

IN COUNCIL SPECIAL MEETING SEPTEMBER 19, 2012 VOL. 128 PAGE 25

ROLL CALL: Mayor Brennan called the meeting to order at 7:10 P.M. (Councilor Duson arrived during the recognitions).

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Anton and seconded by Councilor Mavodones to approve the minutes of September 5, 2012. Passage 8-0.

ANNOUNCEMENTS:

RECOGNITIONS:

Portland Hockey Trust thank you to the Portland City Council for their support.

PROCLAMATIONS:

Proc 5-12-13 Proclamation Honoring Charles Ames, Police Department, as Employee of the Month for August, 2012 – Sponsored by Mayor Michael F. Brennan.

Proc 6-12/13 Proclamation Honoring Eric Lemay, Public Services Department, as Employee of the Month for September, 2012 – Sponsored by Mayor Michael F. Brennan.

APPOINTMENTS:

CONSENT ITEMS:

Order 61-12/13 Order Amending the Appointment of the Board of Assessment Review Member Stephen Bither – Sponsored by Katherine L. Jones, City Clerk.

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

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LICENSES:

Order 62-12/13 Order Approving Application of Prolerized New England Company, LLC/Schnitzer Northeast for a Scrap Metal Recycling Facilities License – Sponsored by Mark H. Rees, City Manager.

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

BUDGET ITEMS:

COMMUNICATIONS:

Com 1-12/13 Communication Re: Mayor's Subcommittee on the Appointment of Corporation Counsel – Sponsored by Mayor Michael F. Brennan.

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 28-12/13 Amendment to Portland City Code Chapter 25, Article VIII. Removal of Snow and Ice – Sponsored by the Public Safety, Health and Human Services Committee, Councilor Edward J. Suslovic, Chair.
Pursuant to Council Rule 19 as the Council voted 4-4 on a motion to pass the item at the August 6th Council meeting. This item was postponed at the Sept. 5th meeting.

Motion was made by Councilor Duson and seconded by Councilor Anton for passage. Passage 5-4, (Donoghue, Marshall, Suslovic, Brennan).

Order 54-12/13 Order Approving Collective Bargaining Agreement with CEBA, AFSCME Local 1373 for July 1, 2012 Through June 30, 2013 - Sponsored by Mark H. Rees, City Manager. This item was given first reading on September 5, 0212.

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

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Order 55-12/13 Order Approving Collective Bargaining Agreement Re: Professional and Technical City Employee Association – Sponsored by Mark H. Mark H. Rees, City Manager. It was given first reading on September 5th.

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

Order 56-12/13 Order Approving City/State Agreement with the Maine Department of Transportation for Proposed Improvements to St. John Street – Sponsored by Mark H. Rees, City Manager. This item was given first reading on September 5, 2012.

Motion was made by Councilor Leeman and seconded by Councilor Suslovic to amend order 56 by adding that the City Manager develops options as to how to cover the 2012 overages. Passage 7-2 (Anton, Marshall).

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

Order 57-12/13 Order Approving City/State Agreement with the Maine Department of Transportation for Proposed Improvements to Park Avenue – Sponsored by Mark H. Rees, City Manager. This item was given first reading on September 5, 2012.

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

Order 58-12/13 Order Approving Purchase and Sale Agreement with J&D Investments, LLC – Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Suslovic and seconded by Councilor Anton for passage. Passage 8-0, (Coyne out).

Order 59-12/13 Amendment to Portland City Code Chapter 14. Land Use Article III. Zoning Re: Farm Stands - Sponsored by the Planning Board, Carol Morrisette, Chair. This item was given first reading on September 5, 2012.

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

Order 60-12/13 Amendment to Portland City Code Chapter 14. Land Use Article III. Zoning Re: Jurisdiction of Board of Appeals – Sponsored by Danielle West-Chuhta Acting Corporation Counsel. This item was given first reading on September 5, 2012.

Motion was made by Councilor Anton and seconded by Councilor Dusen to refer Order 60 back to the Planning Board. Passage 9-0.

ORDERS:

Order 63-12/13 Order Approving Amendment to Purchase and Sale Agreement with Federated Companies, LLC and Related Documents - Sponsored by the Housing and Community Development Committee, Councilor Nicholas M. Mavodones, Chair.

Motion was made by Councilor Mavodone and seconded by Councilor Donoghue for passage. Passage 8-1, (Leeman).

REQUEST FOR EXECUTIVE SESSION:

Motion was made by Councilor Mavodones and seconded by Councilor Dusen to move into Executive Session pursuant to 1 M.R.S.A. § 405 (6) (D) to provide guidance to City negotiators on a Collective Bargaining Agreement with AFSCME Labor and Trades. Passage 8-0, (Leeman gone) 10:25P.M.

Motion was made by Councilor Mavodones and seconded by Councilor Dusen to come out of Executive Session. Passage 8-0, 10:40P.M.

Motion was made by Coyne and Seconded by Suslovic to adjourn. Passage 8-0, 10:42 p.m.

A TRUE COPY.

Katherine L. Jones, City Clerk