

MAINE STATE LEGISLATURE

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**STATE OF MAINE
SENATE
114TH LEGISLATURE
FIRST REGULAR SESSION**

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SENATE AMENDMENT " C " to COMMITTEE AMENDMENT "A" to H.P.
1172, L.D. 1626, "Resolve, Concerning the Development of a New
Master Plan for the Capitol Area"

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Amend the amendment by striking out everything after the
title and before the statement of fact and inserting in its place
the following:

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'Amend the resolve by striking out everything after the
title and before the statement of fact and inserting in its place
the following:

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'Emergency preamble. Whereas, Acts and resolves of the
Legislature do not become effective until 90 days after
adjournment unless enacted as emergencies; and

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Whereas, a new master plan is urgently needed to guide
future development of the capitol area which is held in trust for
the people of Maine; and

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Whereas, this plan must serve as a blueprint for the future,
recognizing reasonable growth with a commitment to protect and
preserve our valued inheritance; and

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Whereas, the district plan requires active participation
from the highest levels of the city government and each of the 3
coequal branches of State Government to inspire the best usage
and appreciation; and

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Whereas, it is desired to select a master planner through a
competitive search; and

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Whereas, a special committee is necessary to oversee the
selection of the master planner and the development of the first
new master plan for the capitol area in 20 years; and

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2 **Whereas,** in the judgment of the Legislature, these facts
4 create an emergency within the meaning of the Constitution of
6 Maine and require the following legislation as immediately
 necessary for the preservation of the public peace, health and
 safety; now, therefore, be it

8 **Sec. 1. Committee established. Resolved:** That there is
10 established the Special Committee on the New Capitol Area Master
 Plan; and be it further

12 **Sec. 2. Master plan; development. Resolved:** That work on the
14 development of a new master plan for the orderly development of
16 future state buildings, grounds and traffic routes in the capitol
 area of Augusta shall be initiated as soon as possible after the
 passage of this resolve; and be it further

18 **Sec. 3. Master planner. Resolved:** That a nationally recognized
20 master planner shall be selected and engaged for the purpose of
22 developing a master plan for submission to the Governor and the
24 Legislature in accordance with this resolve. Selection of this
26 planner shall be made by means of a competitive search with no
28 geographic limitation for entrants. Members of the Special
30 Committee on the New Capitol Area Master Plan shall participate
 in the screening of applicants and shall approve the selection of
 the master planner. The master planner shall take into
 consideration in the development of the new master plan other
 concurrent planning efforts within the capitol area; and be it
 further

32 **Sec. 4. Membership; appointment. Resolved:** That the special
 committee shall consist of the following 25 members:

34 A. One Senator to be appointed by the President of the
36 Senate and one member of the House of Representatives to be
 appointed by the Speaker of the House of Representatives,
 both of whom represent the capitol planning district;

38 B. The Mayor of the City of Augusta or a permanent designee;

40 C. Four members of the State Capitol Commission appointed
42 by the commission chair;

44 D. The Executive Director of the Maine Historic
46 Preservation Commission;

48 E. The Director of the State Capitol Commission;

50 F. The chair and 3 additional members of the Capitol
 Planning Commission, one who lives in the capitol planning

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district, a city councilor representing the capitol planning district and a member-at-large;

G. A licensed architect appointed by the Governor from nominees proposed by the Maine State Board for Licensure of Architects and Landscape Architects;

H. The Governor or a permanent designee;

I. The President of the Senate or a permanent designee;

J. The Speaker of the House of Representatives or a permanent designee;

K. The minority leader of the Senate or a permanent designee;

L. The minority leader of the House of Representatives or a permanent designee;

M. A permanent designee of the Chief Justice of the Supreme Judicial Court;

N. Three public members who reside in the City of Augusta, one of whom is to be appointed by the Governor, one by the President of the Senate and one by the Speaker of the House of Representatives;

O. The Director of the Bureau of Public Improvements; and

P. The Commissioner of Transportation or the commissioner's designee.

All other agencies in State Government shall cooperate fully with the special committee and provide or develop relevant information upon request; and be it further

Sec. 5. Chair. Resolved: That the Chair of the Capitol Planning Commission shall serve as chair of the special committee and shall call the first meeting of the committee as soon as all appointments have been made. The chair shall call all subsequent meetings of the special committee; and be it further

Sec. 6. Duties of the special committee. Resolved: That the duties of the special committee shall be as follows:

A. Oversee the competition for selection of a master planner who will develop a proposed new capitol area master plan and participate in all aspects of the selection process, including review of criteria for selection, screening and final selection of candidates for this role; and

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B. Provide assistance to the master planner in the development of the new master plan; and be it further

Sec. 7. Committee report. Resolved: That the special committee shall present a progress report no later than January 1, 1990, to the Governor and the Legislative Council. This report shall describe the progress of, and any recommendations proposed by, the special committee. The committee shall submit a preliminary report that includes a workplan for completion of the master plan to be transmitted to the Governor and the Legislature no later than April 1, 1990. This report shall include a cost estimate sufficient to complete the detailed design of the master plan, and any necessary implementing legislation. The committee shall submit a final report that includes the detailed design of the master plan and any necessary implementing legislation to the First Regular Session of the 115th Legislature, no later than January 15, 1991; and be it further

Sec. 8. Staff. Resolved: That the special committee shall be authorized to hire staff who shall work under the direction of the chair. Additional assistance from the legislative staff may be requested from the Legislative Council; and be it further

Sec. 9. Compensation. Resolved: That all members of the special committee, except the employees of State Government, shall receive reimbursement for travel and other necessary expenses upon application to the Executive Director of the Legislative Council. Members of the special committee who are Legislators shall receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at committee meetings; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve:

1989-90

ADMINISTRATION, DEPARTMENT OF

Public Improvements - Planning - Construction - Administration

All Other \$90,000

Provides funds to contract with a master planner to provide assistance to the Special Committee on the New Capitol Area Master Plan. These funds shall not be expended for this purpose until the special committee has voted to approve the selection of the master planner. The Bureau of Public Improvements

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shall prepare a detailed budget for the
expenditure of these funds and submit it to
the special committee for review and
approval no later than September 1, 1989.
Any expenditures which deviate from the
approved budget shall require an affirmative
vote of the special committee. The Bureau of
Public Improvements shall provide the chair
and members of the special committee with a
report of expenditures to date at least
monthly. These funds shall not lapse but
shall carry forward to June 30, 1991.

**DEPARTMENT OF ADMINISTRATION
TOTAL**

\$90,000

LEGISLATURE

**Special Committee on the New Capitol
Area Master Plan**

All Other

\$10,000

Provides funds to hire one staff person on a
contractual basis and for the meeting,
advertising and printing costs of the
special committee. These funds shall not
lapse, but remain in this account until
expended for the purposes described.

**LEGISLATURE
TOTAL**

\$10,000

TOTAL APPROPRIATIONS

\$100,000

Emergency clause. In view of the emergency cited in the
preamble, this resolve shall take effect when approved.' '

STATEMENT OF FACT

This amendment retains all the text of Senate Amendment B to
Committee Amendment A to L.D. 1626, except for sections 10 and
11, concerning construction, sale or lease of state-owned land
and the study of acquisition costs by the Department of
Administration.

(Senator BUSTIN)
SPONSORED BY:

COUNTY: Kennebec

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(8/22/89) (Filing No. S-457)