

IN COUNCIL REGULAR MEETING OCT. 6, 2008 VOL. 125 PAGE 37

ROLL CALL: Mayor Suslovic called the meeting to order at 7:02 P.M. All Councilors were present.

ANNUAL MEETING:

Motion was made by Councilor Marshall and seconded by Councilor Anton to recess the City Council meeting and convene the Annual Meeting of the Corporator of the Downtown Portland Corporation – Sponsored by Mayor Edward J. Suslovic. Passage 9-0, 7:05 P.M.

Motion was made by Councilor Marshall and seconded by Councilor Duson to adjourn the annual meeting of the Corporator of the Downtown Portland Corporation and reconvene the City Council meeting. Passage 9-0, 7:10 P.M.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Cohen and seconded by Councilor Anton to approve the minutes of the 9/15/08 meeting. Passage 9-0.

ANNOUNCEMENTS:

RECOGNITIONS:

PROCLAMATIONS:

Proc 8-08/09 Honoring Julie Prevost-Lucci as Employee of the Month for September 2008 – Sponsored by Mayor Edward J. Suslovic.

Proc 10-08/09 Declaring October 15, 2008, Disability Mentoring Day – Sponsored by Mayor Edward J. Suslovic.

APPOINTMENTS:

Order 72-08/09 Appointing Members to Polling Place Task Force – Sponsored by Mayor Edward J. Suslovic.

District		Party	Neighborhood
1	Liz McMahon	D	MunjoyHill
1	Benjamin Chipman	GI	
1	Roger Berle	R	Cliff Island
1	Ron Spinella	GI	Bayside
1	Harris Parnell	D	League of Young Voters
2	David Marshall	GI	Councilor
3	Jack Lufkin	U	Warden Barron Center

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4	Betsy Sawyer Manter	D	Warden St. Pius
4	Jon Bartholomew	D	Common Cause
5	Sherwood Merrill	R	Warden Riverton

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

Order 73-08/09 Appointing Amy Pulaski as Ward Clerk for Precinct 2-2 – Sponsored by Linda C. Cohen, City Clerk.

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

Order 74-08/09 Appointing Ann M. Freeman Associate Corporation Counsel – Sponsored by Gary C. Wood, Corporation Counsel.

Motion was made by Councilor Mavodones and seconded by Councilor Cohen for passage. Passage 9-0.

CONSENT ITEMS:

Order 75-08/09 Setting the Opening of the Polls on November 4, 2008 – Sponsored by Linda C. Cohen, City Clerk.

Order 76-08/09 Naming Peaks Island Community Center “The Douglas E. MacVane Community Center” – Sponsored by Councilor Kevin J. Donoghue.

Order 77-08/09 Declaring 2008 Veterans Day Parade and Ceremony as a Festival - Sponsored by Joseph E. Gray, Jr., City Manager.

Order 78-08/09 Declaring Portland Downtown District “Light Up Your Holidays” Festival – Sponsored by Joseph E. Gray, Jr., City Manager.

Order 79-08/09 Discontinuing a Portion of Hooper/Sewall Street; City Deed of Land; City Acceptance of Easement – Sponsored by Joseph E. Gray, Jr., City Manager.

Order 80-08/09 Approving Revocable License to Sheridan Street LLC for Deck Overhang – Sponsored by Joseph E. Gray, Jr., City Manager.

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Motion was made by Councilor Donoghue and seconded by Councilor Skolnik to remove Order 79-08/09 from the Consent Calendar. Passage 9-0.

Motion was made by Councilor Skolnik and seconded by Councilor Donoghue for passage of the Consent Calendar. Passage 9-0.

Motion was made by Councilor Donoghue and seconded by Councilor Anton to refer Order 79-08/09 to the Transportation Committee. Passage 9-0.

LICENSES:

Order 81-08/09 Granting Municipal Officer's Approval of Bodacious Breads, Inc., d/b/a Borealis Breads, at 182 Ocean Avenue. Application for Class III & IV (Beer & Wine) License and Outdoor Dining. New City and State License – Sponsored by Linda C. Cohen, City Clerk.

Motion was made by Councilor Leeman and seconded by Councilor Cohen for passage. Passage 9-0.

Order 82-08/09 Granting Municipal Officer's Approval of Treblig Enterprises, Inc., d/b/a Gilbert's Chowder House, at 92 Commercial Street. Expanding Class I Restaurant with Liquor License to Include Outdoor Dining – Sponsored by Linda C. Cohen, City Clerk.

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

Motion was made by Councilor Mavodones and seconded by Councilor Dusen to amend the order by making the outside occupancy dependent on the determination of the Fire Department. Passage 8-1 (Cohen).

Passage, as amended, 9-0.

UNFINISHED BUSINESS:

Councilor Cohen stated that he would recuse himself from participation in Order 55-08/09 and left for the remainder of the meeting.

Order 55-08/09 Authorizing Amendment to Conditional Zone for Property in the Vicinity of Diamond Cove, Great Diamond Island Portland, Maine – Sponsored by the Planning Board, Janice Tevanian, Chair. Given first reading on 8/18/08. Postponed after public hearing on 9/3/08.

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

Motion was made by Councilor Donoghue and seconded by Councilor Duson to amend the order by including the underlined language provided by Counselor Katsiaficas on hand marked page 21 in Paragraph 5 under Transportation Services in the packet regarding motorized transportation off Fort McKinley. Motion was withdrawn.

Motion was made by Councilor Donoghue and seconded by Councilor Duson to amend the order by including the underlined language provided by Counselor Katsiaficas on hand marked page 21 in Paragraph 5 under Transportation Services in the packet regarding motorized transportation off Fort McKinley, changing the word “use” to “operate.”

Motion was made by Councilor Donoghue and seconded by Councilor Duson to amend the amendment by adding the additional language in the same paragraph regarding posting by the owner/manager. Passage 7-1 (Skolnik).

Passage of amended amendment 7-1 (Skolnik).

Passage 6-2 (Duson, Donoghue).

PUBLIC HEARINGS:

BUDGET ITEMS:

COMMUNICATIONS:

RESOLUTIONS:

ORDERS:

Order 83-08/09 Approving HOME Program Funds and Community Housing Development Funds Re: Avesta Housing for Florence House – Sponsored by the Housing Committee, Councilor Jill C. Duson, Chair. First reading.

AMENDMENTS:

Order 84-08/09 Amendment to Portland City Code Chapter 14 Land Use Article III. Zoning Sections 14-142, 14-332 and 14-485 – Sponsored by the Planning Board, Janice Tevanian, Chair. First reading.

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Order 85-08/09 Amendment to Portland City Code Chapter 32 (Storm Water) – Sponsored by the Energy and Environmental Sustainability Committee, Mayor Edward J. Suslovic, Chair. First reading.

LICENSE RENEWALS:

Motion was made by Councilor Marshall and seconded by Councilor Duson to adjourn. Passage 8-0 9:39 P.M.

A TRUE COPY.

ATTEST _____
Linda C. Cohen, MMC, City Clerk