

IN COUNCIL REGULAR MEETING AUG. 2, 2010 VOL. 127 PAGE 9

ROLL CALL: Mayor Mavodones called the meeting to order at 7:01 P.M. Councilors Marshall and Waxman were absent.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Coyne and seconded by Councilor Anton to approve the minutes of the Special and Regular Meetings of 7/19/10. Passage 7-0.

ANNOUNCEMENTS:

RECOGNITIONS:

PROCLAMATIONS:

Proc 1-10/11 Honoring Officer Christopher Dyer as Police Officer of the Month for June, 2010 – Sponsored by Mayor Nicholas M. Mavodones, Jr.

Proc 2-10/11 Honoring Robert Doherty, Jr. as Employee of the Month for August, 2010.

APPOINTMENTS:

Order 12-10/11 Making Appointments to Various Committees – Sponsored by the Appointments Committee, Councilor John R. Coyne, Chair.

Name	Board	Term Expires
Valarie Lamont	Creative Portland Corp	11/30/10 &11/30/13
Peggy Greenhut Golden	Portland Public Art	06/30/13
Virginia Rose	Portland Public Art (PACA Rep)	06/30/13

Motion was made by Councilor Coyne and seconded by Councilor Anton for passage. Passage 7-0.

CONSENT ITEMS:

LICENSES:

Order 13-10/11 Granting Municipal Officer's Approval of Canelli's of Maine, LLC, d/b/a Canelli's Restaurant, 7 Exchange Street. Application for a Class III & IV (Beer & Wine) License – Sponsored by Linda C. Cohen, City Clerk.

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Motion was made by Councilor Duson and seconded by Councilor Donoghue for passage. Passage 7-0.

Order 14-10/11 Granting Municipal Officer's Approval of Lucid, Inc., d/b/a Lucid Stage, 29 Baxter Boulevard. Application for a Class III & IV (Beer & Wine) and Entertainment without Dance License. Entertainment Inside Only – Sponsored by Linda C. Cohen, City Clerk.

Motion was made by Councilor Skolnik and seconded by Councilor Duson for passage. Passage 7-0.

Order 15-10/11 Granting Municipal Officer's Approval of 51 Wharf Restaurant & Ultra Lounge, Inc., d/b/a 51 Wharf, 51 Wharf Street. Application for After Hours Entertainment License. Entertainment Inside Only – Sponsored by Linda C. Cohen, City Clerk.

Motion was made by Councilor Donoghue and seconded by Councilor Anton for passage. Passage 7-0.

Order 16-10/11 Granting Municipal Officer's Approval of Duc N. Ho, d/b/a Viet Bangkok Cuisine, 249 St. John Street. Application for Entertainment with Dance License. Entertainment Inside Only – Sponsored by Linda C. Cohen, City Clerk.

Motion was made by Councilor Anton and seconded by Councilor Donoghue for passage. Passage 7-0.

Councilor Skolnik stated that he would be recusing himself from the discussion and action on Order 17-10/11.

Order 17-10/11 Granting Municipal Officer's Approval of CROBO, LLC, d/b/a The State Theatre, 609 Congress Street. Application for a Class I Auditorium with Liquor and an Entertainment with Dance License. Entertainment Inside Only – Sponsored by Linda C. Cohen, City Clerk.

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

Order 18-10/11 Granting Municipal Officer's Approval of Walter's Café, d/b/a Walter's, Two Portland Square. Request to Add Outdoor Dining – Sponsored by Linda C. Cohen, City Clerk.

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

PUBLIC HEARINGS:

BUDGET ITEMS:

COMMUNICATIONS:

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 274-09/10 Amendment to Zoning Map Re: Rezoning from R-5 Residential Zone to R-P Residence-Professional Zone Vicinity of 1326 Washington Avenue – Sponsored by the Planning Board, William Hall, Chair. Given first reading on 6/21/10. Failed to pass on 7/19/10 by a 4-4 vote.

Motion was made by Councilor Donoghue and seconded by Councilor Coyne for passage. Passage 7-0.

Order 275-09/10 Amendment to Portland City Code Chapter 14. Land Use Articles 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 7/19/10.

Motion was made by Councilor Anton and seconded by Councilor Skolnik to postpone this item to 9/8/10. Passage 7-0.

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Order 8-10/11 Amendment to Zoning Map Re: Rezoning from B-1 Neighborhood Business Zone and R-3 Residential Zone to B-2 Community Business Zone Vicinity of 801 Washington Avenue - Sponsored by the Planning Board, William Hall Chair. Given first reading on 7/19/10.

Motion was made by Councilor Skolnik and seconded by Councilor Coyne for passage. Passage 7-0.

Order 9-10/11 Amendment to Portland City Code Chapter 14. Land Use Article III. Zoning Re: Places of Assembly – Sponsored by Gary C. Wood, Corporation Counsel. Given first reading on 7/19/10.

Motion was made by Councilor Skolnik and seconded by Councilor Anton for passage. Passage 7-0.

Order 10-10/11 Amendment to Portland City Code Chapter 14. Land Use Article III Zoning Re: Site Plan Standard Applicability – Sponsored by Gary C. Wood, Corporation Counsel. Given first reading on 7/19/10.

Motion was made by Councilor Duson and seconded by Councilor Anton for passage. Passage 7-0.

ORDERS:

Order 19-10/11 Amending Traffic Schedule Re: Commercial, Federal, High, Market, Oak, and Spring Streets – Sponsored by the Transportation Committee, Councilor Kevin J. Donoghue, Chair.

Motion was made by Councilor Donoghue and seconded by Councilor Duson for passage. Passage 7-0.

Order 20-10/11 Accepting West Commercial Street Trail Feasibility Study and Approving Recommendations of the Study - Sponsored by the Transportation Committee, Councilor Kevin J. Donoghue, Chair.

Motion was made by Councilor Anton and seconded by Councilor Duson for passage. Passage 7-0.

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- Order 21-10/11 Approving Proposed Ballot Questions and Summaries Re: Modifications to Portland City Charter and Placing Them on the November 2, 2010 Municipal Ballot – Sponsored by Linda C. Cohen, City Clerk. First reading.
- Order 22-10/11 Appropriating the Proceeds of Designated Property Sales for the Relocation of the Department of Public Services Facility in Bayside – Sponsored by the Finance Committee, Councilor Jill C. Duson, Chair. First reading.

AMENDMENTS:

- Order 23-10/11 Amendment to Portland City Code Chapter 4. Amusements Article III. Music, Dancing and Special Entertainment Division 2. License – Sponsored by the Downtown Noise Task Force, Councilor Dory Richards Waxman, Chair. First reading.
- Order 24-10/11 Amendment to Portland City Code Chapter 2.5. Alarm Systems Art.III. Fire Alarm Systems – Sponsored by the Public Safety Committee, Councilor Daniel S. Skolnik, Chair. First reading.
- Order 25-10/11 Amendment to Portland City Code Chapter 10. Fire Prevention and Protection Articles I, II, III, IV, VI, VII, and VIII – Sponsored by the Public Safety Committee, Councilor Daniel S. Skolnik, Chair. First reading.
- Motion was made by Councilor Donoghue and seconded by Councilor Anton to add an unagendaed item. Passage 7-0.
- Order 26-10/11 Amendment to Portland City Code Chapter 30 Vehicles for Hire – Sponsored by Councilor Kevin J. Donoghue. First reading.
- Motion was made by Councilor Donoghue and seconded by Mayor Mavodones to waive the second reading. Failed 1-6 (Mavodones, Leeman, Duson, Skolnik, Anton, Coyne).

LICENSE RENEWALS:

 Motion was made by Councilor Coyne and seconded by Councilor Donoghue to adjourn. Passage 7-0, 8:17 P.M.

A TRUE COPY.

ATTEST _____
Linda C. Cohen, MMC, City Clerk