

IN COUNCIL REGULAR MEETING NOVEMBER 19, 2012 VOL. 128 PAGE 42

ROLL CALL: Mayor Brennan called the meeting to order at 7:05 P.M. (Councilor Coyne arrived during Communication 5).

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Duson and seconded by Councilor Donoghue to approve the minutes of November 5, 2012. Passage 8-0.

ANNOUNCEMENTS:

RECOGNITIONS:

PROCLAMATIONS:

Proc 13-12/13 Proclamation Commemorating the Life of Steven Huston – Sponsored by Mayor Michael F. Brennan.

Proc 14-12/13 Proclamation Recognizing Kiwanis Club of Portland – Sponsored by Mayor Michael F. Brennan.

APPOINTMENTS:

Order 95-12/13 Making Appointments to the Portland Planning Board - Sponsored by the Nominating Committee, Councilor Cheryl A. Leeman, Chair.

	Term Expires
Sean Dundon	02/28/2014
Elizabeth Boepple	02/28/2015
William Hall	02/28/2015
Jack Soley	02/28/2016

Motion was made by Councilor Leeman and seconded by Councilor Mavodones to amend Order 95 by changing “William Hall’s expiration to 02/28/2016” for passage. Passage 8-0.

Motion was made by Councilor Leeman and seconded by Councilor Mavodones for passage as amended. Passage 8-0.

CONSENT ITEMS:

Order 96-12/13 Approving Transfer of Funds Under 15 M.R.S.A. Sections 5824(3) and 5836(6) – Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Marshall and seconded by Councilor Duson for passage. Passage 8-0.

LICENSES:

Order 97-12/13 Granting Municipal Officer's Approval of 3 Buoys Seafood, LLC, d/b/a 3 Buoys Seafood Shanty & Grille, 111 Cumberland Avenue. Application for Class IV Liquor License. Outdoor Dining on Private Property – Sponsored by Katherine L. Jones, City Clerk.

Motion was made by Councilor Marshall and seconded by Councilor Donoghue for passage. Passage 8-0.

Order 98-12/13 Granting Municipal Officer's Approval of Onika, Inc. d/b/a Dancing Elephant II Indian Restaurant & Lounge, 29 Wharf Street. Application for a Class XI Liquor License. Outdoor Dining on Public Property – Sponsored by Katherine L. Jones, City Clerk.

Motion was made by Councilor Leeman and seconded by Councilor Duson for passage. Passage 8-0.

Order 99-12/13 Granting Municipal Officer's Approval of Pig's Back, LLC, d/b/a Buck's Naked BBQ Steakhouse, 50 Wharf Street. Application for a Class I Liquor License with Outdoor Dining on Private Property – Sponsored by Katherine L. Jones, City Clerk.

Motion was made by Councilor Duson and seconded by Councilor Marshall for passage. Passage 8-0.

Order 100-12/13 Granting Municipal Officer's Approval of AAA The North Point LLC, d/b/a The North Point, 35 Silver Street. Application for a Class A Lounge Liquor License – Sponsored by Katherine L. Jones, City Clerk.

Motion was made by Councilor Duson and seconded by Councilor Marshall for passage. Passage 8-0.

BUDGET ITEMS:

COMMUNICATIONS:

Com 4-12/13 Communication Re: METRO Budget – Sponsored by Mark H. Rees, City Manager.

Com 5-12/13 Communication Re: Homeless Task Force – Sponsored Mark H. Rees, City Manager.

Motion was made by Councilor Anton and seconded by Councilor Duson to accept, “The Task Force has created an Implementation Plan comprised of four overarching Recommended Actions: 1) Retooling the emergency Shelter System, 2) Rapid Rehousing, 3) Increased Case Management, and 4) Report Monitoring. Staff is recommending that action steps 1-3 be forwarded to Council Subcommittees for action; specifically the Public Safety, Health & Human Services Committee will receive action items #1 and #2, and the Housing and Community Development Committee will receive item#3. Passage 9-0.

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 60-12/13 Amendment to Portland City Code Chapter 14. Land Use Article III. Zoning Re: Jurisdiction of Board of Appeals – Sponsored by the Planning Board, Carol Morrisette, Chair. This item was given first reading on September 5, 2012, referred back to the Planning Board on September 19, 2012.

Motion was made by Councilor Leeman and seconded by Councilor Suslovic for passage. Passage 9-0.

Order 89-12/13 Amendment to City Code Sec. 14-49 (Zoning Text and Map Amendment) Re: First Amendment to Conditional Rezoning for Property in the Vicinity of North Deering/Presumpscot River Sponsored by the Planning Board, Carol Morrisette, Chair. It was given a first reading on October 15th. At the November 5th Council meeting this item was postponed to this meeting.

Councilor Suslovic disclosed that he worked with Lloyd Wolf in 2005 and no longer is involved and has no financial gain.

Motion was made by Councilor Leeman and seconded by Councilor Donoghue for passage. Passage 9-0 .

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Order 93-12/13 Approving Bayside Trail MDOT Funding Local Agreement – Sponsored by Mark H. Rees, City Manager. It was given first reading on November 5, 2012.

Motion was made by Councilor Anton and seconded by Councilor Mavodones for passage. Passage 9-0 .

Order 94-12/13 Amendment to Chapter 11, Food Code – Sponsored by the Public Safety, Health & Human Services Committee, Edward J. Suslovic, Chair. It was given first reading on November 5, 2012.

Motion was made by Councilor Suslovic and seconded by Councilor Anton for passage. Passage 9-0.

ORDERS:

Order 101-12/13 Approving Housing Investment Policy – Sponsored by the Housing and Community Development Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

Motion was made by Councilor Mavodones and seconded by Councilor Coyne for passage. Passage 9-0.

Order 102-12/13 Approving City's 2014/2015 BTIP Projects – Sponsored by the Transportation, Sustainability, and Energy Committee, Councilor David A. Marshall, Chair.

This is a first reading.

Motion was made by Councilor Suslovic and seconded by Councilor Anton to adjourn. Passage 9-0, 10:25 P.M.

A TRUE COPY.

Katherine L. Jones, City Clerk