

IN COUNCIL REGULAR MEETING MAY 4, 2009 VOL. 125 PAGE 115

ROLL CALL: Mayor Duson called the meeting to order at 7:05 P.M. Councilors Coyne and Leeman arrived after licenses.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Marshall and seconded by Councilor Donoghue to approve the minutes of the 4/27/09 meeting. Passage 7-0.

ANNOUNCEMENTS:

RECOGNITIONS:

State Representative Anne Haskell will present a State of Maine Special Sentiment to the Deering High School Girls' Basketball Team

PROCLAMATIONS:

Proc 34-08/09 Honoring Deering High School Girls' Basketball Team – Sponsored by Mayor Jill C. Duson.

Proc 35-08/09 Honoring Officer Amie Rapa as Officer of the Month for March, 2009 - Sponsored by Mayor Jill C. Duson.

APPOINTMENTS:

CONSENT ITEMS:

LICENSES:

Order 253-08/09 Granting Municipal Officer's Approval of Paciarino, LLC, d/b/a Paciarino, at 468 Fore Street. Application for Class III (Wine) License. Outdoor Dining – Sponsored by Linda C. Cohen, City Clerk.

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

Order 254-08/09 Granting Municipal Officer's Approval of Chapin Realty, LLC, d/b/a Residence Inn Hotel, at 147 Fore Street. Application for Class I-A Hotel (with more than 40 rooms) with Liquor License – Sponsored by Linda C. Cohen, City Clerk.

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

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FY10 BUDGET ITEMS: PUBLIC HEARING

PUBLIC COMMENT WILL BE TAKEN AT THIS COUNCIL MEETING ON ALL CITY BUDGET ORDERS, AND THE APPROPRIATION RESOLVE. A CITY COUNCIL WORKSHOP TO DISCUSS THE CITY BUDGET WILL BE HELD ON MAY 11, 2009, AT 5:00 P.M. IN THE CITY COUNCIL CHAMBERS. COUNCIL ACTION ON THE CITY BUDGET WILL TAKE PLACE AT THE CITY COUNCIL MEETING ON MAY 18, 2009, AT 7:00 P.M.

Order 255-08/09 Authorizing FY 2010 Administrative Charges and Changes in Various Departments – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

Motion was made by Councilor Marshall and seconded by Councilor Anton to postpone this item to 5/18/09. Passage 9-0.

Order 256-08/09 Authorizing City Manager to Enter into Certain Agreements to Implement the FY 2010 Human Resources and Certain Fringe Benefits Budgets - Sponsored by Joseph E. Gray, Jr., City Manager. First reading.

Order 257-08/09 Order Re: Self-Insured Liability Program - Sponsored by Joseph E. Gray, Jr., City Manager.

Motion was made by Councilor Marshall and seconded by Councilor Anton to postpone this item to 5/18/09. Passage 9-0.

Order 258-08/09 Authorizing City Manager to Enter into Certain Agreements to Implement the FY 2010 Health and Human Services Budget - Sponsored by Joseph E. Gray, Jr., City Manager. First reading.

Order 259-08/09 Authorizing City Manager to Accept Scholarship Trust Donations and Enter into Trust Agreements – Sponsored by Joseph E. Gray, Jr., City Manager.

Motion was made by Councilor Marshall and seconded by Councilor Anton to postpone this item to 5/18/09. Passage 9-0.

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Order 260-08/09 Authorizing Corporation Counsel to Undertake Civil Actions to Collect Delinquent Personal Property Taxes - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

Motion was made by Councilor Marshall and seconded by Councilor Anton to postpone this item to 5/18/09. Passage 9-0.

Order 261-08/09 Amending 2002 Waterfront Tax Increment Financing Plan and Appropriating Funds – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. First reading.

Order 262-08/09 Amending 2003 Bayside Tax Increment Financing Plan and Appropriating Funds – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. First reading.

Order 263-08/09 Amending 2008 Creative Portland Development TIF District – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr. Chair. First reading.

BUDGET RELATED ORDINANCE AMENDMENTS:

Order 264-08/09 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 Nicholas M. Mavodones, Jr., Chair. First reading.

Order 265-08/09 Amendment to Portland City Code Section 24-72 (c) Re: Sewer User Charges– Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. First reading.

Order 266-08/09 Amendment to Portland City Code Section 28-86 Re: Parking Meter Rates – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. First reading.

Order 267-08/09 Amendment to Portland City Code Chapter 2.5 (Alarms) Re: Fire Alarm Fees – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. First reading.

Order 268-08/09 Amendment to Portland City Code Section 5 (Animals and Fowl) Re: Impoundment Fees – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. First reading.

Order 269-08/09 Ratifying Final Fiscal Year 2007-2008 School Expenditures and Revenues - Sponsored by Councilor Nicholas M. Mavodones, Jr., Chair. First reading.

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APPROPRIATION RESOLVE:

Order 270-08/09 Fiscal Year 2009-2010 Appropriation Resolve - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. First reading.

COMMUNICATIONS:

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 212-08/09 Approving Lease with Maine Youth Golf Foundation Re: First Tee Golf Course - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. Referred to Finance Committee on 4/6/09. Postponed on 4/27/09.

Motion was made by Councilor Waxman and seconded by Councilor Skolnik to postpone this item to 6/1/09. Passage 9-0.

SCHOOL BUDGET ITEMS:

Order 240-08/09 Authorizing Expenditure for the Portland School Department Cost Center Summary Budget – Sponsored by The Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. Given first reading on 4/27/09.

Motion was made by Councilor Mavodones and seconded by Councilor Coyne for passage.

Motion was made by Councilor Mavodones and seconded by Councilor Coyne to amend the order changing the amount to \$87,219,442. Passage 9-0.

Passage, as amended, 9-0.

Order 241-08/09 Approving Non-State Funded Debt Service for Portland Schools for FY 2010 – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. Given first reading on 4/27/09.

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

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Order 242-08/09 Approving Additional Local Funds for Portland Schools for FY2010 – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. Given first reading on 4/27/09.

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

Motion was made by Councilor Mavodones and seconded by Councilor Anton to amend the order in the first sentence changing the amount to \$7,407,797 and in the third sentence \$2,716,831. Passage 9-0.

Passage, as amended, 9-0.

Order 243-08/09 Approving Total Budget Summary for Portland Schools for FY2010 – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. Given first reading on 4/27/09.

Motion was made by Councilor Mavodones and seconded by Councilor Skolnik for passage.

Motion was made by Councilor Mavodones and seconded by Councilor Waxman to amend the order changing the amount to \$87,219,442. Passage 9-0.

Passage, as amended, 9-0.

Order 244-08/09 Reducing Local Option Funds by Unanticipated State School Subsidy for Portland Schools for FY2010 – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. Given first reading on 4/27/09.

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

Order 245-08/09 Appropriating and Raising Funds for Adult Education as Required by the Maine Revised Statutes, Title 20-A M.R.S.A. §8603-A(1) – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. Given first reading on 4/27/09.

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

Order 246-08/09 Appropriating Funds from Non-Tax Revenues for Food Service in the Portland Public Schools – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. Given first reading on 4/27/09.

Motion was made by Councilor Coyne and seconded by Councilor Skolnik for passage.

Motion was made by Councilor Mavodones and seconded by Councilor Anton to amend the order changing the amount in the second paragraph to \$2,367,182. Passage 9-0.

Passage, as amended, 9-0.

Order 252-08/09 Approving Substantial Amendment to the Consolidated Housing and Community Development (HCD) 2008 Action Plan Re: The Homelessness Prevention and Rapid Rehousing Program and Accepting Funds in the Amount of \$876,120 to Implement the Amended Plan - Sponsored by Joseph E. Gray, Jr., City Manager. Given first reading on 4/27/09.

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

ORDERS:

AMENDMENTS:

LICENSE RENEWALS:

Motion was made by Councilor Skolnik and seconded by Councilor Mavodones to adjourn. Passage 9-0, 8:35 P.M.

A TRUE COPY.

ATTEST _____
Linda C. Cohen, MMC, City Clerk