

## **IN COUNCIL REGULAR MEETING MARCH 5, 2007 VOL. 123 PAGE 78**

**ROLL CALL:** Mayor Mavodones called the meeting to order at 7:14 P.M. Councilor Leeman was absent.

### **SPECIAL MEETING:**

Motion was made by Councilor Cloutier and seconded by Councilor Cohen to recess the City Council meeting and convene a Special Meeting of the Corporator of the Portland Fish Exchange. Sponsored by Nicholas M. Mavodones, Jr. Mayor. Passage 8-0, 7:15 P.M.

Order 157-06/07 Appointing Glenn Libby as Class A Director of the Portland Fish Exchange - Sponsored by the Appointments and Non-Union Personnel Committee, Councilor Cheryl A. Leeman, Chair.

Motion was made by Councilor Suslovic and seconded by Councilor Cohen for passage. Passage 8-0.

Motion was made by Councilor Cloutier and seconded by Councilor Cohen to adjourn the special meeting and reconvene the City Council meeting. Passage 8-0, 7:18 P.M.

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

Motion was made by Councilor Cloutier and seconded by Councilor Carr to approve the minutes of the 2/21/07 meeting. Passage 8-0.

### **ANNOUNCEMENTS:**

### **RECOGNITIONS:**

### **PROCLAMATIONS:**

Proc 36-06/07 Declaring March 2007 as Real Life Real Talk Month - Sponsored by Councilor Jill C. Duson, Co-Sponsored by Mayor Nicholas M. Mavodones, Jr., Councilors James F. Cloutier, James I. Cohen, David A. Marshall, Donna J. Carr.

### **APPOINTMENTS:**

Order 158-06/07 Approving Housing and Community Development Task Force – Sponsored by the Finance Committee, Councilor James I. Cohen, Chair.

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

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Motion was made by Councilor Cohen and seconded by Councilor Suslovic to amend the order by adding a member representing the Girls and Boys Club, Richard Ranaghan. Passage 8-0.

Passage, as amended, 8-0.

### **CONSENT ITEMS:**

Order 159-06/07      Accepting Donation of Healthy Snacks Program From Hannaford Supermarkets  
Re: Recreation After School Program – Sponsored by Joseph E. Gray, Jr., City Manager.

Motion was made by Councilor Cloutier and seconded by Councilor Cohen for passage. Passage 8-0.

### **LICENSES:**

Order 160-06/07      Granting Municipal Officer's Approval of Salt, Inc., d/b/a The Salt Institute for Documentary Studies. License for Incorporated Civic Organization to Serve Alcohol at Special Event at 110 Exchange Street, on March 23, 2007 from 5:30 P.M. to 7:30 P.M. Inside Only - Sponsored by Linda C. Cohen, City Clerk.

Motion was made by Councilor Cloutier and seconded by Councilor Cohen for passage. Passage 8-0.

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Order 161-06/07      Granting Municipal Officer's Approval of Awful Annie's Irish Saloon, LLC, d/b/a Awful Annie's Irish Saloon at 189 Congress Street. Application for Entertainment without Dance License. Inside Only – Sponsored by Linda C. Cohen, City Clerk.

Motion was made by Councilor Cloutier and seconded by Councilor Donoghue for passage. Passage 8-0.

### **BUDGET ITEMS:**

### **COMMUNICATIONS:**

Com 7-06/07      Re: Harbor Commission Revised Rules 2.4, 3.3, 4.1, 9.2, and 20.1 – Sponsored by Joseph E. Gray, Jr., City Manager.

Motion was made by Councilor Cohen and seconded by Councilor Carr to postpone this item to 3/19/07. Passage 8-0.

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### **RESOLUTIONS:**

### **UNFINISHED BUSINESS:**

Councilor Cohen recused himself from discussion on this item.

Order 126-06/07      Approving the Sale of the Portland YWCA at 87 Spring Street as a Project of Special Merit (§14-483 (n)) – Sponsored by Councilor Cheryl A. Leeman. Referred to Housing Committee on 1/3/07 and failed to receive five votes on 2/21/07.

Motion was made by Councilor Donoghue and seconded by Councilor Marshall for passage. Failed 1-6 (Mavodones, Cloutier, Duson, Suslovic, Carr, Donoghue, Marshall).

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Order 150-06/07      Reallocating \$4,000,000 in Authorized Bonds for the Portland Public Library for the Purchase, Renovation, Furnishing and Equipping of the Portland Public Market for Use as the Portland Public Library and Approving an Additional \$1,000,000 in General Obligation Bonds for the Same Purposes – Sponsored by Joseph E. Gray, Jr., City Manager. Given first reading on 2/21/05.

Motion was made by Councilor Cloutier and seconded by Councilor Duson to postpone this item to 3/19/07. Passage 8-0.

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Order 151-06/07      Amending Order No. 163-03/04 Adopted March 1, 2004 and Re-Appropriating Bond Proceeds – Sponsored by Joseph E. Gray, Jr., City Manager. Given first reading on 2/21/05

Motion was made by Councilor Cloutier and seconded by Councilor Carr to postpone this item to 3/19/07. Passage 8-0.

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Order 152-06/07      Submitting Bonds for Portland Public Library Project to Referendum – Sponsored by Joseph E. Gray, Jr., City Manager. Postponed on 2/21/07.

Motion was made by Councilor Cohen and seconded by Councilor Suslovic to postpone this item to 3/19/07. Passage 8-0.

## **IN COUNCIL REGULAR MEETING MARCH 5, 2007 VOL. 123 PAGE 81**

Order 153-06/07      Approving Memorandum of Understanding with the Portland Public Library – Sponsored by Joseph E. Gray, Jr., City Manager. Given first reading on 2/21/05.

Motion was made by Councilor Cohen and seconded by Councilor Suslovic to postpone this item to 3/19/07. Passage 8-0.

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Order 154-06/07      Authorizing City Manager to Request Offers for Sale of Portland Public Library Building and Property Located at 5 Monument Square – Sponsored by Joseph E. Gray, Jr., City Manager. Postponed on 2/21/07.

Motion was made by Councilor Cohen and seconded by Councilor Duson to postpone this item to 3/19/07. Passage 8-0.

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Order 155-06/07      Appropriating up to \$3,375,000 in Proceeds from the Sale of the Portland Public Library Building and Property Located at 5 Monument Square – Sponsored by Joseph E. Gray, Jr., City Manager. Given first reading on 2/21/05.

Motion was made by Councilor Cloutier and seconded by Councilor Suslovic to postpone this item to 3/19/07. Passage 8-0.

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Order 156-06/07      Authorizing Purchase and Sale Agreement with Canal Congress, LLC Re: Portland Public Market – Sponsored by Joseph E. Gray, Jr., City Manager. Given first reading on 2/21/05.

Motion was made by Councilor Suslovic and seconded by Councilor Duson to postpone this item to 3/19/07. Passage 8-0.

### **PUBLIC HEARINGS:**

### **ORDERS:**

Order 162-06/07      Appointing Council Task Force Re: Charter Amendments for Elected Mayor and Change in Number of Council Districts - Sponsored by Councilors David A. Marshall and Kevin J. Donoghue.

Motion was made by Councilor Donoghue and seconded by Councilor Marshall for passage. Failed 2-6 (Mavodones, Cloutier, Duson, Cohen, Carr, Suslovic).

## **IN COUNCIL REGULAR MEETING MARCH 5, 2007 VOL. 123 PAGE 82**

Order 163-06/07      Approving Recommendations of the Mayor's Old Port Nightlife Task Force as Amended by the Public Safety Committee – Sponsored by the Public Safety Committee, Councilor David A. Marshall, Chair.

Motion was made by Councilor Marshall and seconded by Councilor Carr to postpone this item to 4/4/07. Passage 8-0.

### **AMENDMENTS:**

Order 164-06/07      Amendment to Portland City Code Chapter 14 (Land Use), Division 12, Repealing Section 14-217.5. (Old Port Overlay Zone) and Enacting Chapter 14, Division 19.8, Sections 14-330.11-14-330. (Downtown Entertainment Overlay Zone) – Sponsored by the Public Safety Committee, Councilor David A. Marshall, Chair. First reading.

Motion was made by Councilor Suslovic and seconded by Councilor Marshall to postpone the public hearing to 4/4/07. Passage 8-0.

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Order 165-06/07      Amendment to Portland City Code Chapter 4 (Amusements) Sections 4-1, 4-28, 4-41, 4-42, 4-51, 4-55, and 4-56 – Sponsored by the Public Safety Committee, Councilor David A. Marshall, Chair. First reading.

Motion was made by Councilor Suslovic and seconded by Councilor Carr to postpone the public hearing to 4/4/07. Passage 8-0.

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Order 166-06/07      Amendment to Portland City Code Chapter 21 (Public Markets) Section 1 (Designation and Products Sold) – Sponsored by Joseph E. Gray, Jr., City Manager. First reading.

### **LICENSE RENEWALS:**

Motion was made by Councilor Cohen and seconded by Councilor Carr to adjourn. Passage 8-0, 8:35 P.M.

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