

## **IN COUNCIL REGULAR MEETING OCT. 4, 2010 VOL. 127 PAGE 26**

**ROLL CALL:** Mayor Mavodones called the meeting to order at 7:01 P.M. Councilor Dusen arrived during the Annual Meeting of the DPC.

### **ANNUAL MEETING:**

Motion was made by Councilor Anton and seconded by Councilor Skolnik to recess the City Council meeting and convene the Annual Meeting of the Corporator of the Downtown Portland Corporation – Sponsored Mayor Nicholas M. Mavodones, Jr. Passage 8-0, 7:04 P.M.

Motion was made by Councilor Skolnik and seconded by Councilor Waxman to adjourn the Annual Meeting and reconvene the City Council meeting. Passage 9-0, 7:12 P.M.

### **APPROVAL OF MINUTES OF PREVIOUS MEETING:**

Motion was made by Councilor Anton and seconded by Councilor Waxman to approve the minutes of the 9/20/10 meeting. Passage 9-0.

### **ANNOUNCEMENTS:**

### **RECOGNITIONS:**

### **PROCLAMATIONS:**

Proc 8-10/11 Declaring October, 2010 Disability Mentoring Month – Sponsored by Mayor Nicholas M. Mavodones, Jr.

### **APPOINTMENTS:**

Order 47-10/11 Making Appointments to Various Committees – Sponsored by the Appointments & Non-Union Personnel Committee, Councilor John R. Coyne, Chair.

| Name            | Board                                     | Term Expires |
|-----------------|-------------------------------------------|--------------|
| Matthew Morgan  | Board of Appeals                          | 12/31/13     |
| Elyse Wilkinson | Board of Appeals                          | 12/31/11     |
| Claude Rwaganje | CDBG Allocation Committee                 | 09/30/13     |
| Wendy Harmon    | CDBG Allocation Committee                 | 09/30/13     |
| Arthur Fink     | Creative Portland Corporation<br>(Artist) | 11/30/13     |

## IN COUNCIL REGULAR MEETING OCT. 4, 2010 VOL. 127 PAGE 27

|                 |                                                          |                      |
|-----------------|----------------------------------------------------------|----------------------|
| Eugenia O'Brien | Creative Portland Corporation<br>(Creative Enterprise)   | 11/30/13             |
| Andrew Graham   | Creative Portland Corporation<br>(Creative Organization) | 11/30/13<br>11/30/13 |
| Martha Burke    | Historic Preservation Board                              | 11/30/13             |
| Rebecca Ermlich | Historic Preservation Board                              | 11/30/13             |
| Susan Wroth     | Historic Preservation Board                              | 11/30/13             |
| Stephen Bither  | Fair Hearing Officer                                     | 11/30/13             |
| William Fogel   | Fair Hearing Officer                                     | 11/30/13             |

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

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Order 48-10/11      Establishing Franklin Street Study Phase II Public Advisory Committee and Appointing Members – Sponsored by the Transportation Committee, Councilor Kevin J. Donoghue, Chair.

Motion was made by Councilor Anton and seconded by Councilor Waxman for passage.

Motion was made by Councilor Donoghue and seconded by Councilor Skolnik to amend the order by removing Greg Martin as the representative of the East Bayside Neighborhood Association and leaving it to be determined. Passage 8-0 (Leeman absent).

Passage, as amended, 8-0.

### CONSENT ITEMS:

Order 49-10/11      Setting Time for Opening of Polls for Election on November 2, 2010 – Sponsored by Linda C. Cohen, City Clerk.

Order 50-10/11      Accepting Easement from the Portland Water District for the Bayside/Eastern Promenade Trail – Sponsored by Joseph E. Gray, Jr., City Manager.

Order 51-10/11      Declaring 2010 Veterans' Day Parade and Ceremony as a Festival – Sponsored by Joseph E. Gray, Jr., City Manager.

Order 52-10/11      Declaring Portland Downtown District "Light Up Your Holidays" Festival – Sponsored by Joseph E. Gray, Jr., City Manager.

## **IN COUNCIL REGULAR MEETING OCT. 4, 2010 VOL. 127 PAGE 28**

Motion was made by Councilor Anton and seconded by Councilor Skolnik for passage of the Consent Calendar. Passage 8-0.

### **LICENSES:**

### **PUBLIC HEARINGS:**

### **BUDGET ITEMS:**

### **COMMUNICATIONS:**

### **RESOLUTIONS:**

### **UNFINISHED BUSINESS:**

Order 275-09/10      Amendment to Portland City Code Chapter 14. Land Use Article III. Zoning Division 6. R-5 Residential Zone – Sponsored by the Planning Board, William Hall, Chair. Given first reading on 6/21/10. Postponed on 8/2/10 and 9/13/10.

Motion was made by Councilor Duson and seconded by Councilor Anton to postpone this item to 10/18/10. Passage 8-0.

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Order 46-10/11      Approving Revisions and Incorporating Them into the City of Portland's CDBG Program – Sponsored by the Community Development Committee, Councilor Cheryl A. Leeman, Chair. Postponed on 9/20/10.

Motion was made by Councilor Anton and seconded by Councilor Donoghue for passage.

Motion was made by Councilor Anton and seconded by Councilor Marshall to amend the attachment in Paragraph 3 to adopt Sub-paragraph b regarding the minimum grant award. Failed 3-6 (Mavodones, Leeman, Duson, Donoghue, Coyne, Waxman).

Motion was made by Councilor Anton and seconded by Councilor Donoghue to amend the attachment in Paragraph 3 to adopt Sub-paragraph A. Passage 8-1 (Skolnik).

Motion was made by Councilor Anton and seconded by Councilor Donoghue to amend the attachment in Paragraph 3 to adopt Sub-paragraph b regarding a cap for City projects. Passage 5-4 (Leeman, Duson, Marshall, Donoghue).

## IN COUNCIL REGULAR MEETING OCT. 4, 2010 VOL. 127 PAGE 29

Motion was made by Councilor Anton and seconded by Councilor Marshall to amend the attachment in Paragraph 8, adding an appeal process for the score. Passage 8-1 (Skolnik).

Motion was made by Councilor Marshall and seconded by Councilor Anton to insert the word “potentially” in the section under the strategies section that states applicants will be fully funded. Failed 2-7 (Duson, Leeman, Waxman, Skolnik, Anton, Coyne, Donoghue).

Motion was made by Councilor Donoghue and seconded by Councilor Marshall to amend the attachment changing the Allocation Committee to the Scoring Committee. Failed 3-6 (Leeman, Duson, Coyne, Anton, Waxman, Skolnik).

Motion was made by Councilor Marshall and seconded by Councilor Donoghue to amend the attachment in the principles section, that location will not impact scoring. Failed 2-7 (Mavodones, Leeman, Duson, Marshall, Skolnik, Waxman, Coyne).

Motion was made by Councilor Donoghue and seconded by Mavodones to amend that there be no cap on individual applications. Failed 2-7 (Duson, Leeman, Waxman, Skolnik, Anton, Coyne, Donoghue).

Motion was made by Councilor Anton and seconded by Councilor Waxman to amend the attachment by adding caps \$150,000 for Social Services and \$250,000 for development activity. Passage 5-3 (Duson, Leeman, Donoghue opposed; Skolnik gone).

Motion was made by Councilor Leeman and seconded by Councilor Waxman to amend the attachment in the strategies section, stating the “Allocation Committee shall recommend full funding.....” Passage 8-0.

Passage, as amended, 8-0.

### ORDERS:

Order 53-10/11      Setting Public Hearing on Issuance of City of Portland General Obligation Bonds – Sponsored by the Finance Committee, Jill C. Duson, Chair.

Motion was made by Councilor Coyne and seconded by Councilor Marshall for passage. Passage 6-0 (Leeman, Donoghue gone).

## **IN COUNCIL REGULAR MEETING OCT. 4, 2010 VOL. 127 PAGE 30**

Order 54-10/11      Authorizing General Obligation Bonds in an Amount not to Exceed \$11,000,000 for Various Energy Efficiency Projects and Improvements – Sponsored by the Finance Committee, Councilor Jill C. Duson, Chair. First reading.

Order 55-10/11      Appropriating \$11,000,000 for Various Energy Efficiency Projects and Improvements - Sponsored by the Finance Committee, Councilor Jill C. Duson, Chair. First reading.

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Order 56-10/11      Approving Property Assessed Clean Energy Administration Contract with the Efficiency Maine Trust - Sponsored by the Energy and Environmental Sustainability Committee, Councilor David A. Marshall, Chair.

Motion was made by Councilor Waxman and seconded by Councilor Coyne to postpone this item to 10/18/10. Passage 6-0.

### **AMENDMENTS:**

Order 57-10/11      Amendment to Portland City Code Chapter 6, Article VIII Property Assessed Clean Energy – Sponsored by the Energy and Environmental Sustainability Committee, Councilor David A. Marshall, Chair. First reading.

Order 58-10/11      Amendment to Zoning Map Re: 66-68 High Street Rezoning from R-6 Residential Zone to R-7 Compact Urban Residential Zone – Sponsored by the Planning Board, William Hall, Chair. First reading.

### **LICENSE RENEWALS:**

Motion was made by Councilor Coyne and seconded by Councilor Waxman to adjourn. Passage 5-0 (Anton gone), 9:24 P.M.

A TRUE COPY.

ATTEST \_\_\_\_\_  
Linda C. Cohen, MMC, City Clerk