

ROLL CALL: Mayor Strimling called the meeting to order at 5:00 P.M. (Hinck and Thibodeau arrived after the roll call.)

ANNOUNCEMENTS:

RECOGNITIONS:

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Ray and seconded by Councilor Brenerman to approve the minutes of April 4, 2016 Regular City Council meeting. Passage 9-0.

PROCLAMATIONS:

Proc 25-15/16 Proclamation Honoring Derek S. Pierce – Sponsored by Mayor Ethan K. Strimling.

Proc 26-15/16 Proclamation Proclaiming National Telecommunicators Week April 10-16, 2016 - Sponsored by Mayor Ethan K. Strimling.

APPOINTMENTS:

MAYOR'S BUDGET COMMENTS:

Mayor Ethan K. Strimling will present his comments on the FY17 municipal budget as required in the City Charter.

CONSENT ITEMS:

Motion was made by Councilor Mavodones and seconded by Councilor Duson to separate all orders. Passage 9-0.

Order 208-15/16 Order Declaring May 1, 2016 through October 31, 2016 as the In the Square Festival – Sponsored by Jon P. Jennings, City Manager.

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

Order 209-15/16 Order Declaring the Portland Rugby Football Club - Pig Roast Fundraiser 2016 as a Festival – Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Costa and seconded by Councilor Ray for passage. Passage 9-0.

IN COUNCIL SPECIAL MEETING APRIL 25, 2016 VOL. 132 PAGE 97

Order 210-15/16 Order Declaring May 13 and 14, 2016 as the Rappel for Rippleffect Festival – Sponsored by Jon P. Jennings, City Manager.

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

Order 211-15/16 Order Declaring June 12, 2016 as the Old Port Festival – Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Thibodeau and seconded by Councilor Costa for passage. Passage 9-0.

Order 212-15/16 Order Declaring July 8, 2016 Old Port Lobster Bake and the July 9, 2016 Shipyard Old Port Half Marathon and 5K Road Race as Festivals – Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Costa and seconded by Councilor Ray for passage. Passage 9-0.

Order 213-15/16 Order Declaring Saturday, August 6, 2016 as Picnic Music & Arts Festival, a Festival of Music, Crafts and Local Food – Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Costa and seconded by Councilor Ray for passage. Passage 9-0.

Order 214-15/16 Order Declaring August 14, 2016 as the B. Good Party Festival - Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Duson and seconded by Councilor Duson to postpone indefinitely. Motion failed 4-5 (Costa, Ray, Thibodeau, Suslovic, Strimling).

Motion was made by Councilor Suslovic and seconded by Councilor Duson for passage. Motion failed 2-6 (Thibodeau, Strimling)(Costa out).

LICENSES:

IN COUNCIL SPECIAL MEETING APRIL 25, 2016 VOL. 132 PAGE 98

Order 215-15/16 Order Granting Municipal Officers' Approval of Maria's Restaurant. Application to add Entertainment without Dance at 337 Cumberland Ave. – Sponsored by Katherine L. Jones, City Clerk.

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

Order 216-15/16 Order Granting Municipal Officers' Approval of Sea Salt Market LLC d/b/a Piccolo. Application for a Class I FSE License at 111 Middle Street – Sponsored by Katherine L. Jones, City Clerk.

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

Order 217-15/16 Order Granting Municipal Officers' Approval of P.E.D. Enterprises Inc. d/b/a Dry Dock Restaurant & Tavern. Application for a Class XI Restaurant/Lounge License with Outdoor Dining on Private Property at 84 Commercial Street – Sponsored by Katherine L. Jones, City Clerk.

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

Motion was made by Councilor Costa and seconded by Councilor Ray to reconsider the vote on the motion.

Motion was made by Councilor Hinck and seconded by councilor Ray to amend Order 217 by deleting P.E.D Enterprises and add Dry Dock LLC. Passage 9-0.

Order 218-15/16 Order Granting Municipal Officers' Approval Muse Paintbar LLC d/b/a Muse Paintbar. Application for a Class III & IV (Wine & Beer) License at 245 Commercial Street – Sponsored by Katherine L. Jones, City Clerk.

Motion was made by Councilor Ray and seconded by Councilor Brenerman for passage. Passage 9-0.

Order 219-15/16 Order Granting Municipal Officers' Approval of Local Food 1, LLC d/b/a B. Good Restaurant at 15 Exchange St. Application to Expand Existing Alcohol Service Area on August 14, 2016 for B Good Block Party Festival – Sponsored by Katherine L. Jones, City Clerk.

IN COUNCIL SPECIAL MEETING APRIL 25, 2016 VOL. 132 PAGE 99

Motion was made by Councilor Mavodones and seconded by Councilor Suslovic to postpone Order 219 indefinitely. Motion failed 4-5(Hinck, Costa, Ray, Thibodeau, Strimling).

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

Motion was made by Councilor Brenerman and seconded by Councilor Thibodeau to postpone Order 219 until the second Meeting in May. Passage 9-0.

COMMUNICATIONS:

RESOLUTIONS:

Resolve 8-15/16 Resolution to Restrict Travel to States with Discriminatory Laws – Sponsored by Mayor Ethan K. Strimling, Co-sponsored by Councilor Belinda S. Ray, Councilor Spencer Thibodeau, Councilor Edward J. Suslovic, Councilor Justin Costa, Councilor David Brenerman, Councilor Jill C. Duson, Councilor Jon Hinck, and Councilor Nicholas M. Mavodones, Jr.

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

UNFINISHED BUSINESS:

Order 201-15/16 Order Approving the Purchase of a Street Lamp Sculpture by Aaron Stephan for Installation at Woodfords Corner and Adding This Work to the City's Public Art Collection – Sponsored by Lin Lisberger, Chair of the Portland Public Art Committee.

Motion was made by Councilor Costa and seconded by Councilor Duson to postpone Order 201 to the June 6th, 2016 meeting. Passage 9-0.

Order 203-15/16 Order Approving Two-Party Agreement Between the City of Portland and the Maine Department of Transportation Re: Danforth Street - Sponsored by Jon P. Jennings, City Manager. This item was given first reading on April 4, 2016.

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

ORDERS:

Order 220-15/16 Order Approving the Lease to Tiqa Café LLC for the Deering Oaks Castle Building and Adjacent Property at Deering Oaks Park – Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Brenerman and seconded by Councilor Costa to pass Order 220 as an emergency. Passage 9-0.

Order 221-15/16 Order Granting Municipal Officers' Approval of Tiqa Café LLC d/b/a Tiqa Café. Application for a Class III & IV (Wine & Beer) License with Entertainment without Dance and Outdoor Dining on Public Property at Deering Oaks Castle at 356 State Street – Sponsored by Katherine L. Jones, City Clerk.

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

Order 222-15/16 Order Accepting a Public Pedestrian Easement for Public Sidewalk from 22-28 Tate Street, LLC – Sponsored by the Planning Board, Beth Boepple, Chair.

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

Order 223-15/16 Order Accepting a Leadership in Community Resilience Grant from National League of Cities – Sponsored by Councilor Jon Hinck.

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

Order 224-15/16 Order Approving the Right-of-entry Agreement between the Department of the Army and the City for Work to Improve Safety at Fort Gorges – Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Ray and seconded by Councilor Thibodeau for passage. Passage 9-0.

Order 225-15/16 Order Approving Change in Sidewalk Material Policy from Brick to Concrete for Kennebec Street from Forest Avenue to Hanover Street – Sponsored by Jon P. Jennings, City Manager.

IN COUNCIL SPECIAL MEETING APRIL 25, 2016 VOL. 132 PAGE 101

Motion was made by Councilor Suslovic and seconded by Councilor Ray for passage. Passage 8-1,(Thibodeau).

Order 226-15/16 Order Granting Licenses Re: Midtown Development – Sponsored by Jon P. Jennings, City Manager.

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

Order 227-15/16 Order Referring the Issue of Increasing the Legal Age for the Purchase of Tobacco Products to the Health and Human Services Committee – Sponsored by Mayor Ethan K. Strimling and Councilor Edward J. Suslovic.

Motion was made by Councilor Suslovic and seconded by Councilor Duson to refer Order 227 back to the Health and Human Services Committee. Passage 9-0.

BREAK FOR DINNER:

7:00 P.M. PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS:

FY 17 BUDGET ITEMS: PUBLIC HEARING

PUBLIC COMMENT WILL BE TAKEN AT THIS COUNCIL MEETING ON ALL SCHOOL BUDGET ORDERS. COUNCIL ACTION ON THE SCHOOL BUDGET WILL TAKE PLACE ON MAY 2, 2016, AT 5:00 P.M. THE PUBLIC REFERENDUM ON THE SCHOOL BUDGET WILL BE HELD ON TUESDAY, MAY 10, 2016.

Order 228-15/16 Order Approving State/Local EPS Funding Allocation for Public Education from Kindergarten to Grade 12 for Portland Schools for FY2017 – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

This is its first reading.

Order 229-15/16 Order Approving Non-State Funded School Construction Debt Service for Portland Schools for FY2017 – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

This is its first reading.

Order 230-15/16 Order Raising and Appropriating Additional Local Funds for Portland

IN COUNCIL SPECIAL MEETING APRIL 25, 2016 VOL. 132 PAGE 102

Schools for FY2017– Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

This is its first reading.

Order 231-15/16 Order Approving Total School Operating Budget for Portland Schools for FY2017– Sponsored by the Finance Committee, Nicholas M. Mavodones, Jr., Chair.

This is its first reading.

Order 232-15/16 Order Appropriating and Raising Funds for Adult Education for FY 2017 as Required by the Maine Revised Statutes, Title 20-A M.R.S.A. §8603-A(1) – Sponsored by the Finance Committee, Nicholas M. Mavodones, Jr., Chair.

This is its first reading.

Order 233-15/16 Order to Raise Local Funds for Food Service in the Portland Public Schools for FY 2017 – Sponsored by the Finance Committee, Nicholas M. Mavodones, Jr., Chair.

This is its first reading.

Motion was made by councilor Mavodones and seconded by Councilor Ray to take up an un-agenda item. Passage 8-0 (Duson out).

Order 233-A 15/16 Order Authorizing the Disposition of any additional State subsidy received for Portland Schools in FY 017.

This is its first reading.

UNFINISHED BUSINESS: (continued)

Order 204-15/16 Order Authorizing General Obligation Bonds to Finance a Portion of the City’s 2017 Capital Improvement Program in an Amount not to Exceed \$26,369,854 and Reallocating \$778,191 from Prior CIP Bonds- Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on April 4, 2016.

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

Order 205-15/16 Order Appropriating bond Proceeds and TIPF Funds in an Amount not to Exceed \$27,548,045 for the City's FY 17 Capital Improvement Program and Other CIP Projects- Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr. Chair.

Motion was made by Councilor Costa and seconded by Councilor Ray for passage of Order 205. Passage 9-0.

IN COUNCIL SPECIAL MEETING APRIL 25, 2016 VOL. 132 PAGE 103

Order 206-15/16 Order Establishing \$2,084,960 of School Capital Improvement Reserve – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on April 4, 2016.

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

Orders: (continued)

Order 234-15/16 Order Appropriating \$500,000 of Surplus School CIP Funds – - Sponsored by Councilor Nicholas M. Mavodones, Jr. Chair.

Motion was made by Councilor Mavodones and seconded by Councilor Suslovic to waive second reading. Passage 9-0.

Motion was made by Councilor Thibodeau and seconded by Councilor Ray for passage. Passage 9-0. .

Order 235-15/16 Order Accepting and Appropriating \$400,000 for the Renovation of the Peaks Island Community Center and Branch Library and Renaming It the Kennedy & Carter Family Community Center and Branch Library – Sponsored by Jon P. Jennings, City Manager.

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

Motion was made by Councilor Suslovic and seconded by Councilor Thibodeau to adjourn. Passage 9-0, 7:50 P.M.

A TRUE COPY.

Katherine L. Jones, City Clerk