

IN COUNCIL REGULAR MEETING MAY 2, 2011 VOL. 127 PAGE 99

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

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Suslovic and seconded by Councilor Waxman for approval. Passage 9-0.

ANNOUNCEMENTS:

RECOGNITIONS:

PROCLAMATIONS:

- Proc 26-10/11 Honoring Public Service Recognition Week, May
1-7, 2011 – Sponsored by Mayor Nicholas M. Mavodones, Jr.**
- Proc 27-10/11 Honoring Falun Dafa Day, May 13, 2011 – Sponsored by
Nicholas M. Mavodones, Jr.**
- Proc 28-10/11 Honoring The Month of May as Celebrating Portland Public Schools
Volunteers – Sponsored by Mayor Nicholas M. Mavodones, Jr.**
- Proc 29-10/11 Honoring National Public Works Week May 15-21, 2011 Sponsored
by Mayor Nicholas M. Mavodones, Jr.**
- Pro 30-10/11 Honoring Municipal Clerks Week – Sponsored by
Mayor Nicholas M. Mavodones, Jr.**

APPOINTMENTS:

- Order 214-10/11 Appointing Constables Re: Department of Public Services –
Sponsored by Pat Finnigan, Acting City Manager.**

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

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CONSENT ITEMS:

Order 215-10/11 Approving City/MDOT Agreement Re: Fore Street – Sponsored by Pat Finnigan, Acting City Manager.

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

LICENSES:

PUBLIC HEARINGS:

Motion was made by Councilor Anton and seconded by Councilor Marshall to take School Budget Items out of order. Passage 9-0.

SCHOOL BUDGET ITEMS:

Order 200-10/11 Approving State/Local EPS Funding Allocation for Public Education from Kindergarten to Grade 12 for Portland Schools for FY2012– Sponsored by the Finance Committee, Councilor John M. Anton, Chair. Given first reading on April 25, 2011.

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

Order 201-10/11 Approving Non-State Funded School Debt Service for Portland Schools for FY 2012 – Sponsored by the Finance Committee, Councilor John M. Anton, Chair.

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

Order 202-10/11 Authorizing and Appropriating Additional Local Funds for Portland Schools for FY2012 - Sponsored by Finance Committee, Councilor John M. Anton, Chair. Given first reading on April 25, 2011.

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

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Order 203-10/11 Approving Total Budget Summary for Portland Schools for FY2012 – Sponsored by the Finance Committee, Councilor John M. Anton, Chair. Given first reading on April 25, 2011.

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

Order 204-10/11 Appropriating and Raising Funds for Adult Education for FY 2012 as Required by the Maine Revised Statutes, Title 20-A M.R.S.A. §8603-A(1) – Sponsored by the Finance Committee, Councilor John M. Anton, Chair. Given first reading on April 25, 2011.

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

Order 205-10/11 Appropriating Funds from Tax Revenues for Food Service in the Portland Public Schools for FY 2012 – Sponsored by the Finance Committee. Given first reading on April 25, 2011.

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

Order 206-10/11 When Increase in State School Subsidy is Expected for Portland Schools for FY2011 – Sponsored by the Finance Committee, Councilor John M. Anton, Chair. Given first reading on April 25, 2011.

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

BUDGET ITEMS:

Order 216-10/11 Authorizing FY 2012 Administrative Fees in Various Departments – Sponsored by the Finance Committee, Councilor John M. Anton, Chair.

Motion was made by Councilor Anton and seconded by Councilor Coyne to postpone Order 216 until May 16th. Passage 9-0 .

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Order 217-10/11 Authorizing City Manager to Enter into Certain Agreements to Implement the FY 2012 Human Resources and Certain Fringe Benefits Budgets - Sponsored by Pat Finnigan, Acting City Manager. First reading.

Order 218-10/11 Re: Self-Insured Liability Program - Sponsored by Pat Finnigan, Acting City Manager.

Motion was made by Councilor Anton and seconded by Councilor Coyne to postpone Order 218 until May 16th. Passage 9-0 .

Order 219-10/11 Authorizing City Manager to Enter into Certain Agreements to Implement the FY 2012 Health and Human Services Budget - Sponsored by Pat Finnigan, Acting City Manager. First reading.

Order 220-10/11 Authorizing City Manager to Accept Scholarship Trust Donations and Enter into Trust Agreements – Sponsored by Pat Finnigan, Acting City Manager.

Motion was made by Councilor Anton and seconded by Councilor Marshall to postpone order 220 until May 16th. Passage 9-0 .

Order 221-10/11 Authorizing Corporation Counsel to Undertake Civil Actions to Collect Delinquent Personal Property Taxes - Sponsored by the Finance Committee, Councilor John M. Anton, Chair.

Motion was made by Councilor Coyne and seconded by Councilor Marshall to postpone Order 221 until May 16th. Passage 9-0.

Order 222-10/11 Amending 2002 Waterfront Tax Increment Financing Plan and Appropriating Funds – Sponsored by the Finance Committee, Councilor John M. Anton, Chair. First Reading

Order 223-10/11 Amending 2003 Bayside Tax Increment Financing Plan and Appropriating Funds – Sponsored by the Finance Committee, Councilor John M. Anton, Chair. First Reading

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**Order 224-10/11 Amending Personnel Policies Re: City Council Appointees
(City Manager, Corporation Counsel, City Clerk) – Sponsored by the
Appointments and Non-Union Personnel Committee, Councilor John
R. Coyne, Chair.**

Motion was made by Councilor Anton and seconded by Councilor Coyne
to postpone Order 224 until May 16th. Passage 9-0 .

**Order 225-10/11 Setting Salary of Acting City Manager – Sponsored by the
Appointments and Non-Union Personnel Committee, Councilor John
R. Coyne, Chair.**

Motion was made by Councilor Anton and seconded by Councilor
Marshall to postpone Order 225 until May 16th. Passage 9-0.

**Order 226-10/11 Approving Salary Increase for Non-Union Personnel –
Sponsored by the Non-Union Personnel Committee, Councilor John
R. Coyne, Chair. First Reading.**

**Order 226A-10/11 Designating FY12 Funds for Specific Island Services –
Sponsored by the Finance Committee, Councilor John M Anton,
Chair. First Reading.**

BUDGET RELATED ORDINANCE AMENDMENTS:

**Order 227-10/11 Amendment to Portland City Code Section 24-72(c) Re: Sewer
User Charges – Sponsored by the Finance Committee, Councilor John
M. Anton, Chair. First Reading.**

**Order 228-10/11 Amendment to Portland City Code Chapter 25 § 119 (Streets,
Sidewalks and Other Public Places) Re: Excavator's License Fee -
Sponsored by the Finance Committee, Councilor John M. Anton,
Chair. First Reading.**

APPROPRIATION RESOLVE:

**Order 229-10/11 Fiscal Year 2011-2012 Appropriation Resolve - Sponsored by the
Finance Committee, Councilor John M. Anton, Chair. First Reading.**

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COMMUNICATIONS:

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 199-10/11 **Granting Municipal Officer's Approval of City of Portland, d/b/a Through the Woods at Riverside, 1158 Riverside Street. Application for Class XI Restaurant License with Outdoor Dining on Public Property – Sponsored by Katherine L. Jones, City Clerk. This Order was postponed on April 25, 2011.**

Motion was made by Councilor Marshall and seconded by Councilor Anton for passage. Passage 8-1 (Dunson).

Order 207-10/11 **Amending Resolution 2-10/11 Honoring Maine and United States Soldiers – Sponsored by Councilor Edward J. Suslovic, Terminal Expansion Building Committee, Chair. This item was postponed on April 25, 2011.**

Motion was made by Councilor Suslovic and seconded by Councilor Duson to amend Resolution 2-10/11 and add Maine Members of the Armed Forces for passage. Passage 9-0.

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

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Order 210-10/11 Authorizing General Obligation Bonds to Finance Equipment Purchases for the City of Portland, Maine in an Amount not to Exceed \$1,890,000 – Sponsored by Pat Finnigan, Acting City Manager.

Motion was made by Councilor Dounoghue and seconded by Councilor Waxman to postpone indefinitely. Passage 9-0.

Order 211-10/11 Appropriating \$1,890,000 for Various Capital Equipment Projects - Sponsored by Pat Finnigan, Acting City Manager.

Motion was made by Councilor Anton and seconded by Councilor Dusen to postpone indefinitely. Passage 9-0.

Order 212-10/11 Amending Burglar Alarm Permit Fees Established by Order 102-10/11 – Sponsored by the Public Safety Committee, Councilor Edward J. Suslovic, Chair. This order was postponed on April 25, 2011.

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

Order 213-10/11 Amendment to Portland City Code Chapter 2.5 Alarm Systems Article II. Burglar Alarm Systems Sections 2.5-17 and 2.5-21 – Sponsored by the Public Safety Committee, Councilor Edward J. Suslovic, Chair. This order was given first reading on April 25, 2011.

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

Motion was made by Councilor Donoghue and seconded by Councilor Suslovic to adjourn. Passage 9-0, 8:45 P.M.

A TRUE COPY

Katherine L. Jones, City Clerk