

IN COUNCIL REGULAR MEETING, April 4, 2011, VOL. 127 PAGE 83

ROLL CALL:

Mayor Mavodones called the meeting to order at 7:10 P.M. (Anton absent).

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Suslovic and seconded by Councilor Marshall to approve the minutes of the March 21, 2011 meeting. Passage 8-0.

ANNOUNCEMENTS:

Motion was made by Councilor Suslovic and seconded by Councilor Duson to take up a un-agenda item. Passage 8-0.

Resolve 16-10/11

Recognizing national Telecommunicators week.

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

RECOGNITIONS:

PROCLAMATIONS:

Proc 23-10/11

Honoring Officer John Cunniff as Police Officer of the Month for February 2011 – Sponsored by Nicholas M. Mavodones, Jr.

APPOINTMENTS:

Order 166-10/11

Appointing Sealer of Weights and Measures – Sponsored by Pat Finnigan, Acting City Manager.

Motion was made by Councilor Leeman and seconded by Councilor Waxman for passage. Passage 6-2 (Coyne, Suslovic out)

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Order 167-10/11 Appointing Patricia McAllister as Fair Hearing Officer -
Sponsored by the Appointments Committee, Councilor John R.
Coyne, Chair.

Motion was made by Councilor Waxman and seconded by
Councilor Duson for passage. Passage 6-2 (Coyne, Suslovic out).

Order 168-10/11 Appointing Katherine L. Jones as City Clerk – Sponsored by the
Appointments Committee, Councilor John R. Coyne, Chair.

Motion was made by Councilor Coyne and seconded by Councilor
Duson for passage. Passage 8-0.

CONSENT ITEMS:

Order 169-10/11 Calling Special Election and Setting Time for Opening of Polls
for Election on May 10, 2011 - Sponsored by Katherine L. Jones,
Acting City Clerk.

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

Order 170-10/11 Declaring Portland Sea Dogs Mother's Day Race – Sponsored
by Pat Finnigan, Acting City Manager.

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

Order 171-10/11 Declaring Portland Sea Dogs Father's Day Race – Sponsored by
Pat Finnigan, Acting City Manager.

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

Order 172-10/11 Declaring "Pet Rock in the Park" as a Festival and
Approving Contract and Permits Therefor – Sponsored by Pat
Finnigan, Acting City Manager.

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

Order 173-10/11

Declaring Memorial Day Parade and Festival – Sponsored by Pat Finnigan, Acting City Manager.

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

Order 174-10/11

Declaring “Kah Bang Arts Presents George Clinton & the Parliament-Funkadelic” as a Festival and Approving Contract and Permits Therefor – Sponsored by Pat Finnigan, Acting City Manager.

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

Order 175-10/11

Declaring “The Greek Heritage Festival” June 23, 2011 – June 25, 2011 – Sponsored by Pat Finnigan, Acting City Manager.

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

Order 176-10/11

Declaring Compass Project’s 8th Annual “Family Boat Building Festival” July 8, 2011 - July 10, 2011 – Sponsored by Pat Finnigan, Acting City Manager.

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

Order 177-10/11

Declaring “PICNIC Music & Arts Festival” in Lincoln Park – Sponsored by Pat Finnigan, Acting City Manager.

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

Order 178-10/11

Declaring 46th Annual (2011) WCSH-TV Sidewalk Art Festival- Sponsored by Pat Finnigan, Acting City Manager.

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

Order 179-10/11

Amending the Traffic Schedule – Sponsored by Transportation Committee, Councilor Kevin J. Donoghue, Chair.

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

LICENSES:

Order 180-10/11

Granting Municipal Officer's Approval of Hallock Lane, LLC, d/b/a The East End Grill at 47 Middle Street. Request to add Outdoor Dining – Sponsored by Katherine L. Jones, Acting City Clerk.

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

Order 181-10/11

Granting Municipal Officer's Approval of Sebago Brewing Company, d/b/a Sebago Brewing Company at 211 Fore Street. Application for a Class I Restaurant with Liquor License. Outdoor Dining (Private Property) – Sponsored by Katherine L. Jones, Acting City Clerk.

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

Order 182-10/11

Granting Municipal Officer's Approval of Management Controls, LLC, d/b/a Great Events Catering at 178 Warren Avenue. Application for a Class I Restaurant with Liquor and Entertainment with Dance License – Sponsored by Katherine L. Jones, Acting City Clerk.

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

PUBLIC HEARINGS:

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BUDGET ITEMS:

Order 183-10/11 Receiving and Referring City Manager's Fiscal Year 2012 Municipal Budget to the Finance Committee and Setting Date of Public Hearing on the FY2012 Municipal Budget and FY2012 Appropriation Resolve – Sponsored by Acting City Manager, PatFinnigan.

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

Order 184-10/11 Setting Public Hearing on FY2012 School Budget - Sponsored by Acting City Manager Pat Finnigan.

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

COMMUNICATIONS:

Com 3-10/11 Communication RE: Proposed Changes to Local Wastewater Discharge Limits – Sponsored by Pat Finnigan, Acting City Manager.

RESOLUTIONS:

Resolve 14-10/11 The Month of April, 2011 "Youth Alcohol Prevention Month" in the City of Portland, Maine – Sponsored by Mayor Nicholas M. Mavodones, Jr.

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

Resolve 15-10/11 Authorizing the City to Request an Invitation to Participate on the Steering Committee for the Development of the Downeaster Service Development Plan – Sponsored by the Transportation Committee, Councilor Kevin J. Donoghue, Chair.

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

UNFINISHED BUSINESS:

Order 148-10/11

Adopting Brentwood Parcel Master Plan and Amending City's Comprehensive Plan – Sponsored by the Planning Board, Joe Lewis, Chair.

Motion was made by Councilor Duson and seconded by Councilor Waxman to postpone until June 20, 2011. Passage 8-0.

Order 163-10/11

Amending Order 129-07/08, as Previously Amended by Order 26-09/10, Combined Sewer Overflow (CSO) Projects – Sponsored by Pat Finnigan, Acting City Manager. It was given a first reading on March 21st.

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

Order 164-10/11

Amending Order 130-07/08, as Previously Amended by Order 27-09/10, Combined Sewer Overflow (CSO) Projects – Sponsored by Pat Finnigan, Acting City Manager. It was given a first reading on March 21st.

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

Order 165-10/11

Amendment to Portland City Code Chapter 6 (Buildings and Building Regulations) Article V. Housing Code Sections 6-116.1, 6-116.3, 6-131, and 6-203 Article IX. Disorderly Houses – Sponsored by the Public Safety Committee, Councilor Edward J. Suslovic, Chair. It was given a first reading on March 21st.

Motion was made by Councilor Suslovic and seconded by Councilor Waxman for passage, as amended. Passage 8-0.

Motion was made by Councilor Suslovic and second by Councilor Coyne to amend Order 165 to add “within three years”. Passage 8-0.

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ORDERS:

Order 185-10/11 Establishing Public Advisory Committee for Transforming Forest Avenue – Sponsored by Councilor Kevin J. Donoghue, Chair of the Transportation Committee.

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

Motion was made by Councilor Duson and seconded by Councilor Suslovic to amend Order 185 to add “Bill Welch” for passage. Passage 8-0.

Order 186-10/11 Approving Agreement with Maine Department of Transportation Re: Proposed Improvements to Forest Avenue – Sponsored by Pat Finnigan, Acting City Manager.

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

Order 187-10/11 Authorizing City Manager to Apply for and Accept Regional Economic Development Revolving Loan Program Funds – Sponsored by Pat Finnigan, Acting City Manager.

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

Order 188-10/11 Authorizing First Amendment to Bayside Student Housing Project Tax Increment Financing Credit Enhancement Agreement with Legacy Park One, LLC – Sponsored by Pat Finnigan, Acting City Manager.

Motion was made by Councilor Duson and seconded by Councilor Waxman for passage. Passage 7-0. (Suslovic out).

Order 189-10/11 Authorizing the Deaccession of the Tracing the Fore Sculpture - Sponsored by David A. Marshall and Jack Soley, Chair of the Portland Public Art Committee.

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Motion was made by Councilor Duson and seconded by Councilor Coyne for passage. Passage.8-0.

Order 190-10/11

Approving Purchase and Sale Agreement for Acquisition of Property by the Land Bank Commission Re: Marlborough Road and Pine Grove Avenue – Sponsored by Councilor Cheryl A. Leeman, Chair of the Landbank Commission. This is a first reading.

Motion was made by Councilor Waxman and seconded by Councilor Duson to adjourn. Passage 8-0 , 9:30 P.M.

A TRUE COPY

Katherine L. Jones, Acting City Clerk