School Committee meeting will be held in a few weeks, this will be a planning session for the new school year. One area the group will be addressing is learning results and how to measure these results.

**OTHER BUSINESS**

- 1) The Mayor announced the Lewiston Girls High School Tennis Team will be attending the August 17 Council meeting for a recognition of their recent state championship.
- 2) Councilor Bilodeau announced the July 20 Downtown Task Force presentation at the Planning Board meeting which all Councilors are invited to attend.
- 3) Assistant City Administrator Phil Nadeau updated the Council on the natural gas pipeline project; construction will begin next week.
- 4) Mr. Nadeau also updated the Council on the cable television negotiations.
- 5) Councilor Kelly invited Councilors to attend a July 19 No Name Pond watershed meeting to hear citizen concerns.

Resident Dave Burnham addressed the Council and noted the 35 plus residents in attendance tonight are present due to his request. He stated they represent other residents who are concerned with the level of spending by the Council on unnecessary items and they are seeking more efficiency in city operations. Mr. Burnham noted he owns a business at 944 Lisbon Street and he hears similar remarks from his customers

on a daily basis. Four additional members of the public spoke regarding their concerns of high taxes and needing to limit spending; most stated they live on a fixed budget and want to see their tax dollars spent on necessary items.

Councilors thanked Mr. Burnham and the residents for taking an interest in their government and for participating in the meeting.

**VOTE (20)**

Motion by Councilor Kelly, second by Councilor Bilodeau:

To adjourn at 8:55P.M. Passed - Vote 7-0

A true record, Attest:

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Kathleen M. Montejo  
City Clerk  
Lewiston, Maine