

IN COUNCIL REGULAR MEETING JANUARY 2, 2024, VOL. 37 PAGE 122

Mayor Harmon called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Councilor Milks had an excused absence. Mayor Harmon and all other Councilors were present.

Pledge of Allegiance

- I. **Consent Items** – All items with an asterisk (*) are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member or a citizen requests, in which event, the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.
 1. **Order 01-01022024***
Confirming Chief Moen’s appointment of Aaron Briere, Dalton Geisel, and Ronald Seguin as Constable with firearm/arrest powers for the Auburn Police Department.
 2. **Order 02-01022024***
Authorizing the City Clerk to waive the \$200 business license fee for the food service license for the Danville Junction Grange #65.
 3. **Order 03-01022024***
Setting the time to open the polls at 7:00 a.m. for all 2024 Auburn Elections.

Motion was made by Councilor Gerry and seconded by Councilor Walker for passage of the three consent items.

Passage 6-0.

II. **Minutes** – December 18, 2023, Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Platz to approve the minutes of the December 18, 2023, Regular Council Meeting as corrected.

Passage 6-0.

III. **Communications, Presentations and Recognitions** – None

IV. **Open Session** – No one from the public spoke.

V. **Unfinished Business** - None

VI. **New Business**

1. **Ordinance 01-01022024**
Amending Chapter 60 of the zoning ordinance to include Effective Date and Applicability Date of Ordinance #26-11202023. First reading.

Motion was made by Councilor Whiting and seconded by Councilor Gerry for passage.

Public comment – Stephen Beale, 575 Johnson Road spoke in favor noting that delaying this will allow time for the city to evaluate the quality of the soil and he also spoke regarding the 100-foot buffer adding that it should be continued or made part of further discussion.

Pam Rousseau, 745 West Auburn Road stated that she agreed with the comments made by Stephen Beale 100% and wanted to point out concerns she has with the nearness to the watershed and number of cars going through the watershed. She said she would like that to also be considered.

Keri Myrick, 1010 Summer Street stated that she supports Mr. Beales position regarding to looking at the topography of the gravel pit. She noted that we should take some time and err on the side of caution.

Passage 6-0. A roll call vote was taken.

2. Ordinance 02-01022024

Amending Chapter 60 of the zoning ordinance to include Effective Date and Applicability Date of Ordinance #28-11202023. First reading.

*Motion was made by Councilor Cowan and seconded by Councilor Walker to table this item.

Passage 6-0.

3. Order 04-01022024

Authorizing the City Manager to direct staff to work with the Agriculture Working Group, Sustainability & Natural Resource Board, LAWPC, the Planning Board, and public stakeholders to review the adopted amendments and recommend any changes back to the City Council.

Motion was made by Councilor Gerry and seconded by Councilor Walker for passage.

Public comment – Kathy Shaw, Valley View Farm Sopers Mill Road in Auburn, and Chair of the Natural Products and Ag work group said she looks forward to working with the City Council and staff. She stated that they hold their scheduled monthly meetings on the last week of the month and meetings are held at the Auburn Senior Center.

Stephen Beale, 575 Johnson Road spoke in support of the order and stated that he looks forward to working with staff and consultants who may be relevant to these items.

Motion was made by Councilor Weisner and seconded by Councilor Walker to amend by inserting at end of first sentence in the third paragraph the following language “***no later than the second regular City Council meeting in April 2024***”.

Passage 6-0.

Passage of Order 04-01022024 as amended 6-0.

4. Order 05-01022024

Authorizing staff to waive the permit fees for storm damage repairs.

Motion was made by Councilor Walker and seconded by Councilor Whiting for passage.

Public comment – No one from the public spoke.

Passage 6-0.

5. Order 06-01022024

Approving the allocation of an additional \$1,000,000.00 from the FY2022 Undesignated Fund Balance.

Motion was made by Councilor Walker and seconded by Councilor Cowan for passage.

Public comment – Ben Lounsbury pointed out that the agenda used language “undesigned” and should be “undesignated”.

Kathy Shaw, Sopers Mill Road asked what this does to our fund balance.

Pam Rousseau, 745 West Auburn Road asked if this money can go toward things such as the unhoused or affordable housing moving forward.

Passage 6-0.

VII. Open Session – No one from the public spoke.

VIII. Reports

Mayor Harmon thanked the E911 Center, the Fire, Police and Public Works Departments for their work during the flooding event. He thanked the city staff for putting on such a great New Years Eve event, adding that he received many positive comments and lots of people really liked the drone show. Last, he mentioned that there are several board and committee vacancies listed on our website, applications are due by Jan. 4th as the Appointment Committee will be meeting within the next week to consider the applications.

Councilor Platz reported on the School Committee meeting held a few weeks ago. He said there will be another meeting tomorrow, and he will be attending the first Finance meeting of the School Department.

Councilor Walker reported on the New Year’s Eve event that the Age Friendly Committee put on. He said they had a nice luncheon and a good turnout. He announced that there will be an Age Friendly Meeting next Tuesday at 5:30 pm at the Senior Center.

Councilor Weisner reported that he had a great time attending the Airport gathering, he looks forward to working with the board in the future.

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Councilor Cowan stated that he hasn't had any committee meetings yet, but he is looking forward to those.

Councilor Whiting echoed comments and thanks to the Public Works Department and other staff for their work during the wind and rainstorm.

Councilor Gerry also echoed the great job our city staff did handling the storm. She also thanked our community and neighbors.

City Manager Crowell provided an update on storm recovery. He said that he has received feedback from tree crews and CMP that staff did a great job preparing and assessing sites for damage. He thanked the vendors and sponsors that helped make the New Year's Eve event happen. The anticipated attendance was over 5,000. Staff will provide Council with a report of the event with more accurate numbers.

IX. Executive Sessions – None

VIII. Adjournment

Motion was made by Councilor Cowan and seconded by Councilor Whiting to adjourn.

Unanimously approved and the meeting adjourned at 7:33 pm.

*The meeting adjourned without a motion to take proposed Ordinance 02-01022024 from the table.

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ATTEST _____

Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING JANUARY 16, 2024, VOL. 37 PAGE 126

Mayor Harmon called the meeting to order at 7:03 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

Pledge of Allegiance

I. Consent Items

1. Order 07-01162024*

Re-appointing Riley Bergeron to the Planning Board as a full member with a term expiration of 01/01/2027 as recommended by the Appointment Committee.

2. Order 08-01162024*

Appointing Timothy DeRoche to the Planning Board as a full member with a term expiration of 01/01/2027 as recommended by the Appointment Committee.

3. Order 09-01162024*

Appointing Ryan Smith to the Planning Board as a full member with a term expiration of 01/01/2027 as recommended by the Appointment Committee.

4. Order 10-01162024*

Appointing Paul Josephson to the Complete Streets Committee with a term expiration of 01/01/2027 as recommended by the Appointment Committee.

5. Order 11-01162024*

Appointing Barbara (Bonnie) Lounsbury to serve a 4-year term as Chair of the Registration Appeals Board as nominated by the Municipal Clerk.

Items #1, #2, and #3 were removed from the Consent Agenda and moved to New Business per the request of a member of the public (David Trask).

Motion was made by Councilor Gerry and seconded by Councilor Cowan for passage of the remaining two consent items.

Passage 7-0.

II. Minutes – January 2, 2024, Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Milks to approve the minutes of the January 2, 2024, Regular Council Meeting.

Passage 7-0.

III. Communications, Presentations and Recognitions - None

IV. Open Session –

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Evan Cyr, 122 Granite Street, talked about transparency, action taken at a previous meeting to rescind Planning Board appointments, an item that was tabled at the previous meeting, and the appointment process.

Jeff Cote, 465 Merrow Road provided a handout to Councilors and discussed the poor road conditions of Merrow Road.

V. Unfinished Business - None

VI. New Business

Orders 07-01162024, 08-01162024, and 09-01162024 below were removed from the Consent Agenda and placed under New Business.

Order 07-01162024

Re-appointing Riley Bergeron to the Planning Board as a full member with a term expiration of 01/01/2027 as recommended by the Appointment Committee.

Motion was made by Councilor Whiting and seconded by Councilor Gerry for passage.

Public comment – No one from the public spoke.

Passage 7-0.

Order 08-01162024

Appointing Timothy DeRoche to the Planning Board as a full member with a term expiration of 01/01/2027 as recommended by the Appointment Committee.

Motion was made by Councilor Gerry and seconded by Councilor Milks for passage.

Public comment – No one from the public spoke.

Passage 7-0.

Order 09-01162024

Appointing Ryan Smith to the Planning Board as a full member with a term expiration of 01/01/2027 as recommended by the Appointment Committee.

Motion was made by Councilor Gerry and seconded by Councilor Whiting for passage.

Public comment – David Trask, 89 Partridge Lane, spoke regarding transparency and inclusivity, action taken by the council to rescind the Planning Board appointments that were voted on at the 12-4-2023 council meeting, and the nomination of Mr. Smith.

Passage 4-3 (Councilors Walker, Weisner, and Milks opposed).

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1. Order 12-01162024

Approving the liquor license for Burnt Ends Barbeque, LLC. located at 120 Center Street. Public hearing and vote.

Motion was made by Councilor Milks and seconded by Councilor Walker for passage.

Public hearing - No one from the public spoke.

Passage 7-0.

2. Order 13-01162024

Amending Order 171-12182023, previously adopted by the City Council on 12/18/2023, correcting the language as outlined in Sec. 26-25 of our ordinance.

Motion was made by Councilor Whiting and seconded by Councilor Walker for passage.

Public comment – No one from the public spoke.

Passage 7-0.

3. Ordinance 03-01162024

Amending Article V, Division 2, Sections 2-430, 2-431, 2-433, 2-434, 2-435, and 2-441 of Auburn's Code of Ordinances and striking all language referencing the Regulatory Advisory Board. Public hearing and first reading.

Motion was made by Councilor Gerry and seconded by Councilor Cowan for passage.

Public hearing – No one from the public spoke.

Passage 6-0-1 (Councilor Milks abstained).

4. Ordinance 04-01162024

Amending Article V, Division 2, Sections 2-430, 2-431, 2-432, 2-433, 2-434, and 2-435 of Auburn's Code of Ordinances and reinstating the Board of Assessment Review ordinance. Public hearing and first reading.

Motion was made by Councilor Gerry and seconded by Councilor Whiting for passage.

Public hearing – No one from the public spoke.

Passage 6-0-1 (Councilor Milks abstained).

5. Ordinance 05-01162024

Amending Chapter 60, Article XV reinstating the Zoning Board of Appeals ordinance. Public hearing and first reading.

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Motion was made by Councilor Walker and seconded by Councilor Whiting for passage.

Public hearing – No one from the public spoke.

Passage 6-0-1 (Councilor Milks abstained).

6. Ordinance 06-01162024

Amending Sec. 2-466 of the Auburn Code of Ordinances correcting the Planning Board Compensation language. Public hearing and first reading.

Motion was made by Councilor Cowan and seconded by Councilor Whiting for passage.

Public hearing – No one from the public spoke.

Passage 7-0.

7. Order 14-01162024

Directing the Sustainability & Natural Resource Management Board to create a solid waste and recycling plan to be presented to the City Council no later than August 19, 2024.

Motion was made by Councilor Gerry and seconded by Councilor Cowan for passage.

Public comment – No one from the public spoke.

Passage 7-0.

8. Order 15-01162024

Appointing Mayor Jeffrey Harmon to serve on the Maine Municipal Associations' Legislative Policy Committee with a term expiration of June 2024.

Motion was made by Councilor Whiting and seconded by Councilor Cowan for passage.

Public comment – No one from the public spoke.

Passage 7-0.

VII. Open Session -

Evan Cyr, 122 Granite Street spoke again regarding transparency and letting a tabled item die without providing an explanation, adding that there are residents that are in full support of the delay of the Lake Auburn Watershed zoning ordinances.

VIII. Reports

Mayor Harmon reported that the Auburn Water District Board of Trustees will be meeting tomorrow at the district office.

Councilor Whiting reported that the Auburn Nordic Association has plenty of snow, and he congratulated Miss Condit and Miss Garcia who both had top ten finishes in the Roy Varney Nordic Race.

Councilor Cowan reported that the Lewiston Auburn Transit Committee (LATC) will be meeting in February.

Councilor Platz provided an update on last School Committee meeting adding that more information can be found on the school department's website. He also gave a shout out to Public Works crews for their work with snow clean up.

City Manager Crowell reported that the 1st Legislative Policy Committee session for the Maine Municipal Association will be held later this week. He reported on the orientation process for city staff and announced that the City Council retreat is scheduled for February 3rd from 8:00 a.m. until noon at Auburn Hall, in the Community Room and is open to the public.

December 2023 Finance Report – Kelsey Earle

Motion was made by Councilor Milks and seconded by Councilor Weisner to accept the December Finance Report.

Passage 7-0.

IX. Executive Sessions –

Labor contract discussion, pursuant to 1 M.R.S.A. §405(6)(D).

Motion was made by Councilor Whiting and seconded by Councilor Cowan to go into executive session.

Passage 6-0 (Councilor Walker was not in the room for the vote). Time in – 8:04 pm.

Council was declared out of executive session at 8:40 pm.

Economic development, pursuant to 1 M.R.S.A. §405(6)(C) where premature disclosure would prejudice the competitive or bargaining position of the City.

Motion was made by Councilor Weisner and seconded by Councilor Walker to go into executive session.

Passage 7-0. Time in – 8:40 pm.

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Council was declared out of executive session at 9:17 pm.

VIII. Adjournment – the meeting adjourned at 9:17 pm.

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ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING FEBRUARY 5, 2024, VOL. 37 PAGE 132

Mayor Harmon called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

Pledge of Allegiance

I. Consent Items

1. Order 16-02052024*

Confirming Mayor Harmon's re-appointment of Leonard Kimble to serve on the Ethics Panel with a term expiration of 11/01/2026.

Motion was made by Councilor Walker, seconded by Councilor Milks for passage of the one consent item.

Passage 7-0.

II. Minutes – January 16, 2024, Regular Council Meeting

Motion was made by Councilor Walker, seconded by Councilor Platz to approve the minutes of the January 16, 2024, Regular Council meeting.

Passage 7-0.

III. Communications, Presentations and Recognitions

- Presentation – Tax Increment Financing (TIF) and Credit Enhancement Agreement (CEA) – Glen Holmes
- Communication - Formation of a Mayor's Ad Hoc Committee on the Public Safety Building
- Communication - Formation of a Mayor's Ad Hoc Committee on Housing

IV. Open Session –

Joe Mailey, 82 Webster Street, provided written testimony regarding the new PAL Center to be constructed on Chestnut Street with questions and concerns. He also expressed concerns that notices were sent to building owners in that area and not to the tenants. He stated that he would like to see the City of Auburn enhance some of the mailings or at least discuss it.

Andy Titus, 24 Rubellite Lane, provided comments regarding the upcoming budget and three things that should be looked at. The tax levy, the fund balance, and salaries. He added that he would like to see any future surpluses of the fund balance to go toward the tax levy.

V. Unfinished Business

1. Ordinance 03-01162024

Amending Article V, Division 2, Sections 2-430, 2-431, 2-433, 2-434, 2-435, AND 2-441 of Auburn's Code of Ordinances and striking all language referencing the Regulatory Advisory Board. Second reading.

Motion was made by Councilor Gerry, seconded by Councilor Cowan for passage.

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Public comment – No one from the public spoke.

Passage 7-0.

2. Ordinance 04-01162024

Amending Article V, Division 2, Sections 2-430, 2-431, 2-432, 2-433, 2-434, and 2-435 of Auburn’s Code of Ordinances and reinstating the Board of Assessment Review ordinance. Second reading.

Motion was made by Councilor Whiting, seconded by Councilor Cowan for passage.

Public comment – No one from the public spoke.

Passage 7-0.

3. Ordinance 06-01162024

Amending Sec. 2-466 of the Auburn Code of Ordinances correcting the Planning Board Compensation language. Second reading.

Motion was made by Councilor Platz, seconded by Councilor Cowan for passage.

Public comment – No one from the public spoke.

Passage 7-0.

VI. New Business

1. Order 17-02052024

Amending the Future Land Use Plan map in the Comprehensive Plan to designate City Assessor’s Parcel I.D.’s 174-004, 174-004-001 and 174-004-002 land use as Suburban Development District.

Motion was made by Councilor Cowan, seconded by Councilor Walker for passage.

Public hearing – No one from the public spoke.

Failed 1-6 (Councilors Gerry, Whiting, Cowan, Milks, Weisner, and Platz opposed).

2. Ordinance 07-02052024

Amending the zoning map of the City of Auburn entitled “City of Auburn, Zoning Map, dated May 16, 2016,” revised through its current date and revisions, as provided under Sec. 60-5 of the Zoning Ordinance by amending approximately 11 acres of Parcel ID 174-004-001, located on Riverside Drive, from the Agriculture and Resource Protection (AGRP) zoning district to the Low-Density Rural Residence (RR) zoning district. Public hearing and first reading.

Motion was made by Councilor Walker, seconded by Councilor Whiting for passage.

Public hearing – No one from the public spoke.

Motion was made by Councilor Whiting and seconded by Councilor Gerry to postpone this item indefinitely.

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Passage 5-2 (Councilors Cowan and Walker opposed).

3. Ordinance 08-02052024

Amending the zoning map of the City of Auburn entitled “City of Auburn, Zoning Map, dated May 16, 2016,” revised through its current date and revisions, as provided under Sec. 60-5 of the Zoning Ordinance by amending City Assessor’s Parcel I.D.s 174-004, 174-004-001 and 174-004-002, located on Riverside Drive, from the Agriculture and Resource Protection (AGRP or AG) zoning district to the Low-Density Rural Residence or Rural Residence (RR) zoning district. Public hearing and first reading.

Motion was made by Councilor Whiting, seconded by Councilor Gerry for passage.

Public comment – No one from the public spoke.

Motion was made by Councilor Whiting and seconded by Councilor Gerry to postpone this item indefinitely.

Passage 6-1 (Councilor Walker opposed).

4. Order 18-02052024

Setting the date for a public hearing for a Dangerous Building located at 46 Fair Street.

Motion was made by Councilor Whiting, seconded by Councilor Walker for passage.

Public comment – No one from the public spoke.

Passage 7-0.

5. Order 19-02052024

Ratifying the Fire Department’s contract agreement (wages).

Motion was made by Councilor Weisner, seconded by Councilor Milks for passage.

Public comment - No one from the public spoke.

Passage 7-0.

6. Order 20-02052024

Authorizing the use of \$89,306.42 from the fund balance to support the 2024 Lewiston Auburn Warming Center to be located in the City of Lewiston.

Motion was made by Councilor Gerry, seconded by Councilor Whiting for passage.

Public comment – Andy Titus, 24 Rubellite Lane, said he had questions on how the break down of costs were determined, and if it is to be used as a warming center for the unhoused or an immigrant resource center.

Passage 7-0.

VII. Open Session -

Greg Whitney, President of the Drop-in Center thanked the council for their support on this project and provided some examples of what they have seen at the Drop-in Center when people stop in.

VIII. Reports (Mayor, City Council, City Manager)

Mayor Harmon reported that he and Mr. LaBonté had an opportunity to visit with the Auburn Lewiston Civil Air Patrol Squadron that uses the Airport noting that Auburn resident, Sean Hagerty was promoted to Cadet Lieutenant Colonel and received the General Eaker Award for which less than one percent of Civil Air Patrol Cadets in the country receive, adding that this is a significant honor. He congratulated him on his achievement. He stated that he also attended a coalition of organizations and citizens concerned with homelessness. There were over 80 attendees.

Councilor Platz reported on the upcoming School Committee and Facilities meetings to be held on Wednesday, and the School Finance Committee will be meeting next week. He also announced that a new Business Manager was named at the last School Committee meeting. Amanda Kocher was offered the Business Manager position. The current Business Manager is retiring.

Councilor Walker reported that he attended the Waste to Energy meeting and provided an update.

Councilor Weisner thanked the Public Works Department for their hard work with the recent storms and long hours they've been working.

Councilor Cowan reported that the Sustainability and Natural Resource Management Board (SNRB) met today to discuss a recycling plan which will come back to the Council at a later date. He also noted that the Lewiston Auburn Transit Committee (LATC) is meeting this Thursday.

Councilor Whiting recognized "Mac" McPeake who was in the "25 Years Ago Today" column in the Sun Journal, for his efforts reading to kids and he thanked him for his efforts.

Councilor Gerry stated that she would like to discuss the Grab and Go Program at a future Council meeting and if needed, she would like to see more money allocated toward it.

City Manager Crowell reported that Androscoggin County was included in the National Disaster Declaration and Monday April 1st is the deadline to file claims. He said he will ask FEMA to come to our next council meeting so they will be available for anyone who would like to meet with them. He said they are also located at the Lewiston Armory. He also announced that a celebration will be hosted at the Donald Gay Performing Arts Center at the new Edward Little High School called Common Threads 2024 which celebrates diverse fashion, food and music. Admission is free. More information will be coming out.

IX. Executive Session - Economic development, pursuant to 1 M.R.S.A. §405(6)(C) where premature disclosure would prejudice the competitive or bargaining position of the City.

This item was taken up during the workshop.

X. Adjournment

Motion was made by Councilor Weisner, seconded by Councilor Milks to adjourn.

Passage 7-0, and the meeting adjourned at 8:29 pm.

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ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL SPECIAL MEETING FEBRUARY 12, 2024, VOL. 37 PAGE 137

Mayor Harmon called the meeting to order at 5:30 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

Pledge of Allegiance

I. New Business

1. Order 21-02122024

Amending Order 20-02052024, adopted by the City Council on 2/5/2024 authorizing the use of \$62,500.00 from the fund balance to cover no more than 50% of actual third-party expenses paid by the City of Lewiston to the operator of the 2024 Lewiston Auburn Warming Center to be located in the City of Lewiston.

Motion was made by Councilor Walker, seconded by Councilor Milks for passage.

Public comment – No one from the public spoke.

Passage 7-0.

II. Adjournment

Motion was made by Councilor Walker, seconded by Councilor Milks to adjourn the meeting. Passage 7-0, the meeting adjourned at 5:33pm.

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ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING FEBRUARY 20, 2024, VOL. 37 PAGE 138

Mayor Harmon called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Councilor Milks had an excused absence. All other Councilors were present.

Pledge of Allegiance

I. Consent Items

1. Order 22-02202024*

Appointing Philip Savignano to serve on the Parks & Recreation Advisory Board with a term expiration of 10/01/2025 as nominated by the Appointment Committee.

2. Order 23-02202024*

Appointing Robert Hayes to serve as an associate member of the Planning Board with a term expiration of 01/01/2026 as nominated by the Appointment Committee.

3. Order 24-02202024*

Appointing Denis Bergeron to serve on the Sewer District Board of Trustees with a term expiration of 03/01/2025 as nominated by the Appointment Committee.

4. Order 25-02202024*

Re-appointing Thomas Moulin to serve on the Sewer District Board of Trustees with a term expiration of 03/01/2028 as nominated by the Appointment Committee.

5. Order 26-02202024*

Appointing Denis Bergeron to serve on the Water District Board of Trustees with a term expiration of 03/01/2028 as nominated by the Appointment Committee.

Motion was made by Councilor Gerry and seconded by Councilor Whiting for passage of the five consent items.

Passage 6-0.

I. Minutes

February 5, 2024 Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Weisner to approve the minutes of the February 5, 2024 Regular Council meeting.

Passage 6-0.

February 12, 2024 Special Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Cowan to approve the minutes of the February 12, 2024 Special Council meeting.

Passage 6-0.

II. Communications, Presentations and Recognitions

- FEMA Presentation - Allen Renn, Samuel Harvey, and Brian Beard

- Innovation Designation – Jay Brenchick, Eric Cousens, Glen Holmes

III. Open Session – No one from the public spoke.

IV. Unfinished Business - None

V. New Business

1. Public Hearing - CDBG & HOME Consortium Action Plan for Program Year 2024

No one from the public spoke.

VII. Open Session -

Mark Butler, New Gloucester spoke regarding the letter he received from Auburn's Assessing Department.

Tammy Dumais, Cony Property Management commented and read a letter in response to the letter they received from Auburn's Assessing Department.

Donald Poisson, Chicoine Avenue spoke regarding concerns with the letter he received from Auburn's Assessing Department.

Dan Herrick, 470 Hatch Road reiterated the comments made by Donald Poisson and asked what initiated this letter.

Andy Titus, 24 Rubellite Lane also commented on the letters that went out, and on taxation, revaluations, and how we determine value.

VIII. Reports

Mayor Harmon reported that the Water District Board of Trustees will be meeting tomorrow at 4:00 pm at the Water District office on Court Street. He also announced that there will be meetings of the City Council every Monday in March as we work through the City Budget.

Councilor Gerry stated that she attended the PAL fundraiser at Burnt Ends Restaurant adding that it was a nice event, and the food was great.

Councilor Whiting offered congratulations to the Edward Little High School ski and swim teams.

Councilor Weisner announced that the 911 Committee will be meeting this Thursday at 8:00 am here at Auburn Hall. He also stated that our thoughts go out to the Androscoggin County Deputy Sheriff who recently sustained a gunshot wound while on duty.

Councilor Walker announced that a meeting (United New Auburn Association) will be held on February 27th at Rolly's Diner at 6:00 pm. City Manager Phil Crowell will be the guest speaker and will be discussing the upcoming budget. On February 29th the

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Neighborhood Watch Committee will be meeting at 6:00 pm at the Sixth Street Congregational Church. Guest speaker will be Lt. Anthony Harrington (Auburn Police Department).

Councilor Platz reported on the School Department's Finance Committee meeting. He added that the school department is transitioning to the Munis software system; the Superintendent search is underway; and the School Committee budget process is underway.

Manager Crowell reported that the Ad hoc Committee's agendas and minutes will be posted on our website if anyone would like to follow the work that is being done. He also reported that we are still working on a new website platform. There may be some changes to the current website as we migrate to the new system.

IX. Executive Sessions

1. Economic development, pursuant to 1 M.R.S.A. §405(6)(C) where premature disclosure would prejudice the competitive or bargaining position of the City. Possible action to follow.

Motion was made by Councilor Cowan and seconded by Councilor Platz to enter into executive session.

Passage 5-0 (Councilor Walker was not in the room for the vote). Time 7:48 pm.

Council was declared out of executive session at 8:04 pm. No action was taken.

2. Economic development, pursuant to 1 M.R.S.A. §405(6)(C) where premature disclosure would prejudice the competitive or bargaining position of the City.

Motion was made by Councilor Cowan and seconded by Councilor Whiting to enter into executive session.

Passage 6-0. Time 8:04 pm.

Council was declared out of executive session at 8:56 pm.

- X. Adjournment** - Motion was made by Councilor Weisner, seconded by Councilor Cowan to adjourn.

Passage 6-0, and the meeting adjourned at 8:56 pm.

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ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING MARCH 4, 2024, VOL. 37 PAGE 141

Mayor Harmon called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Councilor Milks had an excused absence. All other Councilors were present.

I. Consent Items

1. Order 27-03042024*

Re-appointing Robert Cavanagh, full member position, and Renee Cote, alternate member of the Registration Appeals Board as nominated by the Democratic party. Term expirations of March 1, 2027.

2. Order 28-03042024*

Appointing Warden's and Ward Clerks for the March 5, 2024, Presidential Primary Election.

3. Order 29-03042024*

Setting the date to hold a Special Election to fill the vacated School Committee At-large seat for Tuesday, July 9, 2024.

Motion was made by Councilor Walker, seconded by Councilor Cowan for passage of the three consent items.

Passage 6-0.

II. Minutes – February 20, 2024, Regular Council Meeting

Motion was made by Councilor Walker, seconded by Councilor Whiting to approve the minutes of the February 20, 2024, Regular Council meeting.

Passage 6-0.

III. Communications, Presentations and Recognitions

- Communication - FERC Response (Eric Cousens)

IV. Open Session – No one from the public spoke.

V. Unfinished Business

1. Ordinance 05-01162024

Amending Chapter 60, Article XV reinstating the Zoning Board of Appeals ordinance. Public hearing and Second reading.

Motion was made by Councilor Gerry, seconded by Councilor Whiting for passage.

Public hearing – No one from the public spoke.

Passage 6-0. A roll call vote was taken.

VI. New Business

1. Order 30-03042024

Authorizing the City Manager to execute a purchase and sale agreement for property located at 150 Minot Avenue.

Motion was made by Councilor Walker, seconded by Councilor Cowan for passage.

Public comment – No one from the public spoke.

Passage 6-0.

2. Order 31-03042024

Authorizing the execution of an amended Intermodal Facility lease.

Motion was made by Councilor Walker, seconded by Councilor Weisner for passage.

Public comment – No one from the public spoke.

Passage 6-0.

3. Order 32-03042024

Authorizing the City Manager to execute a purchase and sale agreement for property located at 14 & 16 Newbury Street.

Motion was made by Councilor Walker, seconded by Councilor Whiting for passage.

Public comment – No one from the public spoke.

Passage 6-0.

4. Resolve 01-03042024

Responding to the Planning Board request for information on the delayed applicability date for Ordinance 01-01022024.

Motion was made by Councilor Gerry, seconded by Councilor Walker for passage.

Public comment – No one from the public spoke.

Passage 6-0.

5. Ordinance 07-03042024

Removing Appendix A from Auburn's Code of Ordinances. Public hearing and first reading.

IN COUNCIL REGULAR MEETING MARCH 4, 2024, VOL. 37 PAGE 143

Motion was made by Councilor Whiting, seconded by Councilor Walker for passage.

Public comment – No one from the public spoke.

Passage 6-0. A roll call vote was taken.

6. Ordinance 08-03042024

Adopting language that was inadvertently removed from the code of ordinances (Chapter 52, Traffic and Vehicles, sections 52-238, and 52-239). Public hearing and first reading.

Motion was made by Councilor Cowan, seconded by Councilor Walker for passage.

Public hearing – No one from the public spoke.

Passage 6-0. A roll call vote was taken.

Motion was made by Councilor Whiting, seconded by Councilor Walker to suspend the rules to take up the second reading at tonight's meeting.

Passage 6-0.

Motion was made by Councilor Walker, seconded by Councilor Whiting to amend so the ordinance takes effect immediately upon Council action.

Passage 6-0.

Passage of Ordinance 08-03042024 as amended, 6-0. A roll call vote was taken.

7. Order 33-03042024

Directing staff to draft zoning map and text ordinance amendments to Chapter 60, Zoning and prepare the items for public hearing and a recommendation by the Auburn Planning Board pursuant to Chapter 60, Article XVII, Division 2, Amendment to the Zoning Ordinance or Zoning Map.

Motion was made by Councilor Gerry, seconded by Councilor Weisner for passage.

Public comment – No one from the public spoke.

Passage 6-0.

VII. Open Session – No one from the public spoke.

VIII. Reports

Mayor Harmon reported that he and Councilor Whiting participated in the Grand Opening of Michaels located at the Shaw's Plaza. He also reported that he participated in a "Read to Me" challenge at Sherwood Heights school.

Councilor Gerry reported on her recent visit to the shelter at the Calgary Church in Lewiston.

Councilor Whiting reported that the Auburn Public Library will hold an art auction from 10:00 am until noon on March 16th.

Councilor Cowan reported on his visit to the Pleasant Street drop-in-center adding that he is appreciative of the volunteers and encourages anyone involved with youth groups to consider volunteering to help.

Councilor Weisner reported on his visit to the shelter at the Calgary Church adding that it was great to see where the funds are going to support this facility.

Councilor Walker reported on the Waste to Energy meeting. He noted that they are having a problem with one of the big burners and the inner wall is falling apart, which is an expensive fix.

Councilor Platz provided an update on the School Committee meeting. Budget discussions have begun. He also reported that there is a vacancy for one of the At-large School Committee members and encouraged people to consider running for the position. He commented on the passing of Gus LeBlanc, an educator, and coach in the community who recently passed away, asking everyone to keep him in their thoughts.

City Manager Crowell reported that planning is underway for the Lobster Fest event, which will be held on May 11th. He announced that at the March 18th Council meeting there will be a seed giveaway. On March 7th the elected officials will be doing a joint meet and greet gathering with officials from the City of Lewiston at the Hilton Garden Inn at 5:30 pm. He reported on the Skate with a Cop event that was held last week at the Norway Savings Bank Arena, adding that there was a good turnout with over 100 kids participating.

IX. Executive Sessions – Personnel matter, pursuant to 1 M.R.S.A. Sec. 405 (6)(A).

Motion was made by Councilor Weisner and seconded by Councilor Cowan to enter into executive session.

Passage 6-0. Time 7:46 pm.

Council was declared out of executive session at 8:18 pm.

X. Adjournment - Motion was made by Councilor Cowan, seconded by Councilor Weisner to adjourn.

IN COUNCIL REGULAR MEETING MARCH 4, 2024, VOL. 37 PAGE 145

Passage 6-0. The meeting adjourned at 8:18 pm.

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ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING MARCH 18, 2024, VOL. 37 PAGE 146

Mayor Harmon called the meeting to order at 7:03 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Councilor Platz had an excused absence. All other Councilors were present.

I. Consent Items

1. Order 34-03182024*

Re-appointing Chris Carson to the Sustainability and Natural Resource Management Board as nominated by the Natural Products and Agriculture Working Group. Term expiration of 04/01/2027.

2. Order 35-03182024*

Appointing Steve Buchanan to the Board of Assessment as nominated by the Appointment Committee. Term expiration of 03/31/2027.

3. Order 36-03182024*

Appointing Gerald Samson to the Board of Assessment as nominated by the Appointment Committee. Term expiration of 03/31/2027.

4. Order 37-03182024*

Appointing Kathy Shaw to the Board of Assessment as nominated by the Appointment Committee. Term expiration of 03/31/2026.

5. Order 38-03182024*

Appointing Tina Eugley to the Age Friendly Community Committee as nominated by the Appointment Committee. Term expiration of 06/01/2027.

Motion was made by Councilor Walker and seconded by Councilor Gerry for passage of the five consent items.

Passage 6-0.

II. Minutes – March 4, 2024, Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Whiting to approve the minutes of the March 4, 2024, Regular Council Meeting.

Passage 5-0-1 (Councilor Milks abstained).

III. Communications, Presentations and Recognitions

- Disenfranchised Business Enterprise (DBE) Plan FFY24/25/26
- Use of City Property – 143 Hampshire Street Parking Area
- Communication - The Mayor's Ad-hoc Committee on Homelessness

IV. Open Session – No one from the public spoke.

V. Unfinished Business

1. Ordinance 07-03042024

Removing Appendix A from Auburn's Code of Ordinances. Second reading.

Motion was made by Councilor Walker and seconded by Councilor Weisner for passage.

Public comment – No one from the public spoke.

Passage 6-0. A roll call vote was taken.

VI. New Business

1. Order 39-03182024

Disposition of building located at 46 Fair Street under dangerous building statute. Public hearing for parties with interest in property.

Public hearing –

Paul Farnsworth, 208 Oak Hill Road, stated that the property has been unsafe for quite some time and has been open and exposed to the elements. He spoke in support of the demolition.

Marty Doherty, 194 Oak Hill Road said he was excited when someone took this project on because it is a beautiful property right by the water, but it's gone on for too long. He expressed various concerns and said he doesn't trust that the renovations will happen and recommends the demolition of the property.

Janice Conant, 199 Oak Hill Road, stated that as of today there is still trash and broken glass, debris, and nails on the outside which could have been cleaned up months ago. She stated that it is lucky that nobody has gotten hurt.

Motion was made by Councilor Walker and seconded by Councilor Milks for passage.

Motion was made by Councilor Milks, seconded by Councilor Whiting to postpone this item until the next regularly scheduled Council meeting (April 1).

Passage 4-2 (Councilor Walker and Gerry opposed).

2. Order 40-03182024

Adopting the City of Auburn's fee schedule.

Motion was made by Councilor Whiting and seconded by Councilor Walker for passage.

Passage 6-0.

VII. Open Session – No one from the public spoke.

VIII. Reports

Mayor Harmon reported that a Lake Auburn Watershed Protection Commission meeting was held earlier this week where WRS Environmental provided the results of their study regarding the phosphorus control in the Lake. Anyone who is interested can go the Lake Auburn Watershed Protection Commission website and search for the March 13th meeting. He also reported that the Ad hoc Committee on homelessness met last Thursday and will be meeting every two weeks for the next few months.

Councilor Whiting reported on the ice out on the Lake adding that it is the earliest ice out on the Lake that he can remember.

City Manager Crowell reported on two items that are coming up. The Conservation Working Group will be holding a webinar on Tuesday, March 19th at 6:30 pm, and the Natural Products and Agricultural Working Group will hold a Land Use Forum on Saturday, April 13th from 10:00am to 1:00pm.

IX. Executive Sessions – None.

X. Adjournment - Motion was made by Councilor Walker, seconded by Councilor Milks to adjourn.

Passage 6-0. The meeting adjourned at 8:11 pm.

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ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL SPECIAL MEETING MARCH 25, 2024, VOL. 37 PAGE 149

Mayor Harmon called the meeting to order at 5:30 P.M. in the Community Room of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

Pledge of Allegiance

I. New Business

Resolve 02-03252024

Authorizing the submission of the Community Resilience Partnership application and designating the City Manager, or his designee to be the primary point of contact, to coordinate planning, implementation, and monitoring of energy and resilience projects.

Motion was made by Councilor Walker, seconded by Councilor Whiting for passage.

Passage 7-0.

II. Adjournment

Motion was made by Councilor Walker, seconded by Councilor Milks to adjourn the meeting. Passage 7-0. The meeting adjourned at 5:37 pm.

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ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING APRIL 1, 2024, VOL. 37 PAGE 150

Mayor Harmon called the meeting to order at 7:02 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

I. Consent Items

1. Order 41-04012024*

Setting the date for the School Budget Validation Referendum Election (June 11, 2024).

Motion was made by Councilor Walker, seconded by Councilor Cowan for passage.

Passage 7-0.

II. Minutes

March 18, 2024, Regular Council Meeting

Motion was made by Councilor Walker, seconded by Councilor Cowan to approve the minutes of the March 18, 2024, Regular Council Meeting.

Passage 6-0-1 (Councilor Platz abstained).

March 25, 2024, Special Council Meeting

Motion was made by Councilor Walker, seconded by Councilor Whiting to approve the minutes of the March 25, 2024, Special Council Meeting.

Passage 7-0.

III. Communications, Presentations and Recognitions

- Recognition - Camden Goddard - 2024 MRPA Citizen Volunteer Award Recipient
- Communication – Request for Lake Stewards of Maine funding from the City of Auburn for FY2024

IV. Open Session – No one from the public spoke.

V. Unfinished Business

1. Ordinance 01-01022024

Amending Chapter 60 of the zoning ordinance to include Effective Date and Applicability Date of Ordinance 26-11202023. Public hearing and second reading.

Public hearing – No one from the public spoke.

Motion was made by Councilor Cowan, seconded by Councilor Whiting for passage.

Failed 3-4 (Councilors Milks, Weisner, Walker, and Gerry opposed). A roll call vote was taken.

2. Order 39-03182024

Disposition of building located at 46 Fair Street under dangerous building statute. Public hearing for parties with interest in property.

This item was postponed during the last regular Council meeting (3/18/2024).

Motion was made by Councilor Milks, seconded by Councilor Walker to reopen the public hearing.

Passage 7-0.

Martin Doherty, 194 Oak Hill Road stated that he is disappointed, and he thought this would be a clearer effort, adding that it seems like the same story over and over, and over again. He does not agree with moving forward with the renovation of this property. He said he thinks demolition is the way to go.

Motion was made by Councilor Cowan, seconded by Councilor Walker to amend Exhibit A, Findings of Fact to conform with the edits shown in the agenda packet from pages 37-40.

Passage 7-0.

Motion was made by Councilor Weisner, seconded by Councilor Milks to amend the order of demolition to conform with the edited order of demolition provided at the start of the meeting.

Passage 7-0.

Passage of the main motion as amended, 7-0.

Councilor Platz was not present during the 3/18/2024 meeting. However, for the record, he confirmed that he has reviewed the materials and the testimony from that meeting in addition to the minutes of that meeting.

VI. New Business

1. Order 42-04012024

Authorizing the City Clerk to consolidate to one polling place for the July 9, 2024, Special Municipal Election. Public hearing and vote.

Motion was made by Councilor Walker, seconded by Councilor Platz for passage.

Public hearing – No one from the public spoke.

Passage 7-0.

2. Order 43-04012024

Adopting the 5-year Capital Improvement Plan (CIP).

Motion was made by Councilor Walker, seconded by Councilor Whiting for passage.

Passage 7-0.

3. Order 44-04012024

Approving the Mass Gathering for the Auburn Lobster Festival event scheduled for Saturday, May 11, 20204. Public hearing and vote.

Motion was made by Councilor Walker, seconded by Councilor Milks for passage.

Public hearing – No one from the public spoke.

Passage 7-0.

4. Order 45-04012024

Approving the temporary liquor license for an Incorporated Civic Organization for the Lobster Festival event scheduled for Saturday, May 11, 2024. Public hearing and vote.

Motion was made by Councilor Walker, seconded by Councilor Milks for passage.

Public hearing – No one from the public spoke.

Passage 7-0.

5. Order 46-04012024

Approving the Annual Report to the Maine State Housing Authority for Tax Year 4/1/2023-3/31/2024.

Motion was made by Councilor Milks, seconded by Councilor Walker for passage.

Passage 7-0.

6. Resolve 03-04012024

Adopting the Androscoggin County Natural Hazard Mitigation Plan 2024.

Motion was made by Councilor Walker, seconded by Councilor Whiting for passage.

Passage 7-0.

VII. Open Session – No one from the public spoke.

VIII. Reports

Mayor's Harmon reported on the Burnt Ends BBQ ribbon cutting, the Civic Leadership seminar at USM (Portland campus), and the Vietnam Veteran Memorial service that was held last Friday in Lewiston.

Councilor Cowan reported on the Mayor's Ad hoc Committee on Homelessness adding that their next meeting is on the 11th of April at the Senior Center. He also reported that the next LATC meeting is also scheduled for April 11th.

IN COUNCIL REGULAR MEETING APRIL 1, 2024, VOL. 37 PAGE 153

Councilor Milks reported on the Ad hoc Water Committee meeting he attended and provided some of the results from the WRS study on phosphorus levels.

Councilor Platz thanked the School Committee for their budget presentation during the workshop. He reported that he attended the Brown Tail Moth seminar that was held at the Senior Community Center stating it was very informative, and he reported that the Conservation Working Group put out a nice YouTube video on backyard pollinators.

City Manager Crowell announced that there will be a Land Use Forum on Saturday, April 13th from 10:00 am to 1:00 pm at the Senior Community Center. He also noted that there will be an additional budget workshop scheduled for Monday, April 8th.

IX. Executive Sessions – Economic development, pursuant to 1 M.R.S.A. §405(6)(C) which premature disclosure would prejudice the competitive or bargaining position of the City.

Motion was made by Councilor Walker, seconded by Councilor Cowan to enter into executive session.

Passage 7-0. Time 7:52 pm.

Council was declared out of executive session at 8:22 pm.

X. Adjournment

Motion was made by Councilor Cowan, seconded by Councilor Gerry to adjourn. Unanimously approved, the meeting adjourned at 8:22 pm.

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ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL REGULAR MEETING APRIL 16, 2024, VOL. 37 PAGE 154

Mayor Harmon called the meeting to order at 7:05 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

I. Consent Items

1. Order 47-04162024*

Appointing Election Clerks to serve a two-year term (May 1, 2024, through April 30, 2026).

2. Order 48-04162024*

Authorizing the City Clerk to waive the \$60 Temporary Food Service licensing fee for the Auburn Exchange Club for the Lobster Festival Event scheduled to be held on May 11, 2024.

Motion was made by Councilor Walker and seconded by Councilor Milks for passage of the two consent items.

Passage 7-0.

II. Minutes – April 1, 2024, Regular Council Meeting

Motion was made by Councilor Walker and seconded by Councilor Platz to approve the minutes of the April 1, 2024, Regular Council Meeting.

Passage 7-0.

III. Communications, Presentations and Recognitions

- Memo to City Council from the Planning and Permitting Director
- Proclamation in recognition of City Clerk Sue Clements-Dallaire who will be retiring on May 3, 2024.

IV. Open Session – No one from the public spoke.

V. Unfinished Business - None

VI. New Business

1. Executive Session - Discussion on a poverty abatement case #PA 2024-001 pursuant to (36 M.R.S.A § 841) with possible action to follow (Order 49-04162024).

Motion was made by Councilor Walker, seconded by Councilor Milks to enter executive session pursuant to 36 M.R.S.A. § 841.

Passage 7-0, time in 7:12 pm.

Council was declared out of executive session at 7:24 pm.

IN COUNCIL REGULAR MEETING APRIL 16, 2024, VOL. 37 PAGE 155

Motion was made by Councilor Whiting, seconded by Councilor Walker approving the poverty abatement, case # PA 2024-001 in the amount of \$2,842.61. This is Order 49-04162024.

Passage 7-0.

2. Order 50-04162024

Authorizing the City Manager to execute a lease with Carroll Materials LLC and direct payments made under the lease into the Intermodal Facility Special Revenue Account.

Motion was made by Councilor Walker, seconded by Councilor Weisner for passage.

Passage 7-0.

VII. Open Session – No one from the public spoke.

VIII. Reports

Councilor Gerry wanted to speak on the record regarding her vote at the last Council meeting regarding development on the Gracelawn property.

Councilor Whiting commented that the City of Auburn has had excellent City Clerks over the years, and he has personally known Leroy Linnell, Mary Lou Magno, Sue Clements-Dallaire, adding that they were all outstanding city clerks, and he is optimistic that our new City Clerk (Emily Carrington) will be as well.

Councilor Cowan reported that another meeting was held with the ad hoc committee on homelessness and if anyone is interested in hearing more about that, please let him know.

Councilor Weisner thanked the Public Works crew for the ride along they took him on and he thanked the Public Works staff for their hard work during the last storm.

Councilor Walker commented on Gracelawn zoning item adding that the city has been working hard on what can go there and the tests that have been done have been positive and he stated that moving forward we will likely see that whole area developed.

Councilor Platz congratulated Dr. Susan Dorris, who will be the new Superintendent of the Auburn School Department. He provided a budget update from the last School Committee meeting adding that the School Committee will be voting at the budget at the April 24th meeting.

City Manager Crowell took a moment to introduce Auburn's new City Clerk, Emily Carrington. He announced that April 20th at 10pm the Conservation Working Group will hold a Clean-up event and people can sign up on our website. Tomorrow at the Hasty Gym from 1:00 pm to 3:00 pm the Auburn Police Department is hosting a "Cocoa with a Cop" event for kids that are on school vacation. The National Collegiate Roller Hockey

national championship is being held in Auburn at the Norway savings Bank Arena. There will be games all week and it's a chance for kids to skate with the players. Last, the street sweeping schedule is on our website so residents will know what the schedule is.

IX. Executive Sessions

Economic development, pursuant to 1 M.R.S.A. §405(6)(C) which premature disclosure would prejudice the competitive or bargaining position of the City. Possible action to follow.

Motion was made by Councilor Walker, seconded by Councilor Milks to enter into executive session.

Passage 7-0, time 7:38 pm.

Council was declared out of executive session at 7:53 pm.

Order 51-04162024

Ordered, that the City Council authorizes the City Manager to execute the purchase of property located at 67 Kittyhawk Avenue, Auburn, Maine in the amount of \$1,350,000.00 which will be appropriated from the fund balance.

Motion was made by Councilor Walker, seconded by Councilor Cowan for passage.

Passage 7-0.

Order 52-04162024

Ordered, that the City Council authorizes the City Manager to enter into a Memorandum of Understanding (MOU) with the Auburn Lewiston Municipal Airport for the implementation of the right of first refusal of the property located at 67 Kittyhawk Avenue, Auburn, Maine.

Motion was made by Councilor Walker, seconded by Councilor Platz for passage.

Passage 7-0.

Economic development, pursuant to 1 M.R.S.A. §405(6)(C) which premature disclosure would prejudice the competitive or bargaining position of the City.

Motion was made by Councilor Walker, seconded by Councilor Milks to enter into executive session.

Passage 7-0, time 8:01 pm.

Council was declared out of executive session at 8:22 pm.

X. Adjournment

Motion was made by Councilor Walker, seconded by Councilor Milks to adjourn.

Passage 7-0. The meeting adjourned at 8:25 pm.

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ATTEST _____
Susan Clements-Dallaire, City Clerk

IN COUNCIL WORKSHOP MAY 6, 2024 VOL 37 PAGE 158

5:30 PM Workshop - Executive Session

Councilor Walker moved to enter Executive Session pursuant to 1 MRSA 405(6)(E) to discuss a legal matter. Milks seconded motion to enter Executive Session. Motion passed 7-0. City Council came out of Executive Session at 6:40pm.

IN COUNCIL REGULAR MEETING MAY 6, 2024 VOL 37 PAGE 158

Mayor Harmon called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

I. Consent Items

Councilor Weisner moved to remove **Order 66-05062024*** and **Order 67-05062024** from Consent. Councilor Milks moved to remove **Order 66-05062024*** from Consent. The Mayor declared these items removed from Consent and placed under New Business.

1. **Order 53-05062024*** - Appointing Edward Little High School sophomore, Houda Aden to serve as City Council Student Representative with a term expiration of 6/30/2026.
2. **Order 54-05062024*** - Appointing Edward Little High School junior, Anaya Egge to serve as City Council Student Representative with a term expiration of 6/30/2025.
- 3.
4. **Order 55-05062024*** - Appointing Emmanuel Babine to serve on the Zoning Board of Appeals with a term expiration of 5/1/2025, as nominated by the Appointment Committee.
5. **Order 56-05062024*** - Appointing Katie Boss to serve on the Zoning Board of Appeals with a term expiration of 5/1/2026, as nominated by the Appointment Committee.
6. **Order 57-05062024*** - Appointing Michael Dixon to serve on the Zoning Board of Appeals with a term expiration of 5/1/2027, as nominated by the Appointment Committee.
7. **Order 58-05062024*** - Appointing Stanwood "Joe" Gray to serve on the Zoning Board of Appeals with a term expiration of 5/1/2027, as nominated by the Appointment Committee.
8. **Order 59-05062024*** - Appointing Chelsea Eaton to serve on the Zoning Board of Appeals with a term expiration of 5/1/2026, as nominated by the Appointment Committee.

9. **Order 60-05062024*** - Appointing Gerald Samson to serve on the Zoning Board of Appeals with a term expiration of 5/1/2025, as nominated by the Appointment Committee.
10. **Order 61-05062024*** - Appointing Elisabeth Collier to serve on the Board of Assessment with a term expiration of 3/31/2025, as nominated by the Appointment Committee.
11. **Order 62-05062024*** - Appointing Mary LaFontaine to serve on the Board of Assessment with a term expiration of 3/31/2026, as nominated by the Appointment Committee.
12. **Order 63-05062024*** - Appointing Corey Kinnan to serve on the Parks & Recreation Advisory Board with a term expiration of 10/01/2024, as nominated by the Appointment Committee.
13. **Order 64-05062024*** - Appointing Elisabeth Collier to serve on the Parks & Recreation Advisory Board with a term expiration of 10/1/2024, as nominated by the Appointment Committee.
14. **Order 68-05062024*** - Confirming Chief Moen's appointment of Annemarie Iadarola as Constable with firearm for the Auburn Police Department.

On motion for passage by Councilor Walker, seconded by Councilor Gerry, the remaining items on the Consent Calendar as shown above passed 7-0.

Minutes – April 16, 2024, Regular Council Meeting

Motion to approve the minutes made by Councilor Walker, seconded by Councilor Cowan. Motion passed 7-0.

II. Communications, Presentations and Recognitions

- Presentation - Child Abuse and Neglect Data presented by Community Concepts, Inc., presented by Melissa Wakefield (Maine Families Program Manager) and Melissa Robinson (Prevention Council & Community Coordinator for Androscoggin County)
- Communication - Funding Requests (Lifelight , Kennebec Behavioral Health, Land Trust, Lake Stewards of Maine).

The Mayor declared that any Councilors looking to support funding requests will need to move to amend the budget appropriation resolve.

- III. **Open Session** – *Members of the public are invited to speak to the Council about any issue directly related to City business or any item that does not appear on the agenda.*

The following spoke:

Pamela Rousseau, W Auburn Rd; thanked the City for brush pick up.

Unfinished Business - None

IV. **New Business**

15. **Order 65-05062024*** - Appointing Adam Lee to serve on the Lewiston Auburn Railroad Corporation for a three-year term (April 2024 through April 2027).

Removed from the Consent Calendar by motion of Councilor Weisner.

Councilors discussed the process of how nominations to this committee come before the Council for appointment. Councilors Walker and Weisner requested more information about appointees in the future.

Mayor Harmon spoke on the process of appointments for different committees. The LARC nominations are made upon recommendation of the City Manager. City Manager Crowell stated this committee is not a City committee and the organization's by-laws state this the appointment is to be made by the municipality. City Manager Crowell stated the City is following a process it has historically followed and no conflict of interest exists for those nominated and the Council may wish to consider a policy amendment if it wishes to change the process for nomination and appointment to this committee in the future.

Motion for passage by Councilor Platz, seconded by Councilor Gerry.

Motion failed 3-4 (Gerry, Milks, Walker, Weisner, Walker opposed).

16. **Order 66-05062024*** - Appointing Jessica Donovan to serve on the Lewiston Auburn Railroad Corporation for three-year term (April 2024 through April 2027).
Removed from the Consent Calendar by motion of Councilor Weisner.

Motion for passage by Councilor Platz, seconded by Councilor Whiting.
Motion passed 4-3 (Milks, Walker, Weisner opposed).

17. **Order 67-05062024*** - Appointing Jonathan LaBonté to vote the shares held by any shareholder for the Lewiston Auburn Railroad Corporation.
Removed from the Consent Calendar by motion of Councilor Milks.
Councilors requested more information about this appointment in the future.
Motion for passage by Councilor Walker, seconded by Councilor Gerry. Motion passed 7-0.

1. **Order 69-05062024** - Initiating ordinance amendment process to Chapter 60 – Zoning Article XVI. – Administration and Enforcement Division 2. Site Plan Review and Section 60.2 Definitions.
Motion for passage by Councilor Walker, seconded by Councilor Weisner.
Motion passed 5-2 (Milks, Gerry). This item will be forwarded to the Planning Board for recommendation.

2. **Ordinance 09-05062024** - Amending Chapter 60, Article IV, Division 12 General Business District be amended by including “manufacture, compounding and assembling of articles using Maine derived forest products, agricultural products, or other natural resource inputs” as a Special Exception use with a condition that the site must be located within the Maine Forest Bioproducts Advanced Manufacturing Tech Hub Overlay District. Public hearing and first reading. ROLL CALL VOTE.
Motion for passage by Councilor Whiting, seconded by Councilor Cowan.

This item was opened for public hearing. The following spoke:

Pamela Rousseau, W Auburn Rd

Public hearing was closed.

Motion passed 5-2 (Milks, Walker opposed).

3. **Ordinance 10-05062024** - Creating the Maine Bioproducts Advanced Manufacturing Tech Hub Overlay District Map. Public hearing and first reading. ROLL CALL VOTE.

Motion for passage by Councilor Whiting, seconded by Councilor Cowan.

This item was opened for public hearing. There was no comment. Public hearing was closed.

Motion passed 5-2 (Milks, Walker opposed).

4. **Order 70-05062024** - Adopting the Fiscal Year 2025 Budget of the Auburn School Department.

Motion for passage by Councilor Platz, seconded by Councilor Whiting.

Motion passed 5-2 (Gerry, Weisner opposed). The FY25 School Budget Validation Referendum election will be held on June 11, 2024.

5. **Resolve 04-05062024** - Adopting the Appropriations Resolve for Fiscal Year 2025. Public hearing and first reading. *Passage requires an affirmative vote of 5 Councilors at the second reading.*

Motion for passage by Councilor Walker, seconded by Councilor Whiting.

Councilor Gerry moved to amend the Resolve to the cut Councilor and Mayor's pay to \$1,800 per year for Councilors and the Mayor's salary to \$3,000. Councilor Whiting seconded.

The Mayor clarified this amendment would not impact the FY25 budget. A roll call vote on the amendment was requested by Councilor Gerry. The amendment failed 1-6 (Whiting, Cowan, Milks, Weisner, Walker, Platz opposed).

This item was opened for public comment. There was no comment.

Councilors discussed the budget.

Motion passed 5-2 (Gerry, Weisner opposed).

6. **Order 71-05062024** - Initiating ordinance amendment process to Sec. 60-2 Definitions, Article XIII Division 2-Phosphorous Control, Article IV Division 3-Low Density Country Residential District, and Division 4-Lake Auburn Watershed Overlay District including

adoption of associated zoning maps, all within Chapter 60 of the Code of Ordinances (these changes relate to Subsurface wastewater systems and residential development within the watershed).

Motion for passage by Councilor Walker, seconded by Councilor Cowan.

This item was opened for public comment. There was no comment.

Councilor Milks moved to table this item to a date certain until more information can be provided at a workshop. Seconded by Councilor Weisner. Motion passed 4-3 (Whiting, Cowan, Platz opposed).

Mayor Harmon and Councilors discussed the process of initiating ordinance amendments.

Councilor Gerry moved to reconsider the vote to table, seconded by Councilor Whiting. Motion to reconsider the vote to table passed 4-3. (Walker, Weisner, Milks opposed).

The motion to table was returned for action. Mayor called for the vote on the motion to table. Motion to table failed 3-4 (Gerry, Whiting, Cowan, Platz opposed).

Motion for passage passed 4-3 (Milks, Weisner, Walker opposed).

7. **Order 72-05062024** - Approving the liquor license for the Hilton Garden Inn. Public hearing.

This item was opened for public comment. There was no comment.

Motion for passage by Councilor Milks, seconded by Councilor Walker.

Motion passed 7-0.

8. **Order 73-05062024** - Appointing Emily F. Carrington as Registrar of Voters for the City of Auburn with a term expiration date of December 31, 2024.

Motion for passage made by Councilor Gerry, seconded by Councilor Walker.

Motion passed 7-0.

- VII. **Open Session** - *Members of the public are invited to speak to the Council about any issue directly related to City business or any item that does not appear on the agenda*
None.

VIII. **Reports**

- a. **Mayor's Report** – Mayor Harmon reported on recent meetings of the AVCOG General Assembly and the Androscoggin Commissioners. The Mayor represented the City at the Inauguration of the new Bates College president, Garry W. Jenkins.
- b. **City Councilors' Reports** - Councilor Gerry deferred to Councilor Cowan; Councilor Whiting congratulated all who won awards at the Central Maine Community College

Foundation meeting; Councilor Cowan shared an upcoming meeting of the Committee on Homelessness; Councilor Milks corrected a mistake he made on the development of the gravel pit and stormwater run-off; Councilor Weisner passed; Councilor Walker noted an upcoming meeting of the Age Friendly Committee including an event at the Auburn Library on May 18th from 1-3pm to give away clothing to residents in need; Councilor Platz gave an update from the Conservation Working Group regarding No Mow May and approval of the two new Student Representatives to the Council who will be joining the Council on May 20th.

- c. **City Manager Report** – City Manager Crowell welcomed the two new Student Representatives to the Council. Orientation for the Student Representatives will be held this Thursday and sworn in at the meeting on May 20. Mr. Crowell introduced City Clerk Emily Carrington and provided the Council with a 30 day update on the status of 46 Fair Street. Mr. Crowell reminded the public of the LobsterFest event this weekend. Councilor Walker asked the City Manager for an update on St. Louis Church.
- d. **January 2024 Finance Report** – Kelsey Earle, Finance Director, presented the report.

IX. Executive Sessions – None

X. Adjournment

On motion by Councilor Milks, a motion to adjourn was made and seconded by Councilor Platz. Motion passed 7-0. Council adjourned at 8:58pm.

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ATTEST

Emily F. Carrington
City Clerk

5:30 P.M. City Council Workshop

- A. FY25 Capital Improvement Plan (CIP)
- B. Amending “Appendix A Fees and Charges” regarding reimbursements, refunds & waivers
- C. Executive Session – Pursuant to Title 1 M.R.S.A. Section 405(6)(D) regarding School Maintenance Union contract. *Passage requires 3/5 majority vote to enter executive session.* Moved to enter executive session by Councilor Platz, seconded by Councilor Milks. Motion passed 7-0. Entered Executive Session at 6:30PM. Council came out of Executive Session at 6:45pm.

7:00 P.M. City Council Meeting

Mayor Harmon called the meeting to order at 7:00 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

I. Consent Items

None.

- II. Minutes** – Accepting the May 6, 2024 Regular Council Meeting minutes. Moved for passage by Councilor Walker, seconded by Councilor Platz. Motion passed 7-0.

III. Communications, Presentations and Recognitions

- City Clerk administered the Oath of Office to City Council Student Representative Anaya Egge
- Mayor Harmon read the PrMaine Arbor Week Dave Griswald of the Forestry Committee spoke on this item.
- Communication - Funding Request (Day One) - The Mayor noted if any Councilor would like to support this funding request, an amendment would need to be made to the budget resolve item later on the agenda.

- IV. Open Session** – *Members of the public are invited to speak to the Council about any issue directly related to City business or any item that does not appear on the agenda.*

None.

V. Unfinished Business

1. **Ordinance 09-05062024** -- Amending Chapter 60, Article IV, Division 12 General Business District be amended by including “manufacture, compounding and assembling of articles using Maine derived forest products, agricultural products, or other natural resource inputs” as a Special Exception use with a condition that the site must be located within the Maine Forest Bioproducts Advanced Manufacturing Tech Hub Overlay District. *Passed public hearing/first reading on May 6, 2024. Second reading and final passage. ROLL CALL VOTE. Passage requires majority vote.*

Moved for passage by Councilor Walker, seconded by Councilor Whiting. No comment from public. Motion passed 7-0 on a roll call vote.

IN COUNCIL WORKSHOP & MEETING MAY 20, 2024 VOL 37 PAGE 166

- 2. Ordinance 10-05062024** - Creating the Maine Bioproducts Advanced Manufacturing Tech Hub Overlay District Map. *Passed public hearing/first reading on May 6, 2024. Second reading and final passage. ROLL CALL VOTE. Passage requires majority vote.*

Moved for passage by Councilor Walker, seconded by Councilor Gerry. No public comment.

Motion passed 7-0 on a roll call vote.

- 3. Resolve 04-05062024** - Adopting the Appropriations Resolve for Fiscal Year 2025. Passed public hearing and first reading on May 6, 2024. *Second reading and final passage. Passage requires an affirmative vote of 5 Councilors.*

Moved for passage by Councilor Walker, seconded by Councilor Milks.

No public comment.

Councilor Gerry spoke in opposition to the budget.

Motion passed 5-2 (Gerry, Weisner opposed).

VI. New Business

- 1. Order 74-05202024** - Adopting the annual CDBG/HOME Consortium Action Plan. *Public hearing. Passage requires majority vote.*

Motion for passage by Councilor Cowan, seconded by Councilor Walker.

There was no comment from the public.

Motion passed 7-0.

- 2. Order 75-05202024** – Adopting the revised CDBG-CV Budget. *Public hearing. Passage requires majority vote.*

Motion for passage by Councilor Walker, seconded by Councilor Platz.

There was no comment from the public.

Motion passed 7-0.

- 3. Order 76-05202024** – Authorizing the City Clerk to waive the \$60 Temporary Food Service fee for Phoenix No Limits Karate for a fundraising event to be held on June 08, 2024. *Passage requires majority vote.*

Motion for passage by Councilor Gerry, seconded by Councilor Walker. No public comment.

Councilor Platz requested proof of registered non-profit status to be included in future waiver requests. Motion passed 7-0.

- 4. Order 77-05202024** – Authorizing the City Clerk to waive the \$200 business license fee for Auburn Suburban Baseball and Softball. *Passage requires majority vote.*

Motion for passage by Councilor Gerry, seconded by Councilor Walker. No public comment.

Motion passed 7-0.

5. **Resolve 05-05202024** - Approving the Auburn Water District bond request in the amount of \$626,939 to be used for the purchase of a Vactor Truck. *Passage requires majority vote.*
Motion for passage by Councilor Walker, seconded by Councilor Milks. No comment from the public. Councilor Platz clarified this was a separate item from the CIP Vactor Truck request from Public Works.
Motion passed 7-0.

- VII. **Open Session** - *Members of the public are invited to speak to the Council about any issue directly related to City business or any item that does not appear on the agenda*
None.

VIII. **Reports**

a. **Mayor's Report**

Mayor Harmon represented Auburn at the Auburn Business Association annual meeting – Bob Brainerd was recognized as Citizen of the Year. Recognized businesses opening in the City. Attended Community Day in partnership with Public Works with Lewiston, welcomed members of the community who attended that event. Recognized the success of LobsterFest. Recognized Cynthia McFadden on her retirement. The Water District Board of Trustees meeting will be held this week.

b. **City Councilors' Reports**

Councilor Gerry thanked the City Manager for his response on staffing over the last 10 years. Councilor Whiting recognized Lief Walker as valedictorian of ELHS. Councilor Cowan spoke on public safety and substance abuse; there has been a 16% decrease in the number of deaths. Noted the next meeting of the homelessness committee. Councilor Milks stated an Auburn Sewer District trustee meeting will occur on Tuesday at 4pm. Councilor Walker thanked CDBG for a successful clothing give away event. Over 125 people showed up, over 3,000 pieces of clothing were given away. Thank you to the Senior Age Friendly Committee and Edward Little seniors for help. This event will also be held in the fall. Mentioned a few public meetings occurring in the community. Councilor Platz congratulated Anaya Egge; informed Council of the School Committee's recent actions including vacating the lease at 1830 Lisbon St (previously the Sheriff's Center which is now a non-profit) and filing 7 \$5,000 applications for DOE Construction Applications to assist in rehab of physical buildings and assets of the school department. The Mayor commented if this is in conjunction with another project; Councilor Platz would follow up. The Conservation Working group will be meeting this week.

c. **City Manager Report**

Welcomed Anaya Egge and spoke on the role of the Student Representatives. Recognized National Public Works week. On June 2, there will be a dedication of the ballfields at Pettengill Park.

d. **February 2024 Finance Report** – Kelsey Earle, Finance Director

The Finance Director spoke that there are no concerns; permitting revenues has a positive revenue year to date. There was a notable decrease in utilities due to the changes from the Energy and Facilities department.

IX. **Executive Session**

None.

X. **Adjournment**

Motion to adjourn at 7:50pm. Motion made by Councilor Platz, seconded by Milks.

Motion passed 7-0. *Council re-entered Workshop to complete CIP item on Public Works and Engineering.*

A true copy attest

Emily Carrington, City Clerk

5:30 P.M. City Council Workshop

A. Executive Session pursuant to Title 1 M.R.S.A. Section 405(6)(C) for discussion of an economic development matter. Motion made by Councilor Gerry, seconded by Councilor Walker. Passed 5-0. Council came out of Executive Session at 6:38pm.

Mayor Harmon called the meeting to order at 7:00P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. Councilor Weisner was absent.

I. Consent Items:

1. **ORDER 78-06032024*** - Appointing Donna Wallace to the Age Friendly Community Committee for a term that expires June 1, 2027, as recommended by the Appointment Committee.
2. **ORDER 79-06032024*** - Appointing Lawrence Pelletier to the Age Friendly Community Committee for a term that expires June 1, 2027, as recommended by the Appointment Committee.
3. **ORDER 80-06032024*** - Appointing Dana Morrell to the Age Friendly Community Committee for a term that expires June 1, 2027, as recommended by the Appointment Committee.
4. **ORDER 81-06032024*** - Appointing Cynthia Larrabee to the Age Friendly Community Committee for a term that expires June 1, 2027, as recommended by the Appointment Committee.

Motion for passage of all consent items by Councilor Milks, seconded by Councilor Walker. Motion passed 6-0.

II. Minutes – May 20, 2024, Regular Council Meeting

Motion to adopt the minutes by Councilor Walker, seconded by Councilor Cowan. Motion passed 6-0.

III. Communications, Presentations and Recognitions

None.

IV. Open Session

- Malcolm Arthur Henry, Poliquin Ave – expressed a concern in the neighborhood; the City Manager will follow up directly.
- John Soule, Court St – Encouraged voters to reject the Lewiston school budget.

V. Unfinished Business

VI. New Business

1. **ORDER 82-06032024** - Authorizing the City's general obligation bonds in the amount of \$16,615,750 to finance the City's FY25 Capital Improvement Program. First reading. ROLL CALL VOTE. Passage requires an affirmative vote of 5 Councilors at the second reading.

Motion for passage by Councilor Milks, seconded by Councilor Whiting.

There was no public comment.

Councilor Platz moved that the 3rd item on the CIP order regarding record restoration be changed from \$100,000 to \$50,000 following the workshop discussion. Seconded by Councilor Walker. The Council recommended that this request be included in the operational budget of the City Clerk's office going forward.

Motion passed 5-1 (Gerry opposed).

Motion for passage, as amended, passed 5-1 (Gerry opposed).

2. **ORDER 83-06032024** – Authorization for the City Manager to execute the Collective Bargaining Agreement between the City of Auburn and the IAMAW AFL-CIO Union for Custodians and Maintenance covering 07/01/2024 to 06/30/2027. Passage requires majority vote.

Motion for passage by Councilor Walker, seconded by Councilor Platz.

No comment from public. Motion passed 6-0.

5. **ORDER 84-06032024** – Initiating Zoning Map amendment in the area of 550 Minot Avenue from T4.2B to General Business. Passage requires majority vote.

Motion for passage by Councilor Milks, seconded by Councilor Walker.

No comment from public. Motion passed 6-0.

6. **ORDER 85-06032024** – Initiating Zoning Map amendment in the Gracelawn Road/Pit Area from General Business to Multi-Family Suburban. Passage requires majority vote.

Motion for passage by Councilor Whiting, seconded by Councilor Walker.

No comment from public. Motion passed 5-1 (Gerry opposed).

VII. Open Session

VIII. Reports

a. Mayor's Report – Attended the Memorial Day Remembrance at Veterans Park with Councilors Whiting, Weisner, and Walker. Attended the dedication of the Pettingill Park softball fields in memory of Joe Walker and Tricia Asselin. Recognized the Pride march held down Auburn and into Lewiston held this past weekend.

b. City Councilors' Reports – Councilor Gerry attended ELHS graduation and congratulated new graduates. Councilor Whiting shared a quote in memory of Joe Walker. Councilor Walker thanked the City and everyone involved in recognizing Joe and Tricia and shared that on June 11, Age Friendly Committee will meet at the Senior Center. Councilor Platz followed up on the School Department's recent budget changes.

Student Representative Report – Representative Egge recognized ELHS students who graduated; had a 95% graduation rate.

c. City Manager Report – Commented on the balloon festival; August 16-18 and will be known as the Lewiston-Auburn Balloon Festival. The Parade will start in Auburn. Classic Car Show will be held in Lewiston; along with a beer garden and vendors in Festival Plaza. There was \$10,000 appropriated to the festival; this will be allocated to the new balloon festival. More updates will be forthcoming.

d. March 2024 Finance Report – Kelsey Earle, Finance Director – Motion to accept finance report by Councilor Walker, seconded by Councilor Milks. Motion passed 6-0.

IX. Executive Session pursuant to Title 1 M.R.S.A. Section 405(6)(A) for a personnel matter. Passage requires 3/5 majority vote to enter Executive Session. Motion to enter at 7:36pm by Councilor Gerry, seconded by Councilor Milks. Motion passed 6-0. Council adjourned following Executive Session.

A TRUE COPY ATTEST:

Emily F. Carrington, City Clerk

IN COUNCIL WORKSHOP & MEETING JUNE 17, 2024 VOL 37 PAGE 172

At 5:30pm, Councilor Gerry moved to enter executive Session pursuant to Title 1 M.R.S.A. Section 405(6)(C) for discussion of an economic development matter. Seconded by Councilor Walker. Motion passed 7-0. Council came out of executive session at 6:37pm.

Mayor Harmon called the meeting to order at 7:00P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

II. Minutes – June 3, 2024 Regular Council Meeting

Motion made by Councilor Walker to accept the minutes, seconded by Councilor Platz. Motion passed with 6 votes in favor, 1 abstention (Weisner).

III. Communications, Presentations and Recognitions

Mayor Harmon announced the School Budget Referendum Certified Official Results from the June 11, 2024 election. The school budget passed.

Mayor Harmon read the Proclamation for World Refugee Day 2024.

IV. Open Session

There were no speakers from the public.

V. Unfinished Business

1. Order 82-06032024 - Authorizing the City's general obligation bonds in the amount of \$16,565,750 to finance the City's FY25 Capital Improvement Program. Amended and passed first reading on June 6, 2024. Public hearing. ROLL CALL VOTE. Passage requires an affirmative vote of 5 Councilors at the second reading.

Motion for passage by Councilor Whiting, seconded by Councilor Walker.

The Mayor opened the item for public hearing. There was no comment. The Mayor closed the public hearing. The Finance Director clarified the interest rate is 3.5%. Motion passed 6-1 (Gerry opposed).

VI. New Business

1. Order 86-06172024 – Authorizing the City Clerk to waive the \$60 business license fee for the Age Friendly Community Committee's concessions stand in Festival Plaza on Wednesday evenings from June 26, 2024 through August 21, 2024. Passage requires majority vote.

Motion for passage by Councilor Gerry, seconded by Councilor Walker. Councilor Walker explained this would be in conjunction with the concert series on Wednesday evenings. Motion passed 7-0.

VII. Open Session

There were no speakers from the public.

VIII. Reports

IN COUNCIL WORKSHOP & MEETING JUNE 17, 2024 VOL 37 PAGE 173

a. **Mayor's Report** - The Mayor spoke of attending several ribbon cuttings for local businesses. Attended the Auburn Adult Education graduation. Attended portrait unveiling at Bates in Lewiston. Announced there will be a special city council meeting on 6/24 at 5:30pm for two items – septic issues and homeless services.

b. **City Councilors' Reports** - Councilor Whiting thanked Police and Fire for outstanding job this weekend. Councilor Cowan said there was a meeting of the ad-hoc homeless committee happening this week. Councilor Weisner thanked Police and Fire, asked for an update on the L/A Balloon Festival. Councilor Walker commented on the Age Friendly's concessions stand in Festival Plaza starting on 6/26. Councilor Platz recognized passing the School Budget, thanked the School Department for putting together a responsible budget.

c. **Student Representative Report** - None.

d. **City Manager Report** - Gave a brief Capital Infrastructure Projects Update (this item was moved from the Workshop agenda). The PAL center is being built; ground breaking ceremony will occur on July 12. Goal is to have this completed by July 2025. Beginning Engine 2 building behind current building. Public Safety Facility ad-hoc committee met with Landry French and will tour the Scarborough Public Safety facility; to begin site work and ready for move-in in late 2027. 67 Kittyhawk timeline is to be move in ready in 2028 for Fire Services. A team is monitoring the heat and weather concerns for this upcoming week, expected weather in the 90s; a cooling center will be at the Norway Savings Bank Arena and Library will be available during normal business hours. Thanked the public safety staff and other staff and surrounding partners for responding to the crisis this weekend. Updated the Council on the L/A Balloon Festival; funds are currently being raised, vendors are being secured, Liz Allen (Communications Director) will be coordinating for Auburn.

e. **April 2024 Finance Report** was presented by Kelsey Earle, Finance Director. Motion to accept the report made by Councilor Walker, seconded by Councilor Milks. Passed 7-0.

Councilor Cowan made a motion to enter Executive Session pursuant to Title 1 M.R.S.A. Section 405(6)(A) for City Manager's annual review at 7:28pm, seconded by Councilor Walker. Motion passed 7-0.

The Council came out from executive session at 7:40pm.

X. Adjournment

Motion to adjourn made by Councilor Walker, seconded by Councilor Milks. Motion passed 7-0.

A TRUE COPY ATTEST

Emily F. Carrington, City Clerk

IN COUNCIL WORKSHOP & MEETING JULY 1, 2024 VOL 37 PAGE 174

At 5:30pm, Councilor Milks moved to enter executive session pursuant to Title 1 M.R.S.A. Section 405(6)(A) for a personnel matter. Seconded by Councilor Walker. Motion passed 7-0. Council came out of executive session at 6:55pm.

Mayor Harmon called the meeting to order at 7:00P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present. Student Representative Egge was absent.

I. Consent Items - None

II. Minutes – June 17, 2024 Regular Council Meeting

Motion by Councilor Walker to accept the minutes, seconded by Councilor Cowan. Motion passed 7-0.

III. Communications, Presentations and Recognitions - None

IV. Open Session

There were no speakers from the public.

V. Unfinished Business

None.

VI. New Business

The Mayor limited public comment to three minutes per speaker.

1. ORDINANCE 11-07012024 - City Council initiated a text amendment to Chapter 60 Article XIII Division 2- Phosphorous Control. The proposed amendments pertain to septic system installation, maintenance and replacements and new development. This amendment is pursuant to Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. *First reading.*

Motion for passage by Councilor Whiting, seconded by Councilor Walker. The Mayor opened this for public comment. There was no comment.

Motion made by Councilor Whiting to amend ORDINANCE 11 to match the phosphorus calculation tables established by the Maine Department of Environmental Protection Watershed Planning and Management Program to recognize the reduced developable acreage in the watershed and the associated phosphorus allocations as follows:

1. In the Definition of Acceptable Increase, change .5 to .08.
2. In the Definition of Future Area to be Developed change 1,180 to 435.
3. In the definition of Per-acre phosphorus allocation change .047 to .020

Motion to amend seconded by Councilor Cowan. No discussion. The motion passed 7-0. Motion for passage, as amended, passed 7-0.

IN COUNCIL WORKSHOP & MEETING JULY 1, 2024 VOL 37 PAGE 175

2. ORDINANCE 12-07012024 - City Council initiated a text amendment to Chapter 60 Article IV Division 3- Low Density Country Residential District. The proposed amendments pertain to septic system installation, maintenance and replacements and new development. This amendment is pursuant to Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. *First reading.*

Motion for passage by Councilor Walker, seconded by Councilor Weisner.

There was no public comment.

Motion passed 7-0.

3. ORDINANCE 13-07012024 - City Council initiated a text amendment to Chapter 60 Article XII Division 4-Lake Auburn Watershed Overlay District. The proposed amendments pertain to septic system installation, maintenance and replacements and new development. This amendment is pursuant to Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. *First Reading.*

Motion for passage by Councilor Walker, seconded by Councilor Platz.

The following spoke:

Jay Bishop, Auburn

Steven, Johnson Rd

Annette Lausier, Elm St

Motion passed 7-0.

4. ORDINANCE 14-07012024 - Consider adopting the Lake Auburn Watershed Overlay District Septic Systems Inspection Map. This map will be referred to in Chapter 60 Article XII Division 4 Lake Auburn Watershed Overlay District and will be considered in accordance with Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. *First reading.*

Motion for passage by Councilor Walker, seconded by Councilor Whiting.

There was no public comment.

Councilor Cowan moved to amend ORDINANCE #14 adopting the Lake Auburn Watershed Overlay District Septic Inspection Map as recommended by Planning Board, by:

1. removal of the Septic Site location dots on the map, and
2. replacing the dates on the map legend and the with the labels Year 1, Year 2, Year 3, Year 4, Year 5 in the same sequential order as originally proposed.

Motion to amend seconded by Councilor Gerry. Motion passed 7-0.

Passed as amended 7-0.

5. ORDINANCE 15-07012024 - Consider adopting the Official Lake Auburn Overlay District 400 ft. Setback to Lake, Stream, and Brook for Subsurface Wastewater Fields map. This map will be referenced in Chapter 60 Article XII Division 4-Lake Auburn Watershed Overlay District and will be considered in accordance with Chapter 60 Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. *First reading.*

Motion for passage by Councilor Walker, seconded by Councilor Whiting.

There was no public comment.

Motion passed 7-0.

6. RESOLVE 6-07012024 - Resolve calling on the Lake Auburn Watershed Protection Commission to Fund Subsurface Wastewater System Inspections in the Lake Auburn Watershed. *Passage requires majority vote.*

Motion for passage by Councilor Walker, seconded by Councilor Cowan.

There was no public comment.

Motion passed 7-0.

7. ORDINANCE 16-070102024 - City Council initiated a zoning text amendment to Chapter 60, Division 2 Site Plan Review pursuant to Chapter 60, Article XVII Division 2-Amendment to the Zoning Ordinance or Zoning Map. *First reading.*

Motion for passage by Councilor Gerry, seconded by Councilor Whiting.

There was no public comment.

Motion passed 7-0.

8. ORDINANCE 17-07012024 – Consider a zoning map amendment to convert City Assessor’s Parcel I.D.s 201-034 and 209-035 with addresses of 526 and 550 Minot Ave from T-4.2B-Traditional Neighborhood Development zoning district to General Business II zoning district. The City Council introduced this proposal in accordance with Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. *First reading.*

Motion for passage by Councilor Walker, seconded by Councilor Platz.

There was no public comment.

Motion passed 7-0.

9. ORDER 87-07012024 – Allocating \$70,000 in ARPA funds for Auburn housing study. *Passage requires majority vote.*

Motion for passage by Councilor Gerry, seconded by Councilor Cowan.

There was no public comment.

Motion passed 6-1 (Walker opposed).

10. ORDER 88-07012024 – Allocating \$40,000 in ARPA funds for food insecurity. *Passage requires majority vote.*

Motion for passage by Councilor Walker, seconded by Councilor Gerry.

There was no public comment.

Motion passed 7-0.

11. ORDER 89-07012024 – Repurposing 121 Mill Street as a community resource center. *Passage requires majority vote.*

Motion for passage by Councilor Gerry, seconded by Councilor Cowan.

The following spoke:

Kathleen Light, 143 Mill St

Dan Campbell, Hotel Rd

Greg Whitney, President of Drop In Center

Peter Floyd, VP Operations of Drop In Center

Lynn Ward, Hotel Rd

Bets Mallette, 254 S. Main St

Jennifer Eugley, Auburn

Nicole Rush, Durham

Julia Kimball, Randolph

MJ Monahan, Durham

John Davidson, Treasurer of Drop In Center

Nora Malloy, Lewiston

Ginny Starbird, Lisbon

Amy Smith, Durham

Patricia Wyler, Auburn

Bill Lowenstein, Auburn

Marian Claxton, Danbury Dr

Ken Bragg, Lewiston

Carol Holmes, Academy St

Dave Bilodeau, High St

Catherine Ryder, Lewiston

Art Dingley, Danville Corner Rd

William K, Auburn

Carmen Brochu, South Portland

Deigo Brochu, Drop In Center

Bruce Nadeau, Auburn

Fred Brodeaur, 83 Sixth St

Sasha Anastasoff, South Portland

Motion passed 5-2 (Walker, Milks opposed).

12. ORDER 90-07012024 – Allocating \$438,702.83 in ARPA funds for the 121 Mill Street Resource Center and relocating the Business & Community Development Department. *Passage requires majority vote.*

Motion for passage by Councilor Whiting, seconded by Councilor Cowan.

There was no public comment.

Motion passed 6-1 (Walker opposed).

VII. Open Session

Dale Carlson, Gray

Michael Lemay, Auburn

David Bilodeau, High St

Bruce Nadeau, Auburn

VIII. Reports

a. Mayor's Report - Attended the Auburn Public Library dinner. Attended the grand opening of the Northeast Bank Center. Gave a brief update on 911 consolidation.

b. City Councilors' Reports - Councilor Weisner wished everyone a happy 4th of July and reminded the public of the special election on July 9. Councilor Walker wished everyone a happy 4th of July. Councilor Platz updated the Council on the most recent actions of the School Committee.

c. Student Representative Report – Representative Egge was absent.

d. City Manager Report - Spoke on the dedication of Philbrick Square. July is National Parks and Recreation Month; the city will be promoting its local parks and recreation department programs. Attended the Chamber annual awards event. Recognized Panolam Surface Systems. Mentioned wrapping up the FY24 fiscal year with a high note for permitting. Updated the Council on the status of 46 Fair St. Reminded the public that Auburn Hall will be closed July 4 and 5. The PAL Groundbreaking ceremony will occur on July 12.

e. May 2024 Finance Report

IX. Executive Session – None.

X. Adjournment

Motion to adjourn by Councilor Weisner, seconded by Councilor Walker. Motion passed 7-0. Council adjourned at 9:40pm.

A TRUE COPY ATTEST:

Emily F. Carrington, City Clerk

IN COUNCIL WORKSHOP & MEETING JULY 15, 2024 VOL 37 PAGE 179

Mayor Harmon called the meeting to order at 7:00P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

I. Consent Items

None.

II. Minutes – July 1, 2024 Regular Council Meeting

Mayor Harmon submitted to the City Clerk a list of corrections of names of speakers during public comment and one clerical error. Councilor Milks moved to adopt as amended, seconded by Councilor Walker. Motion passed 7-0.

III. Communications, Presentations and Recognitions

Official Results of the July 9, 2024 Special Election to fill At-Large School Committee seat

IV. Open Session

None.

V. Unfinished Business

1. **ORDINANCE 11-07012024** - City Council initiated a text amendment to Chapter 60 Article XIII Division 2- Phosphorous Control. The proposed amendments pertain to septic system installation, maintenance and replacements and new development. This amendment is pursuant to Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. Amended and passed first reading on July 1, 2024. Second reading/public hearing. ROLL CALL VOTE.

The following spoke:

Stephen Beale, Johnson Rd

Councilor Walker moved for passage, seconded by Councilor Whiting. Motion passed 7-0 on a roll call vote.

2. **ORDINANCE 12-07012024** - City Council initiated a text amendment to Chapter 60 Article IV Division 3- Low Density Country Residential District. The proposed amendments pertain to septic system installation, maintenance and replacements and new development. This amendment is pursuant to Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. Passed first reading on July 1, 2024. Second reading/public hearing. ROLL CALL VOTE.

There was no comment from the public.

Councilor Walker moved for passage, seconded by Councilor Cowan. Motion passed 7-0 on a roll call vote.

3. ORDINANCE 13-07012024 - City Council initiated a text amendment to Chapter 60 Article XII Division 4-Lake Auburn Watershed Overlay District. The proposed amendments pertain to septic system installation, maintenance and replacements and new development. This amendment is pursuant to Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. Passed first reading on July 1, 2024. Second reading/public hearing. ROLL CALL VOTE.

There was no comment from the public.

Councilor Weisner moved for passage, seconded by Councilor Walker. Motion passed 7-0 on a roll call vote.

4. ORDINANCE 14-07012024 - Consider adopting the Lake Auburn Watershed Overlay District Septic Systems Inspection Map. This map will be referred to in Chapter 60 Article XII Division 4 Lake Auburn Watershed Overlay District and will be considered in accordance with Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. Amended and passed first reading on July 1, 2024. Second reading/public hearing. ROLL CALL VOTE.

There was no comment from the public.

Councilor Walker moved for passage, seconded by Councilor Cowan. Motion passed 7-0 on a roll call vote.

5. ORDINANCE 15-07012024 - Consider adopting the Official Lake Auburn Overlay District 400 ft. Setback to Lake, Stream, and Brook for Subsurface Wastewater Fields map. This map will be referenced in Chapter 60 Article XII Division 4-Lake Auburn Watershed Overlay District and will be considered in accordance with Chapter 60 Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. Passed first reading on July 1, 2024. Second reading/public hearing.ROLL CALL VOTE.

There was no comment from the public.

Councilor Cowan moved for passage, seconded by Councilor Whiting. Motion passed 7-0 on a roll call vote.

6. ORDINANCE 16-070102024 - City Council initiated a zoning text amendment to Chapter 60, Division 2 Site Plan Review pursuant to Chapter 60, Article XVII Division 2-Amendment to the Zoning Ordinance or Zoning Map. Passed first reading on July 1, 2024. Second reading/public hearing. ROLL CALL VOTE.

There was no comment from the public.

Councilor Walker moved for passage, seconded by Councilor Whiting. Motion passed 7-0 on a roll call vote.

7. ORDINANCE 17-07012024 – Consider a zoning map amendment to convert City Assessor’s Parcel I.D.s 201-034 and 209-035 with addresses of 526 and 550 Minot Ave from T-4.2B-Traditional Neighborhood Development zoning district to General Business II zoning district. The City Council introduced this proposal in accordance with Chapter 60, Article XVII Division 2- Amendment to the Zoning Ordinance or Zoning Map. Passed first reading on July 1, 2024. Second reading/public hearing. ROLL CALL VOTE.

There was no comment from the public.

Councilor Walker moved for passage, seconded by Councilor Cowan. Motion passed 7-0 on a roll call vote.

VI. New Business

1. ORDER 91-07152024 – Appointing an MMA Legislative Policy Committee Representative. Passage requires majority vote.

Councilor Weisner moved to insert the name of Matthew Garside to the order and pass as amended. Seconded by Councilor Walker. Motion passed 7-0.

2. ORDER 92-07152024 – Confirming the appointment of Denis D’Auteuil as Assistant City Manager. Passage requires majority vote.

Councilor Walker moved for passage, seconded by Councilor Whiting. Motion passed 7-0.

3. ORDER 93-07152024 – Confirming the appointment of Martin Moreau, Justin Le, Marie West, and Amirah Daugherty as Constables with firearm/arrest powers for the Auburn Police Department. Passage requires majority vote.

Councilor Milks moved for passage, seconded by Councilor Cowan. Motion passed 7-0.

4. ORDER 94-07152024 – Approving the temporary liquor license for an Incorporated Civic Organization for the Lewiston-Auburn Balloon Festival event to be held in Festival Plaza on August 17, 2024 from 12:00pm until 5:00pm. Public hearing. Passage requires majority vote.

Councilor Walker moved for passage, seconded by Councilor Weisner. Motion passed 7-0.

VII. Open Session

None.

VIII. Reports

a. Mayor’s Report – Mayor Harmon thanked staff for the Philbrick Square dedication ceremony held on July 7. Thanked all involved with the PAL Center groundbreaking ceremony held on July 12.

b. City Councilors' Reports – Councilor Whiting commented on the informative Absolutely Auburn podcast series. Councilor Cowan commended on the Philbrick memorial event and PAL center groundbreaking ceremony. Gave an update on the homeless committee. Councilor Milks commented on the PAL center groundbreaking ceremony. Councilor Weisner commented on the PAL center groundbreaking ceremony and asked for clarification regarding the ability for the public to attend the 9-1-1 committee meeting on Thursday at 4:00pm. Mayor Harmon responded to the inquiries. Councilor Walker commented on the 9-1-1 committee, neighborhood watch meeting and the Age-Friendly Community Committee's concessions stand on Wednesday evenings in Festival Plaza. Councilor Platz gave an update on the School Committee and commented on ELHS graduation rate and congratulated Sam Boss on his work for the recent award of a \$3.5 million grant to Auburn for environmental and conservation improvements.

c. Student Representative Report – None.

d. City Manager Report – Welcomed Denis D'Auteuil as the new Assistant City Manager, recognized the work of Sam Boss and the work of many on the award of the \$3.5 million grant; thanked everyone for attending the recent ceremonies recognizing fallen officer Norman Philbrick and the groundbreaking of the PAL center.

IX. Executive Session – None.

X. Adjournment

Councilor Milks moved to adjourn, seconded by Councilor Walker. Motion passed 7-0; Council adjourned at 7:42pm.

A TRUE COPY ATTEST

Emily F. Carrington, City Clerk