There was 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.

Attendance: Councilors Alexander, Conti, Judkins, Lind, O’Brien and Mayor Rollins were present.

PRESENTATION: Spirit of America Award – Kennebec Valley Garden Club

Awardees were absent.

PUBLIC HEARING: Medical Marijuana Business License Application by Cannamax Company LLC d/b/a Cannamax located at 102 Bangor Street

PUBLIC HEARING: Medical Marijuana Business License Application by New England Cannabis Consulting LLC d/b/a Homegrown of Augusta New England Cannabis Consulting located at 393 Western Avenue

PUBLIC HEARING: Medical Marijuana Business License Application by Greenport LLC d/b/a Greenport Cannabis Company located at 87 Western Avenue

PUBLIC COMMENTS ON ITEMS LISTED ON THE AGENDA:

No public comments were offered.

CONSENT AGENDA:

19-143 City Manager (Bureau of City Clerk)
BE IT ORDERED, that the minutes of the City Council Business Meeting held September 5, 2019, submitted by the City Manager’s office, be hereby approved.

19-144 Mayor Rollins
BE IT ORDERED, that Kenneth R. Knight is hereby reappointed to the Greater Augusta Utility District Board of Trustees, said term to expire September 19, 2022.

19-145 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 $1,587.00, 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. Andre Lawrence.

Motion for passage of the Consent Agenda orders 19-143 to 19-145.

By: Lind Second by: Alexander
Yeas: 5
Nays: 0
NEW BUSINESS PART 1 – ORDERS AND RESOLVES

19-146 City Manager
BE IT ORDERED, that the Medical Marijuana Business License application by Cannamax Company LLC d/b/a Cannamax located at 102 Bangor Street be hereby approved.

Motion for passage of the order 19-146
By: Conti Second by: Alexander
Yeas: 5
Nays: 0

19-147 City Manager
BE IT ORDERED, that the Medical Marijuana Business License application by New England Cannabis Consulting LLC d/b/a Homegrown of Augusta New England Cannabis Consulting located at 393 Western Avenue be hereby approved.

Motion for passage of the order 19-147
By: O’Brien Second by: Lind
Yeas: 5
Nays: 0

19-148 City Manager
BE IT ORDERED, that the Medical Marijuana Business License application by Greenport LLC d/b/a Greenport Cannabis Company located at 87 Western Avenue be hereby approved.

Motion for passage of the order 19-148
By: Conti Second by: Lind
Yeas: 5
Nays: 0

19-149 Mayor and Council
BE IT ORDERED, that the City Manager is hereby authorized to issue a request for proposals (RFP) for the disposition of the former Cony Pride Building at 111 Cony Street.

BE IT FURTHER ORDERED, that the successful RFP will be subject to a non-refundable good-faith deposit of $2,500.

BE IT FURTHER ORDERED, that failure to conform to bid contingencies shall result in forfeiture of sale proceeds and reversion of ownership of said property back to the City of Augusta.

Motion for passage of the order 19-149
By: Lind Second by: Judkins
Yeas: 5
Nays: 0

19-150 Councilors Eric Lind and Mark O’Brien
BE IT ORDERED, that the Augusta City Council hereby requests of the Maine Department of Transportation a reduction in the speed limit of Maple Street from 25 to 20 m.p.h.
Motion for passage of the order 19-150
By: O’Brien Second by: Lind
Yea: 5
Nay: 0

NEW BUSINESS  PART 2 –ORDINANCES - FIRST READING  NO VOTE REQUIRED

19-151 Mayor and Council
WHEREAS, all properties in Augusta’s downtown, fronting on Water Street, face significant on-site parking challenges and the KBD1 zoning district recognizes those challenges; and

WHEREAS, split-zoned parcels create confusion and concern regarding the orderly development of the parcel;

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:

Modify the “Official Zoning Map” of the city to rezone Tax Map 34 Lot 262, 28 Water Street; and a portion of Tax Map 34 Lot 263, 4 Northern Avenue; from High Density Residential (RC) to Kennebec Business District 1 (KBD1).

OLD BUSINESS AND TABLED MATTERS:  SECOND READING (ORDINANCES)

19-139 Mayor and Council
BE IT ORDAINED, By the City Council of the City of Augusta, as follows:

That Article III Stopping, Standing and Parking: Part 2 Towing; violation impoundment section 270-42 Schedule of Towing, Storage and Publication Fees. Of the Revised Code of Ordinances 1990, as amended, be further amended by deleting and adding the following language:

§ 270-42 Schedule of towing, storage and publication fees.

Motion to suspend further reading of 19-139
By: O’Brien Second by: Judkins
Yea: 5
Nay: 0

[Amended 10-17-2005 by Ord. No. 165]
A. The schedule of charges for service calls, towing or removing vehicles and notices of such action as required by this Part 2 shall not exceed the schedule of charges which shall be set from time to time and a schedule of such charges shall include service calls day or night, tow fee day or night, motor vehicle accident tow day or night, use of which and mileage from accident scene to vehicle destination.

B. Tow operators accepting City referrals under this Part 2 shall agree to charge reasonable fees that will not exceed the following per vehicle:

(1) Service calls: described as providing gas, jump start, vehicle lockout, etc.
   (a) 8:00 a.m. to 8:00 p.m.: $50.
   (b) 8:00 p.m. to 8:00 a.m.: $60.
(2) Tow: described as any time a vehicle needs to be towed which has become disabled, parked in violation of City ordinance or a police action has required the vehicle to be towed:
   (a) 8:00 a.m. to 8:00 p.m.: $65 75.
   (b) 8:00 p.m. to 8:00 a.m.: $75 85.

(3) Motor vehicle accidents: described as any time a vehicle is towed from the scene of an accident involving a vehicle; tow service required to move all debris and fluids within reason.
   (a) 8:00 a.m. to 8:00 p.m.: $90 100.
   (b) 8:00 p.m. to 8:00 a.m.: $100 110.

(4) Use of winch: described as having to winch a vehicle out of a ditch and back onto the roadway or other location, or turning over an overturned vehicle. Use of winch is not to be charged when a vehicle is winched onto a flatbed of a tow truck: $75 per hour, to be computed in half-hour increments beyond the first hour, with the full first-hour charge due for any portion thereof.

(5) Mileage from accident scene: described as traveling the distance from the scene of an accident to the location where the vehicle will be off-loaded from the tow truck:
   (a) From the accident scene to the offload destination: minimum charge of $3 per mile.
   (b) If less than a mile: $3.

(6) Storage: location of where towed vehicle was brought awaiting retrieval by owner or other responsible party: $25 35 per day, or any portion thereof, after the first 24 hours of vehicle being towed to storage lot.

Motion for passage of item 19-139
By: Lind                 Second by: O’Brien
Yeas: 5
Nays: 0

19-140       Mayor and Council
BE IT ORDAINED, By the City Council of the City of Augusta, as follows:

That Article III, section 207-4 Parade Permits, Of the Revised Code of Ordinances 1990, as amended, be further amended by adding the following language underlined in paragraph C. below:

C. As a precondition to issuance of a permit, the applicant must meet with or provide information by any other means to the Police Chief or his designee, so that the applicant and the City may attempt to agree on the details of the route and other logistics. It is a requirement that all organizations seeking city approval to conduct a parade or special event involving roadway use create a safety plan that includes, at a minimum, the following elements: safe route selection, acquisition of all required permits, and hazard mitigation.

Motion for passage of item 19-140
By: Conti                 Second by: Lind
Yeas: 5
Nays: 0

Respectfully Submitted,
Loretta Lathe, Executive Assistant
September 20, 2019