

IN COUNCIL REGULAR MEETING OCTOBER 15, 2012 VOL. 128 PAGE 32

ROLL CALL: Mayor Brennan called the meeting to order at 7:05 P.M. (Councilor Leeman absent, Councilor Duson arrived during Order 72.)

ANNUAL MEETING:

Motion was made by Councilor Mavodones and seconded by Councilor Suslovic to recess the regular City Council meeting. Passage 7-0.

Motion was made by Councilor Suslovic and seconded by Councilor Marshall to convene the Annual Meeting of the Corporator of the Portland Fish Exchange. Passage 7-0.

Order 72-12/13 Order Appointing Directors of the Portland Fish Exchange – Sponsored by the Nominating Committee, Councilor Cheryl A. Leeman, Chair.

Class A	Avis Leavitt
Class B	Raymond Swenton
Class C	Thomas Valteau

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

Order 73-12/13 Order Approving Amendment to Bylaws of the Portland Fish Exchange - Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Suslovic and seconded by Councilor Mavodones for passage. Passage 8-0.

Motion was made by Councilor Marshall and seconded by Councilor Suslovic to exchange and convene the annual meeting of the Corporator of Portland Development Corporation. Passage 8-0.

Accepting PDC FYE 2012 Activity and Financial Reports.

Motion was made by Councilor Mavodones and seconded by Councilor Suslovic to adjourn the annual meeting of the Corporator of the Portland Development Corporation. Passage 8-0, 7:15 P.M.

Motion was made by Councilor Suslovic and seconded by Councilor Duson to reconvene the meeting of the City Council. Passage 8-0 .

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Suslovic and seconded by Councilor Coyne to approve the minutes of October 1, 2012. Passage 8-0.

ANNOUNCEMENTS:

RECOGNITIONS:

PROCLAMATIONS:

- | | |
|----------------------|---|
| Proc 8-12/13 | Proclamation Honoring Civilians, Police Officers, and Firefighters Who Rescued Portland Resident from Portland Harbor – Sponsored by Mayor Michael F. Brennan. |
| Proc 9-12/13 | Proclamation Recognizing October 2012 as CASH Awareness Month – Sponsored by Mayor Michael F. Brennan. |
| Proc 10-12/13 | Proclamation Honoring Theresa Waters, Health and Human Services Department, Barron Center for October 2012 – Sponsored by Mayor Michael F. Brennan. |

APPOINTMENTS:

CONSENT ITEMS:

- | | |
|-----------------------|---|
| Order 74-12/13 | Order Approving Transfer of Funds Under 15 M.R.S.A. Secs. 5824(3) and 5836(6) – Sponsored by Mark H. Rees, City Manager. |
| Order 75-12/13 | Order Approving Transfer of Funds Under 15 M.R.S.A. Secs 5824(3) and 5836(6) – Sponsored by Mark H. Rees, City Manager. |
| Order 76-12/13 | Order Approving Transfer of Funds Under 15 M.R.S.A. Secs 5824(3) and 5836(6) – Sponsored by Mark H. Rees, City Manager. |

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- Order 77-12/13 Order Amending Traffic Schedule Re: Commercial Street – Sponsored by the Transportation, Sustainability and Energy Committee, Councilor David A. Marshall, Chair.**
- Order 78-12/13 Order Amending Traffic Schedule Re: Monroe Court – Sponsored by the Transportation, Sustainability and Energy Committee, Councilor David A. Marshall, Chair.**
- Order 79-12/13
(Tab 12) Order Amending Traffic Schedule Re: Pine Street – Sponsored by the Transportation, Sustainability and Energy Committee, Councilor David A. Marshall, Chair.**
- Order 80-12/13 Order Amending Traffic Schedule Re: Falmouth Street, Deering Avenue and Washington Avenue – Sponsored by the Transportation, Sustainability and Energy Committee, Councilor David A. Marshall, Chair.**

Motion was made by Councilor Marshall and seconded by Councilor Mavodones for passage of the consent items. Passage 7-0. (Donoghue out).

LICENSES:

- Order 81-12/13 Order Granting Municipal Officer's Approval of Sokunthim Nou d/b/a Chiang Mai, 52 Washington Ave. Application for Class III & IV Liquor License – Sponsored by Katherine L. Jones, City Clerk.**

Motion was made by Councilor Anton and seconded by Councilor Suslovic for passage. Passage 7-0. (Donoghue out).

- Order 82-12/13
(Tab 15) Order Granting Municipal Officer's Approval of Oscar Pizza LLC d/b/a Otto, 576 Congress Street. Application to Expand Their Class III & IV Liquor License to 574 Congress Street – Sponsored by Katherine L. Jones, City Clerk.**

Motion was made by Councilor Aton and seconded by Councilor Duson for passage. Passage 7-0. (Donoghue out).

BUDGET ITEMS:

COMMUNICATIONS:

RESOLUTIONS:

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Reslove 3 – 12/13 Resolution Supporting Question One Allowing Same – Sex Couples the Freedom to Marry.

Motion was made by Councilor Mavodones and seconded by Councilor Duson to take up a un-agenda item. Passage 7-0.

Motion was made by Councilor Mavodones and seconded by Councilor Duson for passage. Passage 7-0.

UNFINISHED BUSINESS:

Order 69-12/13 Order Approving Amendment to Agreement with Portland Water District Re: Peaks Island Sewer– Sponsored by Mark H. Rees, City Manager. This item was given first reading on October 5, 2012.

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

Order 70-12/13 Order Authorizing Financial Assistance in Home Program Funds to Avesta Housing Re: Rental Housing Project at 409 Cumberland Avenue – Sponsored by the Housing and Community Development Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on October 5, 2012.

Councilor Anton recused himself from Order 70 he has prepared preliminary work for Avesta Housing.

Motion was made by Councilor Mavodones and seconded by Councilor Suslovic for passage. Passage 6-0. (Coyne, Anton out).

Order 71-12/13 Order Authorizing Financial Assistance in Home Program Funds to Avesta Housing Re: Rental Housing Project at 134 Washington Avenue - Sponsored by the Housing and Community Development Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

Motion was made by Councilor Mavodones and seconded by Councilor Suslovic to amend Order 71 by adding “or HOME Funds, or a Combination thereof”, for passage. Passage 8-0.

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

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ORDERS:

Order 83-12/13 Order Authorizing Sale of Tax Acquired Property Re: 175 Virginia Street – Sponsored by the Housing and Community Development Committee – Councilor Nicholas M. Mavodones, Jr., Chair.

Motion was made by Councilor Mavodones and seconded by Councilor Anton for passage. Passage 8-0.

Order 84-12/13 Order Accepting and Appropriating a Grant Award in the Amount of \$1,522,234 from the Economic Development Administration for the Forefront at Thompson's Point - Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Suslovic and seconded by Councilor Marshall to waive the first reading of Order 84. Passage 8-0.

Motion was made by Councilor Suslovic and seconded by Councilor Mavodones as an emergency passage. Passage 8-0.

Order 85-12/13 Order Approving Purchase of Canco Woods from Trust for Public Lands for an Amount not to Exceed \$75,000 - Sponsored by Councilor Cheryl A. Leeman and Tom Jewell, Land Bank Commission Chair.

This is its first reading.

Order 86-12/13 Order Conveying Conservation Easement to Portland Trails Re: Canco Woods – Sponsored by Councilor Cheryl A. Leeman and Tom Jewell, Land Bank Commission Chair.

Motion was made by Councilor Coyne and seconded by Councilor Suslovic to postpone Order 86 until November 5, 2012. Passage 8-0.

Order 87-12/13 Order Placing Canco Woods in Land Bank – Sponsored by Councilor Cheryl A. Leeman and Tom Jewell, Land Bank Chair.

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue to postpone Order 87 until November 5, 2012. Passage 8-0.

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Order 88-12/13 Order Referring Issue to the Portland Planning Board Re: Re-Zoning of Canco Woods to the ROS Zone – Sponsored by Councilor Cheryl A. Leeman and Tom Jewell, Land Bank Commission Chair.

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Motion was made by Councilor Suslovic and seconded by Councilor Mavodones to postpone Order 88 until November 5, 2012. Passage 8-0.

AMENDMENT:

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.

This is its first reading.

LICENSE RENEWALS:

REQUEST FOR EXECUTIVE SESSION:

Motion was made by Councilor Susloivc and seconded by Councilor Marshall to adjourn. Passage 8-0, 8:55 P.M.

A TRUE COPY.

Katherine L. Jones, City Clerk