

IN COUNCIL REGULAR MEETING JULY 21, 2008 VOL. 125 PAGE 4

ROLL CALL: Mayor Suslovic called the meeting to order at 7:00 P.M. Councilor Leeman was absent.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Anton and seconded by Councilor Cohen to approve the minutes of the 6/16/08 meeting. Passage 8-0.

ANNOUNCEMENTS:

RECOGNITIONS:

State Representative Anne Haskell will present a Legislative Sentiment to the Deering High School Baseball Team.

PROCLAMATIONS:

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| Proc 1-08/09 | Honoring Deering High School Baseball Team - Sponsored by Mayor Edward J. Suslovic. |
| Proc 2-08/09 | Honoring Officer Raymond Ruby as Officer of the Month for May, 2008 – Sponsored by Mayor Edward J. Suslovic. |
| Proc 3-08/09 | Honoring Officer Thien Duong as Officer of the Month for June 2008 – Sponsored by Mayor Edward J. Suslovic. |
| Proc 4-08/09 | Honoring William C. Johnson as Employee of the Month for July, 2008 – Sponsored by Mayor Edward J. Suslovic. |

APPOINTMENTS:

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| Order 14-08/09 | Appointing Richard Renner and Jack Soley as Members to Portland Public Arts Committee for terms expiring June 30, 2011 - Sponsored by the Appointments and Non-Union Personnel Committee, Councilor John M. Anton, Chair. |
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Motion was made by Councilor Skolnik and seconded by Councilor Anton for passage. Passage 8-0.

CONSENT ITEMS:

LICENSES:

PUBLIC HEARINGS:

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BUDGET ITEMS:

COMMUNICATIONS:

Com 2-08/09 Re: City of Portland Wayfinding Report – Sponsored by Councilor Kevin J. Donoghue, Transportation Committee, Chair, Wayfinding Study Committee Co-Chair.

Motion was made by Councilor Cohen and seconded by Councilor Donoghue to refer this item to the Planning Board and the Transportation Committee.
Withdrawn.

Motion was made by Councilor Cohen and seconded by Councilor Donoghue to refer this item to the Planning Board for review of the design issues. Passage 8-0.

Motion was made by Councilor Cohen and seconded by Councilor Donoghue to refer this item simultaneously to the Transportation Committee to oversee the implementation in conjunction with the PDD. Passage 8-0.

Com 3-08/09 Re: City Clerk's Certification of Citizen Initiative Petition Re: Amendments to Portland City Code, Chapter 9, Article III, Voting Places – Sponsored by Linda C. Cohen, City Clerk.

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 273-07/08 Establishing a Charter Commission – Sponsored by Mayor Edward J. Suslovic and Co-Sponsored by Councilors John M. Anton, Kevin J. Donoghue, and David A. Marshall. Postponed on 6/2/08.

Motion was made by Councilor Cohen and seconded by Councilor Marshall for passage. Passage 5-3 (Mavodones, Duson, Skolnik).

Order 274-07/08 Submitting the Question for the Establishment of a Charter Commission to the Voters at the Municipal Election on Tuesday, November 4, 2008 – Sponsored by Mayor Edward J. Suslovic and Co-Sponsored by Councilors John M. Anton, Kevin J. Donoghue, and David A. Marshall. Postponed on 6/2/08.

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Motion was made by Councilor Skolnik and seconded by Councilor Anton for passage. Passage 6-2 (Mavodones, Duson).

Order 307-07/08 Amendment to Portland City Code Chapter 9 (Elections) Section 9-1 (Council Districts) RE: Revising Map Precinct Lines – Sponsored by Linda C. Cohen, City Clerk. Given first reading on 6/16/08.

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

Motion was made by Councilor Cohen seconded by Councilor Duson to indefinitely postpone this item. Passage 8-0.

ORDERS:

Order 307A-08/09 Eliminating and Approving Polling (Voting) Places in the City of Portland – Sponsored by Linda C. Cohen, City Clerk.

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

Motion was made by Councilor Cohen and seconded by Councilor Mavodones to amend the order to eliminate all changes except the change to Italian Heritage Center from St. Patrick's Church (3-3) and the change to Grace Baptist School Gym from the Unitarian Church (5-3), leaving a total of 16 polling places in the city and all precinct lines in place. Passage 8-0.

Passage, as amended, 8-0.

Order 15-08/09 Setting Public Hearing on Citizen Initiated Ordinance Entitled "Amendments to Chapter 9, Article III (Polling Places) – Sponsored by Linda C. Cohen, City Clerk.

Motion was made by Councilor Anton and seconded by Councilor Marshall for passage. Passage 8-0.

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Order 16-08/09 Setting Public Hearing on Council Enacted Competing Measure Entitled
“Amendment to Portland City Code, Chapter 9 (Elections) Article II (Precincts)
Section 9-16 – Sponsored by Linda C. Cohen, City Clerk.

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

Order 17-08/09 Creating a Task Force to Make Recommendations on the Number and Location
of Voting Places in the City – Sponsored by Councilors James I. Cohen and
David A. Marshall.

Motion was made by Councilor Anton and seconded by Councilor Cohen to
postpone this item to 8/18/08. Passage 8-0.

Motion was made by Councilor Mavodones and seconded by Councilor Dusen
to waive second reading of Order 18-08/09. Passage 7-0 (Donoghue out).

Order 18-08/09 Approving Collective Bargaining Agreement with Police Benevolent
Association – Sponsored by Patricia Finnigan, Acting City Manager. First
reading.

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 in the first paragraph adding references to Attachments 1 and
2. Passage 8-0.

Passage, as amended, 8-0.

Order 19-08/09 Prohibiting Skateboarding, Cycling and Roller skating on the Sidewalks in the
Yellow Zone of the Portland Downtown District – Sponsored by the Public
Safety Committee, Councilor David A. Marshall, Chair.

Motion was made by Councilor Skolnik and seconded by Councilor Anton for
passage. Passage 8-0.

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Order 20-08/09 Prohibiting Skateboarding, Bicycling and Roller skating on Exchange Street from Middle Street to Fore Street Through September 30, 2008 – Sponsored by the Public Safety Committee, Councilor David A. Marshall, Chair.

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

Motion was made by Councilor Cohen and seconded by Councilor Donoghue to amend the order by eliminating bicycles and roller skating from the order. Passage 6-2 (Donoghue, Marshall).

Motion was made by Councilor Duson and seconded by Councilor Anton to amend the order to end on December 31st. Passage 6-2 (Marshall, Donoghue).

Passage, as amended, 5-3(Anton, Donoghue, Marshall).

Order 21-08/09 Setting Public Hearing on HUD Section 108 Loan and Tax Increment Financing Bonds/Notes in the Amount of \$10,200,000 - Sponsored by Patricia Finnigan, Acting City Manager.

Motion was made by Councilor Anton and seconded by Councilor Mavodones for passage. Passage 8-0.

Order 22-8/09 Amending Order 133-05/06 Relating to Brownfield Economic Development Initiative Grant – Sponsored by Patricia Finnigan, Acting City Manager. First reading.

Order 23-08/09 Authorizing HUD Section 108 Loan and Issuance of the City's Tax Increment Financing Bonds and Notes in the Amount of \$10,200,000 – Sponsored by Patricia Finnigan, Acting City Manager. First reading.

Order 24-08/09 Appropriating \$10,200,000 for Bayside TIF Projects – Sponsored by Patricia Finnigan, Acting City Manager. First reading.

AMENDMENTS:

Order 25-08/09 Amendment to Portland City Code Chapter 9 (Elections) Article II (Precincts) Section 9-16 – Sponsored by Councilors James I. Cohen and David A. Marshall. First reading.

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Motion was made by Councilor Cohen and seconded by Councilor Duson to postpone the public hearing to 8/18/08. Passage 8-0.

- Order 26-08/09 Amendment to Portland City Code Section 28-92 Re: First Parking Ticket Waiver Program – Sponsored by the Transportation Committee, Councilor Kevin J. Donoghue, Chair. First reading.
- Order 27-08/09 Amendment to Portland City Code Chapter 23 Secondhand Goods Article II. Pawnbrokers, Junk Dealers, Secondhand Dealers, and Flea Markets Section 25-18 Chapter 28 Traffic and Motor Vehicles Article IV Licensing of Tow Operators Section 28-123 – Sponsored by the Public Safety Committee, Councilor David A. Marshall, Chair. First reading.
- Order 28-08/09 Amendment to Portland City Code Chapter 28 Traffic and Motor Vehicles Article V. Police Traffic Division Section 28-194 – Sponsored by the Public Safety Committee, Councilor David A. Marshall, Chair. First reading.
- Order 29-08/09 Amendment to Zoning Map Re: Rezoning from B-1b Neighborhood Business Zone to R-7 Compact Urban Residential Overlay Zone Vicinity of 202 Washington Avenue – Sponsored by the Planning Board, Janice E. Tevanian, Chair. First reading.
- Order 30-08/09 Amendment to Portland City Code Art. V, Section 14-526 Site Plan Standards – Sponsored by Councilor John M. Anton. First reading.
- Order 31-08/09 Amendment to Portland City Code Chapter 17, Article V (Regulation of Tobacco – Playgrounds, Beaches, and Athletic Facilities) Re: Secondhand Smoke – Sponsored by the Health and Recreation Committee, Councilor Daniel S. Skolnik, Chair. First reading.
- Order 32-08/09 Amendment to Portland City Code Chapter 17, Article V (Regulation of Tobacco – Outdoor Eating Areas) Re: Secondhand Smoke – Sponsored by the Health and Recreation Committee, Councilor Daniel S. Skolnik, Chair. First reading.

LICENSE RENEWALS:

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Motion was made by Councilor Marshall and seconded by Councilor Duson to adjourn. Passage 8-0, 10:38 P.M.

A TRUE COPY.

ATTEST _____
Linda C. Cohen, MMC, City Clerk