

IN COUNCIL REGULAR MEETING DECEMBER 16, 2013 VOL. 129 PAGE 54

ROLL CALL: Mayor Brennan called the meeting to order at 7:00 P.M all Councilors present.

SPECIAL MEETING:

Motion was made by Councilor Marshall and seconded by Councilor Suslovic to recess the regular City Council meeting and convene the Special meeting of the Portland Development Corporation. Passage 8-0 (Duson out) 7:06, P.M.

Order 120-13/14 Order Authorizing Amendments to Portland Brownfields Cleanup Revolving Loan Fund – Sponsored by Portland Development Corporation, Jack Lufkin, President.

Motion was made by Councilor Suslovic and seconded by Councilor Marshall for passage. Passage 9-0.

Motion was made by Councilor Coyne and seconded by Councilor Suslovic to adjourn the Special meeting of the Portland Development Corporation and convene the Regular City Council meeting. Passage 9-0, 7:15 P.M.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Suslovic and seconded by Councilor Marshall to approve the minutes of December 2, 2013 Regular City Council Meeting and December 2, 2013 Special City Council Meeting. Passage 9-0.

ANNOUNCEMENTS:

RECOGNITIONS:

PROCLAMATIONS:

Proc 13-13/14 Proclamation Honoring Officer Zachary Finley as Officer of the Month for December, 2013 and Recognizing K-9 Mako – Sponsored by Mayor Michael F. Brennan.

Proc 14-13/14 Proclamation Honoring Jennifer Dunfee as Employee of the Month for December 2013 – Sponsored by Mayor Michael F. Brennan.

APPOINTMENTS:

Order 121-13/14 Order Appointing Constables for 2014 Re: City and Portland Housing Authority – Sponsored by Mark H. Rees, City Manager.

PARKING CONTROL:

Andy Martin
John Peverada
Paul Willey

PROCESS SERVER, PORTLAND POLICE DEPARTMENT:

Kelly Watters

ANIMAL CONTROL, POLICE DEPARTMENT:

Debra Estrella

CLIFF ISLAND:

Charles Green

DEPARTMENT OF PUBLIC SERVICES:

Nancy Gagne
Craig Pyy
Suzanne Hunt

PORTLAND HOUSING AUTHORITY:

Karin Lavigne
Trevor Nugent
David Gagne
Annette Rogers
Marcia Yeaton

DEPARTMENT OF BUILDING INSPECTIONS

Tammy Munson
Jonathan Rioux
Jeanie Bourke
George Froehlich
Donald McPherson
Paul Fagone
Brian LaFlamme

Motion was made by Councilor Suslovic and seconded by Councilor Marshall for passage. Passage 9-0.

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CONSENT ITEMS:

**Order 122-13/14 Order Amending Traffic Schedule Re: Leland and Richardson Streets
- Sponsored by the Transportation, Sustainability and Energy
Committee, Councilor David A. Marshall, Chair.**

**Order 123-13/14 Order Amending Traffic Schedule Re: Fore Street – Sponsored by the
Transportation, Sustainability, and Energy Committee, Councilor
David A. Marshall, Chair.**

**Order 124-13/14 Order Approving Transfer of Funds Under 15 M.R.S.A. Secs
5824(3) and 5836(6) – Sponsored by Mark H. Rees, City Manager.**

Motion was made by Councilor Suslovic and seconded by Councilor Mavodones for passage of the consent items. Passage 9-0.

LICENSES:

BUDGET ITEMS:

COMMUNICATIONS:

**Com 7-13/14 Communication Re: Housing and Community Development Committee
Charge, Priorities, Work Plan, and Accomplishments for 2013 –
Sponsored by the Housing and Community Development Committee,
Councilor Kevin J. Donoghue, Chair.**

**Com 8-13/14 Communication Re: 1st Annual TIF Report – Sponsored by the
Housing and Community Development Committee, Councilor Kevin J.
Donoghue, Chair.**

RESOLUTIONS:

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UNFINISHED BUSINESS:

Order 104-13/14 Order Authorizing General Obligation Bonds in an Amount not to Exceed \$3,155,000 – Sponsored by the Finance Committee. This item was given first reading on November 18, 2013, at the December 2, 2013 meeting this item was postponed to December 16, 2013.

Motion was made by Councilor Duson and seconded by Councilor Mavodones for passage. Passage 8-1, (Donoghue).

Order 105-13/14 Order Appropriating \$3,155,000 of Bond Proceeds – Sponsored by the Finance Committee. This item was given first reading on November 18, 2013. At the December 2, 2013 meeting this item was postponed to December 16, 2013.

Motion was made by Councilor Duson and seconded by Councilor Marshall for passage. Passage 8-1, (Donoghue).

Order 106-13/14 Order Appropriating Committed Fund Balance in the Amount of \$445,333 for School Property Acquisition – Sponsored by the Finance Committee. This item was given first reading on November 18, 2013. At the December 2, 2013 meeting this item was postponed to December 16, 2013.

Motion was made by Councilor Duson and seconded by Councilor Coyne for passage. Passage 8-1, (Donoghue).

Order 107-13/14 Order Amending Capital Improvement Plan (FY 2014 – FY 2018- - Sponsored by the Finance Committee. This item was postponed to December 16, 2013.

Motion was made by Councilor Duson and seconded by Councilor Mavodones for passage. Passage 8-1, (Donoghue).

Order 108-13/14 Order Transferring Surplus Project Funds to Unallotted Capital Improvement Program Account – Sponsored by the Finance Committee. This item was given first reading on November 18, 2013. At the December 2, 2013 meeting this item was postponed to December 16, 2013.

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

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Order 109-13/14 Order Reappropriating Surplus Project Funds from Unallotted Capital Improvement Program Account – Sponsored by the Finance Committee. This item was given first reading on November 18, 2013 at the December 2, 2013 City Council meeting this item was postponed to the December 16, 2013 meeting.

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

Order 110-13/14 Order Reappropriating Surplus Project Funds from Fish Pier Unallotted Capital Improvement Program Account – Sponsored by the Finance Committee. This item was given first reading on November 18, 2013. At the December 2, 2013 meeting this item was postponed to December 16, 2013.

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

Order 111-13/14 Amendment to Portland City Code Conditional Rezoning of 194 Auburn Street – Sponsored by the Planning Board, Carol Morrisette, Chair. This item was given first reading on November 18, 2013. At the December 2, 2013 meeting this item was postponed to December 16, 2013.

Motion was made by Councilor Leeman and seconded by Councilor Coyne for passage. Passage 8-0 (Hinck out).

Order 117-13/14 Order Authorizing City Manager to Submit MS4 Stormwater Management Plan to Maine DEP – Sponsored by the Transportation, Sustainability, and Energy Committee, Councilor David A. Marshall, Chair. This item was given first reading on December 2, 2013.

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

Order 118-13/14 Amendment to Portland City Code Chapter 14. Land Use Article III. Zoning, Division 9, B-1 and B-1b Neighborhood Business Zones, Section 14-164 – Sponsored by the Planning Board, Carol Morrisette, Chair. This item was given first reading on December 2, 2013.

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Motion was made by Councilor Suslovic and seconded by Councilor Mavodones for passage. Passage 6-3, (Coyne, Donoghue, Marshall).

Order 119-13/14 Amendment to Portland City Code Chapter 14. Land Use Article III. Zoning, Division 12.6 Urban Commercial Mixed Use Zone, Section 14-230.4 – Sponsored by the Planning Board, Carol Morrisette, Chair. This item was given first reading on December 2, 2013.

Motion was made by Councilor Suslovic and seconded by Councilor Hinck to amend Order 119 to add “to have planning board to take up 120 heights unlimited density on the Portland Transportation center property and report back findings to the City Council”. Motion failed 4 to 5 (Mavodones, Duson, Leeman, Brennan, Coyne).

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue for passage. Passage 9-0.

ORDERS:

Order 124 A-13/14 Order Accepting Replacement Easement in the Vicinity of 409 Cumberland Avenue Re: Avesta 409 Cumberland LP – Sponsored by Danielle West-Chuhta, Corporation Counsel.

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue for passage. Passage 9-0.

Order 125-13/14 Order Granting Easement to 119 Developments, LLC – Sponsored by Danielle West-Chuhta, Corporation Counsel.

Motion was made by Councilor Suslovic and seconded by Councilor Marshall for passage. Passage 9-0.

Motion was made by Councilor Suslovic and seconded by Councilor Mavodones to adjourn. Passage 8-0, (Councilor Donoghue gone), 10:45 P.M.

A TRUE COPY.

Katherine L. Jones, City Clerk