CITY OF AUGUSTA
AMENDED AGENDA FOR THE CITY COUNCIL BUSINESS MEETING
COUNCIL CHAMBERS CITY HALL
THURSDAY, OCTOBER 17, 2019
7:00 P.M.

There will be a pre-meeting of the City Council in Conference Room A at 6:30 p.m. No Council actions are taken at pre-meetings. Pre-meetings are open to the public.

PRESENTATION: Upcoming Collection Events – Lesley Jones

PROCLAMATION: White Cane Safety Month

PUBLIC HEARING: El Tequila Malt, Vinous, Spirituous and Victualer’s License

PUBLIC HEARING: MJ Healing Herbs, LLC

CONSENT AGENDA

19-156 City Manager (Bureau of Audit)
BE IT ORDERED, that the Roll of Accounts for the month of September, 2019 in the amount of $6,714,339.08 is hereby approved.

19-157 City Manager
BE IT ORDERED, that the minutes of the City Council Business Meeting held October 3, 2019, submitted by the City Manager’s office be hereby approved.

NEW BUSINESS PART 1 – ORDERS

19-158 City Manager
BE IT ORDERED, that the Medical Marijuana Business License application by MJ Healing Herbs, LLC d/b/a MJ Healing Herbs located in the home of the applicant be hereby approved.

19-172 City Manager
BE IT ORDERED, that the Malt, Vinous, Spirituous and Victualer’s License for El Tequila Mexican Restaurant located at 65 Western Avenue be hereby approved.

19-159 Mayor and Council
BE IT ORDERED, that the position of Solid Waste Director is hereby reinstated and placed on the non-union pay scale at NU 22.

19-160 City Manager
BE IT ORDERED, that the City Manager is hereby authorized to submit a Maine Public Library Fund Grant application to the Maine State Library requesting the sum of up to Five Thousand Dollars ($5,000.00) for the installation of an art hanging system and lighting for art exhibition. No local match is required.

19-161 City Manager
BE IT ORDERED, that the City Council hereby adopt the General Assistance maximum levels in accordance with Department of Health and Human Services (DHHS) in compliance with Title 22 M.R.S. §4305 (4).

Amended Business Meeting Agenda 10-17-19
19-162 City Manager
BE IT ORDERED, that the City Manager is hereby authorized to accept grant funding from the Bureau of Highway Safety’s 2020 Speed Enforcement Grant that transpires from October 1, 2019 to September 15, 2020, in the amount of not less than $10,500.00, but not exceeding $24,999.00. This grant requires a 20% in-kind match which will be met with administrative work and summons issued.

19-163 City Manager
BE IT ORDERED, that the City Manager is hereby authorized to accept grant funding from the Bureau of Highway Safety’s 2020 Occupant Protection Click-It or Ticket grant that transpires from October 1, 2019 to September 15, 2020, in the amount of not less than $10,500.00, but not exceeding $24,999.00. The grant requires a 20% in-kind match which will be met with administrative work and summons issued.

19-164 City Manager
BE IT ORDERED, that the City Manager is hereby authorized to accept grant funding from the Bureau of Highway Safety’s 2020 Pedestrian grant that transpires from October 1, 2019 to September 15, 2020 or portion thereof, in the amount of not less than $10,500.00, but not exceeding $24,999.00. The grant requires a 20% in-kind match which will be met with administrative work and summons issued.

19-165 City Manager
BE IT ORDERED, that the City Manager is hereby authorized to accept grant funding from the Bureau of Highway Safety’s 2020 High Visibility Distracted Driving Enforcement grant that transpires from October 1, 2019 to September 15, 2020, in the amount of not less than $10,500.00, but not exceeding $24,999.00. The grant requires a 20% in-kind match which will be met with administrative work and summons issued.

19-166 City Manager
BE IT ORDERED, that the City Manager is hereby authorized to accept grant funding from the Bureau of Highway Safety’s 2020 High Visibility Drive Sober or Get Pulled Over grant that transpires from October 1, 2019 to September 15, 2020, in the amount of not less than $10,500.00, but not exceeding $24,999.00. The grant requires a 20% in-kind match which will be met with administrative work and summons issued.

19-167 City Manager
BE IT ORDERED, that the City Council does hereby grant approval pursuant to Title 15 M.R.S., Annotated, section 5824 (3) & 5826 (6) to the transfer of $809.00, or any portion thereof, to the Augusta Police Department, on the grounds that the City of Augusta Police Department did make a substantial contribution to the investigation of the criminal case, namely, State of Maine vs. Zachary Carey.

19-168 City Manager
BE IT ORDERED, that the City Council hereby accepts a donation of Five hundred Dollars ($500.00) from the Augusta Shaw’s Grocery Store for the Augusta Recreation Bureau Youth Football Program to help offset operating costs.

19-169 City Manager
BE IT ORDERED, that the City Manager is authorized to begin providing winter maintenance for Cedar Court and Fieldstone Drive (Phase 2) with the onset of snow plowing in the 2019/2020 season in accordance with the Private Road with Public Easement Maintenance Standards dated October 2005.
NEW BUSINESS  PART 2—ORDINANCES - FIRST READING  NO VOTE REQUIRED

19-170 Mayor and Council
WHEREAS, the definition for Specialized Medical Clinic needs to be combined with that of Medical Clinic; and

WHEREAS, zoning districts where these uses have traditionally occurred and should occur need to be added to the Land Use Table;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Augusta, Maine, that the following amendments be made to the Code of Ordinances, Land Use Ordinance:

1. Repeal the definition for “Specialized Medical Clinic” in Section 300-202; and
2. Delete the row labelled “Specialized medical clinic” in 300 Attachment 4 (Table of Land Uses in the Base Zoning Districts); and
3. Repeal the existing definition for “Medical Clinic” in Section 300-202 and replace it with the following definition:

Medical Clinic: Offices of two or more State of Maine licensed practitioners of the healing arts which occupy the same building but which share ownership, management, operations or staff.

4. Amend the row labelled “Medical Clinic” in 300 Attachment 4 (Table of Uses in the Base Zoning Districts) by placing a CU in the following zoning district columns: BP, CB, CC, CD, KBD2, PD. And place an X in the following zoning district columns: MED, IA. CU indicates the use as a Conditional Use in the marked districts and X indicates the use is a Permitted Use in the marked districts.

19-171 Mayor and Council
WHEREAS, the re-use of this existing warehouse-style building will be advantageous; and

WHEREAS, the Planning Board held a public hearing and recommended contract zoning this parcel for this use;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Augusta, Maine, that the following amendments be made to the Code of Ordinances, Land Use Ordinance:

Assessor’s Map 7 Lot 38A, zoned Riggs Brook Village District (RBV), shall be Contract Zoned in accordance with Section 300-106.B.(d)[2] of the Augusta Land Use Ordinance to add the use “repair and sales of four wheelers, snowmobiles and associated trailers” as a conditional use. Riggs Brook Village District design criteria (§ 300-314.7.C) shall be reviewed by the Planning Board during the conditional use review.

Respectfully Submitted,
Loretta Lathe, Executive Assistant
October 16, 2019