IN COUNCIL SPECIAL MEETING JUNE 24, 2015 VOL. 130 PAGE 116

ROLL CALL: Mayor Brennan called the meeting to order at 5:30 P.M. Councilor Duson arrived during announcements.

UNFINISHED BUSINESS:

BUDGET ITEMS:

Order 234-14/15 **Order Authorizing Fiscal Year 2016 Administrative Fees in Various Departments - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Suslovic and seconded by Councilor Marshall to amend Order 234 by adding in event permits. Passage 9-0.

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

Motion was made by Councilor Suslovic and seconded by Councilor Costa to pass as an emergency effective July 5, 2015. Passage 9-0.

Order 235-14/15 **Order Authorizing Increase in Trash Bag Fee - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue to amend Order 235 by adding a 90 day grace period to use and to exchange bags with no penalties replaces existing 30 day grace period to use blue bags, exchanging blue bags to purple bags and paying the difference. This amendment carries a budget cost ot the City of $94,000($517,000/11 months of higher bag fees =$47,000 per month *2 extra months of grace period added. Passage 9-0.

Motion was made by Councilor Mavodones and seconded by Councilor Costa for passage. 5-4 (Brenerman, Hinck, Donoghue, Marshall)

Order 236-14/15 **Order Authorizing City Manager or Acting City Manager to Enter into Certain Agreements to Implement the Fiscal Year 2016 Human Resources and Certain Fringe Benefits Budgets - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair.**

This item was given first reading on May 18, 2015 and postponed on June 1, 2015.

Motion was made by Councilor Mavodones and seconded by Councilor Hinck to pass as an emergency, effective date July 5, 2015. Passage, 9-0.

Order 237-14/15 **Order Re: Self-Insured Liability Program - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Costa for passage to pass as an emergency, effective date July 5, 2015. Passage 9-0.

Order 238-14/15 **Order Authorizing City Manager or Acting City Manager to Enter into Certain Agreements to Implement Fiscal Year 2016 Health and Human Services Budget - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Costa to pass as an emergency, effective date July 5, 2015015. Passage 9-0.

Order 239-14/15 **Order Authorizing City Manager or Acting City Manager to Accept Scholarship Trust Donations and Enter into Trust Agreements - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Hinck to pass as an emergency, effective date July 5, 2015.

Order 240-14/15 **Order Authorizing Corporation Counsel to Undertake Civil Actions to Collect Delinquent Personal Property Taxes - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Hinck to pass as an emergency, effective date July 5, 2015 Passage 9-0.

Order 241-14/15 **Order Authorizing Non-Union Wage Adjustment - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Costa to pass as an emergency, effective date July 5, 2015. Passage 9-0.

Order 242-14/15 **Order Designating Fiscal Year 2016 Funds for Specific Island Services - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Hinck to pass as an emergency, effective date July 5, 2015 Passage 9-0.

Order 243-14/15 **Order for Fiscal Year 2016 Appropriating $200,000 from Excess Fund for Casco Bay Transit District - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Councilor Mavodones disclosed that he works for Casco Bay but this order does not impact him in any way.

Motion was made by Councilor Duson and seconded by Councilor Suslovic to pass as an emergency, effective date July 5, 2015. Passage 9-0.

RELATED ORDINANCE AMENDMENTS:

Order 244-14/15 **Amendment to Portland City Code Chapter 5 (Animals & Fowl) Article VI. Keeping of Domesticated Chickens, Section 401(b) Re: Chicken Permit Annual Fee - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Brenerman to pass as an emergency, effective date July 5, 2015. Passage9-0.

Order 245-14/15 **Amendment to Portland City Code Chapter 10. Fire Prevention and Protection Article II - Fire Code, Section 10-18 Re: Fire Permit Fees - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Brenerman to pass as an emergency, effective date July 5, 2015. Passage 9-0.

Order 246-14/15 **Amendment to Portland City Code Chapter 15 (Licenses and Permits*) Article I Section 15-12 Re: Fees and Reorganization - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Hinck to pass as an emergency, effective date July 5, 2015. Passage 9-0.

Order 247-14/15 **Amendment to Portland City Code Chapter 25, Article II. Division 2 Permits Re: Street and Sidewalk Occupancy Permit - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Costa to pass as an emergency, effective date July 5, 2015. Passage 9-0.

Order 248-14/15 **Amendment to Portland City Code Chapter 28 (Traffic and Motor Vehicles) Article VII. Re: Valet Parking Fees; exceptions - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Brenerman to pass as an emergency, effective date July 5, 2015. Passage 9-0.

Order 249-14/15 **Amendment to Portland City Code Chapter 25, Article VII. Excavations, Section 25-119 Re: Excavators License Fee - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Costa to pass as an emergency, effective date July 5, 2015.
Passage 9-0.

Order 250-14/15 **Amendment to Portland City Code Chapter 24 Sewers Article IV. Sewer User Charges Re: Sewer User Charges- Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Mavodones and seconded by Councilor Brenerman to pass as an emergency, effective date July 5, 2015.
Passage 9-0.

APPROPRIATION RESOLVE:

Order 251-14/15 **Fiscal Year 2015-2016 Appropriation Resolve - Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on May 18, 2015, postponed on June 1, 2015.**

Motion was made by Councilor Suslovic and seconded by Councilor Costa to amend Order 251 by adding revenue from a changed reimbursement formula of 70 % of General Assistance paid by the City in the Maine State Biennial Budget for Fiscal Years 2016-2017. Decrease in City cost of General Assistance (increased contribution form State) of $334,112. Passage 9-0.

Motion was made by Councilor Suslovic and seconded by Councilor Costa to amend Order 251 by adding revenue based on new $2M State Shelter Program in the Maine State Biennial Budget for Fiscal Years 2016-2017. Decrease in City cost of Shelter operations (increased contribution from State) of $300,000. Passage 9-0.

Motion was made by Councilor Suslovic and seconded by Councilor Costa to amend Order 251 by adding the Overflow Shelter. Increase in City cost of Shelters operations of $265,217. Passage 9-0.

Motion was made by Councilor Suslovic and seconded by Councilor Costa to amend Order 251 by adding a full time Park Ranger. No impact to tax rate as this will be funded via a reduction in 2 temporary park ranges and a $20,000 decrease in the Parks Commission Budget Allocation.
Passage 9-0.

Motion was made by Councilor Suslovic and seconded by Councilor Mavodones to amend Order 251 by eliminating$500,000 from the Fund Balance.
Motion failed 4-5 (Brenerman, Donoghue, Marshall, Costa, Brennan).

Motion was made by Councilor Donoghue and seconded by Councilor Marshall to amend Order 251 by adding a ½ time Bicycle Pedestrian Coordinator in the amount of $25,089.00. Passage 5-4 (Duson, Mavodones, ,Brenerman, Hinck).

Motion was made by Councilor Marshall and seconded by Councilor Donoghue to amend Order 251 by lessening the charges to existing capital projects by $18,800. Passage 5-4 (Duson, Mavodones, Hinck, Suslovic).

Motion was made by Councilor Duson and seconded by Councilor Mavodones to Amend Order 251 by approving the establishment of the Portland Emergency Transition fund and Program and 3 month appropriation (an off-ramp of services through October 1, 2015.)

Motion was made by Councilor Mavodones and seconded by Councilor Duson to override the Chairs position allowing a second motion. Motion failed 4-5 (Brenerman,Donoghue,Marshall,Costa, Brennan.)

Motion was made by Councilor Brenerman and seconded by Councilor Costa to amend Councilors Duson's amendment by making it in effect for 12 months with locally funded assistance to asylum seekers of$2,634,000.00 less transition funds budgeted in contingency $300,000.00 and to reduce school levy tax by $1, 700, 000.00 in increase State GPA education funding. Net decrease in School tax levy of $1,700,000. Net increase to Municipal tax levy of $2,334,000.
Passage 5-4 (Duson, Mavodones, Hinck, Suslovic).

Motion was made by Councilor Mavodones and seconded by Councilor Suslovic for passage as an emergency, effective July 1, 2015.
Motion failed , 5-4 (Duson, Mavodones, Hinck, Suslovic).

Motion was made by Councilor Suslovic and seconded by Councilor Costa to take up an item not on the agenda Order 299, Continuing Resolution in Lieu of Fiscal Year 2016 Appropriation Resolve. Passage 9-0.

Motion was made by Councilor Marshall and second by Councilor Costa to approve Order 299 as an emergency effective July 1, 2015. Passage 9-0.

Order 269-14/15 **Order Adopting Development Program for the Portland's Downtown District for Fiscal Year 2015-2016 – Sponsored by Michael J. Sauschuck, Acting City Manager. This item was given first reading on June 1, 2015, postponed on June 15, 2015.**

Motion was made by Councilor Donoghue and seconded by Councilor Marshall for passage as an emergency effective July 1, 2015. Passage 9-0.

Order 270-14/15 **Order Assessing Maintenance and Implementation Assessments in the Portland's Downtown District for Fiscal Year 2015-2016 – Sponsored by Michael J. Sauschuck, Acting City Manager. This item was given first reading on June 1, 2015, postponed on June 15, 2015.**

Motion was made by Councilor Marshall and seconded by Councilor Donoghue for passage as an emergency effective July 1, 2015. Passage 9-0.

Order 271-14/15 **Order Approving and Authorizing the Acting City Manager to Enter into Master Agreement and Supplemental Services Agreement with Portland's Downtown District – Sponsored by Michael J. Sauschuck, Acting City Manager. This item was given first reading on June 1, 2015, postponed on June 15, 2015.**

Motion was made by Councilor Marshall and seconded by Councilor Donoghue for passage as an emergency. Passage 9-0.

Motion was made by Councilor Suslovic and seconded by Councilor Marshall to adjourn. Passage 9-0, 1:35 A.M.

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Katherine L. Jones, City Clerk