

IN COUNCIL REGULAR MEETING FEBRUARY 6, 2012 VOL. 127 PAGE 183

ROLL CALL: Mayor Brennan called the meeting to order at 7:10 P.M.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Coyne and seconded by Councilor Donoghue to approve the minutes as corrected of January 18, 2012. Passage 9-0.

ANNOUNCEMENTS:

RECOGNITIONS:

PROCLAMATIONS:

Proc 21-11/12 Honoring Hannaford Supermarkets – Sponsored by Mayor Michael F. Brennan.

APPOINTMENTS:

Order 105-11/12 Order Appointing Members to Various Committees – Sponsored the Nominating Committee, Councilor Cheryl A. Leeman, Chair.

Timothy Dean	Planning Board	02/28/2015
Carol Morrisette	Planning Board	02/28/2015
Patrick Venne	Planning Board	02/28/2015
Kelly McDonald	Police Citizen Review Subcommittee	03/30/2015
Matthew Tarasevich	Portland Fish Exchange C	10/31/2015

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

Order 106-11/12 Order Appointing and Setting Salary of Michael Sauschuck as Police Chief – Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue for passage. Passage as emergency, 9-0.

CONSENT ITEMS:

Order 107-11/12

Order Accepting Donation of \$500 from the Greater Portland Swimmers - Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue to approve Order 107 as amended to reflect the dollar amount from \$500 to \$550. Passage as amended, 9-0.

Order 108-11/12

Order Accepting Land in the Vicinity of Belfast Street and Placing It in the City's Land Bank – Sponsored by the Landbank Committee, Thomas Jewell, Chair.

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue to approve Consent order 108. Passage 9-0.

LICENSES:

Order 109-11/12

Order Granting Municipal Officer's Approval of Blue Lobster Urban Winery, LLC d/b/a Blue Lobster Urban Winery and Lounge, 61 India St. Application for Class III & IV Liquor License and Outdoor Dining on Private Property – Sponsored by Katherine L. Jones.

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

BUDGET ITEMS:

COMMUNICATIONS:

Com 17-11/12

Communication Re: Department of Public Services Winter Operations – Sponsored by Mayor Michael F. Brennan.

RESOLUTIONS:

UNFINISHED BUSINESS:

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Com 16-11/12 **Communication Re: Appointment of Councilor John Anton to the Homeless Prevention Task Force – Sponsored by Mayor Michael F. Brennan.**

Order 102-11/12 **Amendment to Portland City Code Chapter 21 Farmers' Markets Article I. In General Section 21-1 – Sponsored by Councilors John M. Anton and Cheryl A. Leeman. This item was given first reading on January 18, 2012.**

Motion was made by Councilor Duson and seconded by Councilor Donoghue to separate out hard cider, malt liquor and wine from raw milk. Passage 9-0.

Motion was made by Councilor Anton and seconded by Councilor Donoghue to allow the sale of hard cider, malt liquor and wine. Passage 8-1 (Duson).

Motion was made by Councilor Anton and seconded by Councilor Donoghue to amend Order 102 by removing "displaying a placard and providing handouts discussing the risks of consuming unpasteurized milk and milk products when selling these products at the farmers' market." Passage 5-4 (Suslovic, Leeman, Brennan, Duson).

Motion was made by Councilor Anton and seconded by Councilor Suslovic to allow the sale of raw milk. Passage as amended, 9-0.

Order 103-11/12 **Amendment to Portland City Code Re: Green Building Code – Sponsored by the Former Energy and Sustainability Committee, Councilor David A. Marshall, Chair. This item was given first reading on January 18, 2012.**

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

Order 104-11/12 **Amendment to Portland City Code Chapter 12 Garbage, Wastes and Junk Sections 12-16 & 12-23 – Sponsored by Councilors Edward J. Suslovic and John R. Coyne. This item was given first reading on January 18, 2012.**

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

ORDERS:

Order 110-11/12 Accepting Transfer of Control of the Nathan Clifford School to the City of Portland - Sponsored by Mayor Michael F. Brennan.

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

Order 111-11/12 Approving Bargaining Agreement with Portland Police Superior Officers Benevolent Association – Sponsored by Mark H. Rees, City Manager. This is a first reading.

AMENDMENTS:

Order 112-11/12 Amendment to Portland City Code Re: Zone Map Zone Change Area 113-201 West Commercial Street – Sponsored by the Planning Board, Carol Morrisette, Planning Board Chair. This is a first reading.

Order 113-11/12 Amendment to Portland City Code Chapter 14. Land Use Article III. Zoning Re: Places of Assembly - Sponsored by the Planning Board, Carol Morrisette, and Chair. This is a first reading.

Order 114-11/12 Amendment to Conditional Zone for Property in the Vicinity of Diamond Cove, Great Diamond Island Portland Maine Zoning Text – Sponsored by the Planning Board, Carol Morrisette, Chair. This is a first reading.

Order 115-11/12 Amendment to Portland City Charter Article II, Section 2 (City Council) Re: Term of At-Large Council Seat – Sponsored by Councilor John M. Anton. This is a first reading.

LICENSE RENEWALS:

REQUEST FOR EXECUTIVE SESSION:

Motion was made by Councilor Coyne and seconded by Councilor Mavodones to adjourn the regular City Council meeting, and move into Executive Session per 1 MRSA§ 405 (6) (D) to provide guidance to City negotiations for the Collective Bargaining Agreement with Local 740, International Association of firefighters, AFL- CIO. Passage 7-0, (Leeman, Donoghue absent) 9:20 P.M.

Motion was made by Councilor Duson and seconded by Councilor Donoghue to adjourn the Executive Session. Passage 9-0, 9:47 P.M.

Motion was made by Councilor Suslovic and seconded by Councilor Marshall to adjourn. Passage 9-0, 9:48 P.M.

A TRUE COPY.

Katherine L. Jones, City Clerk