

IN COUNCIL REGULAR MEETING AUGUST 1, 2011 VOL. 127 PAGE 135

ROLL CALL: Mayor Mavodones called the meeting to order at 7:05 P.M. (Councilor Waxman, Councilor Coyne, and Councilor Leeman absent.)

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Suslovic and seconded by Councilor Marshall to approve the minutes of July 18, 2011. Passage 6-0.

ANNOUNCEMENTS:

RECOGNITIONS:

PROCLAMATIONS:

Proc 1-11/12 Honoring Mary Davis, Planning and Urban Development Department as Employee of the Month for August 2011 – Sponsored by Mayor Nicholas M. Mavodones, Jr.

APPOINTMENTS:

CONSENT ITEMS:

LICENSES:

Order 15-11/12 Granting Municipal Officer's Approval of Vino Bodega, Inc. d/b/a Silly's with a Twist, 38 Washington Ave. Application for a Class XI 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 Donoghue for passage. Passage 6-0.

Order 16-11/12 Granting Municipal Officer's Approval of O'Brien & Sons, Inc. d/b/a District Grille, 45 Danforth St. Request to add Outdoor Dining on Public Property – Sponsored by Katherine L. Jones, City Clerk.

Motion was made by Councilor Anton and seconded by Councilor Marshall for passage. Passage 6-0.

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Order 17-11/12 Granting Municipal Officer's Approval of Roper & Company, LLC, d/b/a 865 Forest, 865 Forest Ave. Application for a Class XI Liquor License with Entertainment with Dance and Outdoor Dining on Private Property – Sponsored by Katherine L. Jones, City Clerk.

Motion was made by Councilor Anton and seconded by Councilor Duson for passage. Passage 6-0.

Order 18-11/12 Granting Municipal Officer's Approval of Sol Food Group, LLC, d/b/a El Rayo Cantina, 85 York St. 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 Anton and seconded by Councilor Donoghue for passage. Passage 5-0. (Councilor Marshall out.)

BUDGET ITEMS:

COMMUNICATIONS:

RESOLUTIONS:

Resolve 3-11/12 Resolution Supporting the Continuation of the Merrill Auditorium Renovation Surcharge – Sponsored by Mark H. Rees, City Manager.

Motion to recess was made by Councilor Suslovic and seconded by Councilor Duson. Passage 6-0, 7:25 P.M.

Motion to reconvene was made by Councilor Suslovic and seconded by Councilor Marshall. Passage 6-0, 7:27 P.M.

Motion was made by Councilor Suslovic and seconded by Councilor Anton for passage. Passage 6-0.

UNFINISHED BUSINESS:

Order 11-11/12 Approving Three-Party Partnership Agreements between the City of Portland, the Maine Department of Transportation and the Portland Area Comprehensive Transportation System – Sponsored by Mark H. Rees, City Manager. This item was given first reading on July 18th, 2011.

Motion was made by Councilor Suslovic and seconded by Councilor Marshall for passage. Passage 6-0.

Order 13-11/12 Authorizing General Obligation Bonds in an Amount not to Exceed \$1,500,000 for Repairs, Improvements and Upgrades to Kotzschmar Organ – Sponsored by the Finance Committee, John M. Anton, Chair. This item was given first reading on July 18, 2011.

Motion was made by Councilor Anton and seconded by Councilor Donoghue to postpone Order 13 until September 7, 2011. Passage 6-0.

Order 14-11/12 Appropriating \$1,500,000 of Bond Proceeds for Repairs, Improvements and Upgrades to Kotzschmar Organ – Sponsored by the Finance Committee, John M. Anton, Chair. This item was given first reading on July 18, 2011.

Motion was made by Councilor Anton and seconded by Councilor Donoghue to postpone Order 14 until Sept 7, 2011. Passage 6-0.

ORDERS:

Order 19-11/12 Order Amending Traffic Schedule Re: Walnut Street – Sponsored by the Transportation Committee, Councilor Kevin J. Donoghue, Chair.

Motion was made by Councilor Donoghue and seconded by Council Anton to amend Order 19 by adding a four way stop. Motion failed 2-4 (Anton, Suslovic, Marshall, Donoghue).

Motion was made by Councilor Suslovic and seconded by Council Marshall for passage. Passage 6-0.

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Order 20-11/12 Order Accepting Gift of Art for Portland International Jetport – Sponsored by Councilor David A. Marshall.

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue for passage. Passage 6-0.

Order 21-11/12 Order Directing the City Manager to Cast the City's Votes for Members of Maine Municipal Association's Executive Committee – Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Duson and seconded by Councilor Donoghue for passage. Passage 6-0.

Order 22-11/12 Order Setting Public Hearing on an Order Authorizing Issuance of \$24,915,000 of Refunding Bond to Refinance Prior Bonds – Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue for passage. Passage 6-0.

Order 23-11/12 Order Authorizing Refunding Bonds in an Amount not to Exceed \$24,915,000 – Sponsored by Mark H. Rees, City Manager. First reading.

Order 24-11/12 Order Appropriating \$24,915,000 of Refunding Bond Proceeds to Refinance Prior Bonds – Sponsored by Mark H. Rees, City Manager. First reading.

AMENDMENTS:

Order 25-11/12 Amendment to Portland City Code Chapter 14. Land Use Article III. Zoning Re: Site Plan Amendments – Sponsored by the Planning Board, Joe Lewis, Chair. First reading.

Order 26-11/12 Amendment to Portland City Code Chapter 25 Streets, Sidewalks and Other Public Places Article II. Obstructions, Encumbrances, and Authorized Events Section 25-26 – Sponsored by the Public Safety Committee, Councilor Edward J. Suslovic, Chair. First reading.

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- Order 27-11/12 Amendment to Portland City Code Chapter 14. Land Use Article
by the III. Zoning Re: Shoreland Zoning Amendments – Sponsored
 Planning Board, Joe Lewis, Chair. First reading.**
- Order 28-11/12 Amendment to Portland City Code Chapter 12 Garbage, Wastes and
 Junk Article II. Garbage and Solid Waste Removal/Recycling Section
 12-17.1 – Sponsored by Mark H. Rees, City Manager. First reading.**
- Order 29-11/12 Amendment to Portland City Code Chapter 9 (Elections), Article III
 (Initiation and Referendum) Re: Section 9-36 (Verification of
 Petition) – Sponsored by Councilor David A. Marshall. First reading.**

**Request for Executive Session 405 6 (D) Re: Bargaining Guidance for
Police Superior Officers – Sponsored by Mark Rees**

Motion was made by Councilor Anton and seconded by Councilor Dusen
to move into executive session. Passage 6-0, 9:13 P.M.

Motion was made by Councilor Anton and seconded by Councilor Dusen
to adjourn from executive session. Passage 6-0, 9:26, P.M.

A TRUE COPY.

Katherine L. Jones, City Clerk