

IN COUNCIL REGULAR MEETING AUG. 17, 2009 VOL. 126 PAGE 14

ROLL CALL: Mayor Duson called the meeting to order at 7:03 P.M. Councilors Waxman and Skolnik were absent.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Anton and seconded by Councilor Coyne to approve the minutes of the 8/3/09 meeting. Passage 7-0.

ANNOUNCEMENTS:

RECOGNITIONS:

PROCLAMATIONS:

Proc 5-09/10 Honoring Harold Labrecque as Employee of the Month for August, 2009 – Sponsored by Mayor Jill C. Duson.

Proc 6-09/10 Honoring Officer Frank Pellerin as Officer of the Month for July, 2009 – Sponsored by Mayor Jill C. Duson.

APPOINTMENTS:

CONSENT ITEMS:

Order 38-09/10 Declaring “Munjfest 2009 A Munjoy Hill Street Festival September 19, 2009 – Sponsored by Joseph E. Gray, Jr., City Manager.

Motion was made by Councilor Marshall and seconded by Councilor Anton for passage of the Consent Calendar. Passage 7-0.

LICENSES:

Order 39-09/10 Granting Municipal Officer’s Approval of AMJ Corp, d/b/a Styxx VC, 3 Spring Street. Application for Class A Lounge, Entertainment with Dance and After Hours Entertainment. Entertainment Inside Only. Outdoor Dining – Sponsored by Linda C. Cohen, City Clerk.

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

PUBLIC HEARINGS:

BUDGET ITEMS:

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COMMUNICATIONS:

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 35-09/10 Amendment to Portland City Code Chapter 32 Stormwater Article I. in General Section 32-1 Article II. Prohibited Discharges Sections 32-16 through 32-22 Article III. Post-Construction Stormwater Management Sections 32-36 through 32-40 – Sponsored by the Energy and Environmental Sustainability Committee, Councilor David A. Marshall, Chair. Given first reading on 8/3/09.

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

Order 36-09/10 Amendment to Portland City Code Chapter 14 Land Use Article III. Zoning Division 20. Off-Street Parking RE: B-2, B-2b and B-2c Parking Amendments – Sponsored by the Planning Board, David Silk, Chair. Given first reading on 8/3/09.

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

Order 37-09/10 Amendment to Portland City Code Chapter 24 (Sewers) Re: Volume Measurements – Sponsored by Joseph E. Gray, Jr., City Manager. Given first reading on 8/3/09.

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

ORDERS:

Order 40-08/09 Order Amending Traffic Schedule Re: Ocean Avenue – Sponsored by the Transportation Committee, Councilor Kevin J. Donoghue, Chair.

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

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Motion was made by Councilor Leeman and seconded by Councilor Coyne to amend the item by having the bike lanes start at the Forest Avenue entrance of Ocean Avenue and tie into Payson Park leading then to Back Cove Boulevard and not going through to Washington Avenue. Passed 4-3 (Anton, Donoghue, Marshall).

Motion was made by Councilor Anton and seconded by Councilor Donoghue to refer this item back to the Transportation Committee. Withdrawn.

Failed to receive passage 4-3 (Coyne, Donoghue, Marshall). Item will appear on 9/9/09 agenda.

AMENDMENTS:

Order 41-09/10 Amendment to Portland City Code Chapter 17 Offenses Article II. Offenses Against Public Peace Section 17-20 – Sponsored by the Public Safety Committee, Councilor Daniel S. Skolnik, Chair. First reading.

Order 42-09/10 Reauthorization of Amendment to City Code §. 14-49 (Zoning Text and Map Amendment) Re: Conditional Rezoning for Property in the Vicinity of Congress Street and Whitney Avenue – Sponsored by Gary C. Wood, Corporation Counsel. First reading.

LICENSE RENEWALS:

Motion was made by Councilor Donoghue and seconded by Councilor Marshall to go into Executive Session pursuant to MRSA 405 (6)(E) to discuss pending litigation regarding Shir and the Portland Masjid and Islamic Center vs. City of Portland. Passage 7-0. 8:08 P.M.

Motion was made by Councilor Mavodones and seconded by Councilor Anton to come out of Executive Session. Passage 7-0, 9:00 P.M.

Motion was made by Councilor Mavodones and seconded by Councilor Anton to adjourn. Passage 7-0, 9:01 P.M.

A TRUE COPY.

ATTEST _____
Alexandra Murphy, Assistant City Clerk