

PLEDGE OF ALLEGIANCE:

ROLL CALL:

Mayor Strimling called the meeting to order at 5:30 P.M. (Councilor Costa arrived during announcements).

ANNOUNCEMENTS:

Councilor Ray announced that the Health and Human Services Committee will be meeting on Tuesday , November 27, 2018 in the City Council Chambers to hear public comment on the Model Shelter.

Mayor Strimling announced that the Rules Committee will be meeting on November 20 and November 28th to review the City Council Rules for approval at the Business meeting of the Inauguration ceremony.

RECOGNITIONS:

PRESENTATIONS:

ANNUAL MEETING:

Motion was made by Mayor Strimling and seconded by Councilor Batson to recess the meeting of the City Council and Convene the Annual Meeting of the Corporator of the Portland Development Corporation. Passage 9-0.

Annual Meeting of Corporator of Portland Development Corporation.

Motion was made by Councilor Ray and seconded by Councilor Mavodones to accept the Fiscal year 2018 Financial Report. Passage 9-0.

Annual Meeting of Corporator of Creative Portland

Motion was made by Councilor Ray and seconded by Councilor Thibodeau to adjourn the Annual Meeting of the Corporator of the Portland Development Corporation and convene the Annual Meeting of the Corporator of Creative Portland Corporation. Passage 9-0.

Motion was made by Councilor Thibodeau and seconded by Councilor Batson to accept the Fiscal year 2018 Financial Report. Passage 9-0.

SPECIAL MEETING:

APPROVAL OF MINUTES OF PREVIOUS MEETING:

November 5, 2018 Draft Regular City Council Meeting Minutes

Motion was made by Councilor Ray and seconded by Councilor Batson for approval of the minutes. Passage 9-0.

PROCLAMATIONS:

Proclamation 17-18/19 Honoring Detective Kelly Gorham as Officer of the Month for September 2018 – Sponsored by Mayor Ethan K. Strimling.

APPOINTMENTS:

CONSENT ITEMS:

Order 100-18/19 Approving Transfer of Funds Under 15 M.R.S. §§5824(3) and 5826(6) Re: Melissa Emmons – Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Costa and seconded by Councilor Ray for passage of the consent items. Passage 9-0.

LICENSES:

Order 101-18/19 Granting Municipal Officers' Approval of Portland Shuck Shack LLC dba The Shop. Application for a Class I FSE with Entertainment without Dance and Outdoor Dining on Private Property at 123 Washington Avenue - Sponsored by Michael Russell, Director of Permitting & Inspections Department.

Motion was made by Councilor Ray and seconded by Councilor Thibodeau for passage. Passage 9-0.

Order 102-18/19 Approving Municipal Officers' Approval of Blue Lobster Urban Winery LLC dba Blue Lobster Urban Winery. Application for a Winery with Entertainment without Dancing and Outdoor Dining on Private Property at 219 Anderson Street - Sponsored by Michael Russell, Director of Permitting & Inspections Department.

Motion was made by Councilor Ray and seconded by Councilor Dusen for passage. Passage 9-0.

Order 103-18/19 Granting Municipal Officers' Approval of Pig Exchange, LLC dba Thirsty Pig. Renewal application for an Entertainment without Dance at 37 Exchange Street with the Condition of No Amplified Entertainment Outdoors - Sponsored by Michael Russell, Director of Permitting and Inspections.

Councilor Thibodeau recused himself as his employer has done work for the applicant.

Motion was made by Councilor Mavodones and seconded by Councilor Dusen.

Motion was made by Councilor Mavodones and seconded by Councilor Batson to postpone Order 103 to the January 23, 2019 City Council Meeting. Passage 8-0. (Councilor Thibodeau recused).

Order 104-18/19 Granting Municipal Officers' Approval of Bunker Brewing LLC dba Bunker Brewing. Application for an Entertainment without Dancing at 17 Westfield Street with the Condition of Limiting the Events to 20 Per Year, Closing the Garage Door Closest to Neighbors and Ending All Events by 9:00pm. - Sponsored by Michael Russell, Director of Permitting & Inspections Department.

Motion was made by Councilor Ray and seconded by Councilor Costa for passage.
Passage 9-0.

6:00 P.M. PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS:

BUDGET ITEMS:

COMMUNICATIONS:

Communication 7 Re: the Rules Committee - Sponsored by Mayor Ethan K. Strimling.

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 97-18/19 Authorizing Lease-Purchase Agreement for Conversion to LED Street Lights - Sponsored by Jon P. Jennings, City Manager.

This item was given first reading on November 5, 2018.

Motion was made by Councilor Mavodones and second by Councilor Costa to postpone Order 97 to the December 17, 2018 City Council meeting. Passage 9-0.

Order 98-18/19 Amendment to Portland City Code Chapter 14 Re: Impact Fees - Sponsored by the Planning Board, Sean Dundon, Chair and the Economic Development Committee, Council Justin Costa, Chair.

This item was given first reading on November 5, 2018.

Motion was made by Councilor Costa and seconded by Councilor Ray for passage.
Passage 8-0. (Councilor Ali out).

Order 105-18/19 Amendment to Portland City Code Chapter 6 Re: Energy Benchmarking - Sponsored by the Sustainability and Transportation Committee, Councilor Spencer Thibodeau, Chair.

Motion was made by Councilor Thibodeau and seconded by Councilor Ray to waive the second reading. Passage 9-0.

Motion was made by Mayor Strimling and seconded by Councilor Mavodones to set the deadline to December 7, 2019. Motion failed 1-8 (Duson, Mavodones, Cook, Ali, Costa, Ray, Thibodeau, Batson.)

Motion was made by Councilor Thibodeau and seconded by Councilor Batson for passage as an emergency. 9-0.

Order 99-18/19 Amendment to Portland City Code Chapter 6 Re: Short Term Rental Registration and Regulation - Sponsored by the Housing Committee, Councilor Jill D. Duson, Chair.

Motion was made by Councilor Ray and seconded by Councilor Duson to amend Order 99 by adding in sec.6-150 Purpose, in the second sentence after the word units, "may"., and by adding in Sec. 6-153 (f) chart Owner-occupied " 2 to 1, 3 to 2, 4 to 3, 5 to 4, leaving the two fives as is".

Motion was made by Councilor Costa and seconded by Councilor Ray to bifurcate the amendment. Passage 8-1 (Thibodeau).

Motion was made by Councilor Ray and seconded by Councilor Costa to add in sec. 6-150 Purpose, in the second sentence after the word units "may". Passage 8-1 (Strimling).

Motion was made by Councilor Ray and seconded by Councilor Cost to add to section 6-153- (f) chart Owner-occupied "2to 1, 3 to 2, 4 to 3, 5 to 4, leaving the two fives as is." Passage 7-2 (Strimling, Costa).

Motion was made by Councilor Mavodones and seconded by Councilor Duson to allow deliberations after 10:00 P.M. Passage 9-0.

Motion was made by Councilor Cook and seconded by Councilor Duson to call the question. Passage 9-0.

Motion was made by Councilor Thibodeau and seconded by Councilor Duson to change sec. 6-153 B. from "300 to 400 owner occupied. Passage 5-4 (Cook, Ali, Batson, Strimling).

Motion was made by Councilor Costa and seconded by Councilor Cook to add in section 6-151, (c) subsection 5 after the words, "short term basis, " short term," and the number of units that were rented long term". Passage 9-0.

Motion was made by Councilor Duson and seconded by Councilor Thibodeau to keep in sec.6-153 (C) five. Passage 5-4 (Ali, Cook, Batson, Strimling).

Motion was made by Councilor Thibodeau and seconded by Councilor Mavodones to strike out sec. 6--153 (d)" Passage 5-4 (Cook, Ali, Ray, Strimling).

Motion was made by Councilor Thibodeau and seconded by Councilor Batson to add for clarity in sec. 6-154 (c) " no registration is transferable or signable". Passage 9-0.

Motion was made by Councilor Ray and seconded by Councilor Mavodones to strike out in second sentence and add " owner, tenants may rent multiple rooms in. Passage 6-3 (Ali, Cook, Strimling).

Motion was made by Councilor Ray and seconded by Councilor Cook in sec. 6-152 (c) to strike out "tenants may not register more than one short term rental unit and add " and "tenants" after owners and or tenants occupied" after the words owner occupied in the first sentence. Passage 6-3 (Ali, Cook, Strimling).

Motion was made by Councilor Cook and seconded by Councilor Ray to clarify that we

amend sec 6-154 B- so it says "notwithstanding the limitations sec 6-153, current registration" striking (b) and (c)"and that we strike subsection "1. beginning with" however" Passage 8-1 (Ali).

Motion was made by Councilor Cook and seconded by Councilor Costa for passage as amended. Passage 9-0.

Order 67-18/19 Amendment to Portland City Code Chapter 6 Re: Short Term Rentals – Sponsored by the Housing Committee, Councilor Jill C. Duson, Chair.

Motion was made by Councilor Costa and seconded by Councilor Batson to postpone Order 67 indefinitely. Passage 9-0.

Order 87-18/19 Amendment to the Portland City Code Chapter 6 Re: Non-Owner-Occupied Short Term Rental Units in Multi-Unit Buildings - Sponsored by Councilor Jill C. Duson

Motion was made by Councilor Costa and seconded by Councilor Batson to postpone Order 87 indefinitely. Passage 9-0

ORDERS:

AMENDMENTS:

Motion was made by Councilor Ray and second by Councilor Duson to adjourn. Passage 9-0, 11:05 P.M.

A TRUE COPY

Katherine L. Jones, City Clerk