

IN COUNCIL SPECIAL MEETING APRIL 24, 2017 VOL. 133 PAGE 85

ROLL CALL: Mayor Strimling called the meeting to order at 5:02 P.M. (Councilor Duson arrived during Resolve 6)

ANNOUNCEMENTS:

RECOGNITIONS:

“Arts in the Chamber”, Maine Youth Rock Orchestra (MYRO)

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Costa and seconded by Councilor Ray to approve the minutes of the April 5, 2017 Special City Council Meeting. Passage 8-0 .

PROCLAMATIONS:

Proc 27-16/17 **Proclamation Honoring Thomas Doyle, Health and Human Services Department, Social Services Division, as Employee of the Month for February, 2017 – Sponsored by Mayor Ethan K. Strimling.**

APPOINTMENTS:

Order 199-16/17 **Order Appointing Kyle O’Neil as a Constable for 2017
Re: Department of Parks, Recreation & Facilities – Sponsored by Jon P. Jennings, City Manager.**

Motion was made by Councilor Thibodeau and seconded by Councilor Batson for passage. Passage 8-0.

CONSENT ITEMS:

Order 200-16/17 **Order Approving Transfer of Funds Under 15 M.R.S. §§5824(3) and 5826(6) Re: Luis Garcia – Sponsored by Jon P. Jennings, City Manager.**

Order 201-16/17 **Order Approving Transfer of Funds Under 15 M.R.S. §§5824(3) and 5826(6) Re: Mose Losuk – Sponsored by Jon P. Jennings, City Manager.**

Order 202-16/17 **Order Approving Transfer of Funds Under 15 M.R.S. §§5824(3) and 5826(6) Re: Craig Carrigan – Sponsored by Jon P. Jennings, City Manager.**

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- Order 203-16/17 Order Approving Transfer of Funds Under 15 M.R.S. §§5824(3) and 5826(6) Re: Erica Burwell – Sponsored by Jon P. Jennings, City Manager.**
- Order 204-16/17 Order Approving Transfer of Funds Under 15 M.R.S. §§5824(3) and 5826(6) Re: Innocent Ochan – Sponsored by Jon P. Jennings, City Manager.**
- Order 205-16/17 Order Declaring June 9 to June 17, 2017 Portland Pride! Week and Portland Pride! Celebration and Festival – Sponsored by Jon P. Jennings, City Manager.**
- Order 206-16/17 Order Declaring June 9 to 11, 2017 The Old Port Festival Summer Kick Off Weekend – Sponsored by Jon P. Jennings, City Manager.**
- Order 207-16/17 Order Declaring July 29, 2017, The 15th Annual Greater Portland Festival of Nations – Sponsored by Jon P. Jennings, City Manager.**
- Order 208-16/17 Order Declaring September 28 and 29, 2017 Portland Ovations' BANDALOOOP Festival – Sponsored by Jon P. Jennings, City Manager.**

Motion was made by Councilor Ray and seconded by Councilor Thibodeau for passage of the consent items. Passage 8-0.

LICENSES:

- Order 209-16/17 Order Granting Municipal Officer's Approval of Eighteen Twenty Wines. Application for a Winery License with Outdoor Dining on Private Property at 219 Anderson Street – Sponsored by Michael Russell, Director of Permitting and Inspections.**

Motion was made by Councilor Ray and seconded by Councilor Costa for passage. Passage 8-0.

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BUDGET ITEMS:

Order 210-16/17 Order Receiving and Referring the Portland Board of Public Education's Fiscal Year 2018 Budget Estimate and Setting a Public Hearing Thereon – Sponsored by Jon P. Jennings, City Manager.

The City Council public hearing on the school budget will be held Monday, May 1 at 6:00 p.m. Council action on the school budget will take place Monday, May 15, 2017. The public referendum on the school budget will be held on Tuesday, June 13, 2017.

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

COMMUNICATIONS:

RESOLUTIONS:

Resolve 6-16/17 Resolution Recognizing May 20, 2017 to May 26, 2017 as National Safe Boating Week – Sponsored by Councilor Spencer Thibodeau.

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

UNFINISHED BUSINESS:

Order 192-16/17 Order Approving Collective Bargaining Agreement with Communications Employee Association – Sponsored by Jon P. Jennings, City Manager. This item was given first reading on April 5, 2017.

Motion was made by Councilor Ray and seconded by Councilor Costa for passage. Passage 8-0. (Thibodeau out)

ORDERS:

Order 211-16/17 Order Approving Amended and Restated Lease with Bay Ferries Limited Re: Ocean Gateway Facility – Sponsored by the Economic Development Committee, Councilor David Brenerman, Chair.

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

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Order 212-16/17 Order Approving Purchase and Sale Agreement with AIM Riverside, LLC for Sale of City Property at 636 Riverside Street – Sponsored by the Economic Development Committee, Councilor David Brenerman, Chair.

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

Order 213-16/17 Order Approving and Authorizing the Land Exchange Agreement Between CPB2 Management LLC, Maine Department of Transportation and the City of Portland Re: 58 Fore Street - Sponsored by the Economic Development Committee, Councilor David Brenerman, Chair.

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

Order 214-16/17 Order Placing Ballot Question on the June 13, 2017 School Budget Referendum – Sponsored by Katherine L. Jones, City Clerk.

Motion was made by Councilor Duson and seconded by Councilor Mavodones to postpone vote until later in the meeting of April 24. Passage 9-0.

Motion was made by Councilor Duson and seconded by Councilor Thibodeau to amended wording of ballot question and add “and/or” to the first bullet. Passage 9-0.

Motion was made by Councilor Batson and seconded by Councilor Thibodeau to pass as amended. Passage 9-0.

Order 215-16/17 Order Adopting the City of Portland Comprehensive Plan – Sponsored by the Planning Board, Elizabeth Boepple, Chair.

This is its first reading. The second reading of this item will be on June 5, 2017.

Order 216-16/17 Order Appropriating \$125,000 in Urban Development Action Grant Revenue Re: Surface Parking Lot Bounded by Fore, Cotton, Middle, and Cross Streets – Sponsored by the Jon P. Jennings, City Manager.

This is its first reading.

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Order 217-16/17 Order Approving Substantial Amendment to the 2016-2020 Housing and Urban Development Consolidated Plan and Fiscal Year 2018 Housing and Urban Development Annual Action Plan Re: Use of Proceeds from Sale of City-Owned Surface Parking Lot Bounded by Fore, Cotton, Middle and Cross Streets – Sponsored by Jon P. Jennings, City Manager.

This is its first reading.

Order 218-16/17 Order Appropriating \$3,975,000 for Improvements to the Portland International Jetport Passenger Terminal – Sponsored by Jon P. Jennings, City Manager.

This is its first reading.

Order 219-16/17 Order Amending Order 153-16/17 (FY2018 CIP Projects) - Sponsored by Councilor Pious Ali and Mayor Ethan K. Strimling.

This is its first reading.

Order 220-16/17 Order Amending Order 154-16/17 (FY2018 CIP Projects) – Sponsored by Councilor Pious Ali and Mayor Ethan K. Strimling.

This is its first reading.

AMENDMENTS:

Order 221-16/17 Amendment to Portland City Code Chapter 14 Re: Institutional Overlay Zone - Sponsored by the Planning Board, Elizabeth Boepple, Chair.

This is its first reading.

Order 222-16/17 Amendment to Portland City Code Chapter 17. Re: Extension of Moratorium of Retail Marijuana Establishment and Social Clubs – Sponsored by Danielle West-Chuhta, Corporation Counsel.

This is its first reading

6:00 P.M. PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS:

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UNFINISHED BUSINESS: continued

Orders and votes taken out of sequence beginning with Order 193 then Order 196 then Order 155 and companion orders.

Order 155-16/17 Order Approving Longfellow, Lyseth, Presumpscot and Reiche Elementary School Renovation Projects with Total Project Costs not to Exceed \$64,260,000 and Authorizing General Obligation Bonds Therefore – Sponsored by the Finance Committee, Nicholas M. Mavodones, Jr., Chair.

A public hearing for this item was held on March 20th. On April 5, 2017 this item was postponed to the April 24th Council meeting.

Motion was made by Councilor Duson and seconded by Councilor Batson for passage. Passage 8-1. (Ray)

Order 156-16/17 Order Appropriating \$64,260,000 of Bond Proceeds – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

A public hearing for this item was held on March 20, 2017. On April 5, 2017 this item was postponed to the April 24th Council meeting.

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

Order 157-16/17 Order Submitting Elementary School Renovation Projects Bond Order to Referendum – Sponsored by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair. This item was given first reading on April 5, 2017

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

Order 193-16/17 Order Approving Lyseth Elementary School Renovation Project (Tab 32) and Other Miscellaneous Improvements at Reiche, Ocean Avenue, Peaks Island and Riverton Elementary Schools, Lyman Moore and King Middle Schools, and Deering High School with Total Project Costs not to Exceed \$24,000,000 and Authorizing General Obligation Bonds Therefore Subject to the Conditions in This Order – Sponsored by Councilor Belinda Ray. This item was given first reading on April 5, 2017

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Motion was made by Councilor Ray and seconded by Councilor Mavodones for passage. Motion Failed 2-7. (Duson, Brenerman, Ali, Costa, Thibodeau, Batson, Strimling)

Motion was made by Councilor Costa and seconded by Mayor Strimling to postpone indefinitely. Passage 9-0.

Order 194-16/17 Order Appropriating \$24,000,000 of Bond Proceeds – Sponsored by Councilor Belinda Ray. This item was given first reading on April 5, 2017.

Motion was made by Councilor Costa and seconded by Councilor Batson to postpone indefinitely. Passage 9-0.

Order 195-16/17 Order Submitting Elementary School Renovation Projects Bond Order to Referendum – Sponsored by Councilor Belinda Ray. This item was given first reading on April 5, 2017.

Motion was made by Councilor Costa and seconded by Councilor Batson to postpone indefinitely. Passage 9-0.

Order 196-16/17 Order Approving Lyseth and Presumpscot Elementary School Renovation Projects with Total Project Costs not to Exceed \$31,626,000 and Authorizing General Obligation Bonds Therefore Subject to the Conditions Contained in this Order – Sponsored by Councilors Nicholas M. Mavodones, Jr. and Jill C. Duson. This item was given first reading April 5, 2017.

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

Order 197-16/17 Order Appropriating \$31,616,000 of Bond Proceeds – Sponsored by Councilors Nicholas M. Mavodones, Jr. and Jill C. Duson. This item was given first reading on April 5, 2017.

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

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**Order 198-16/17 Order Submitting Elementary School Renovation Projects Bond
Order to Referendum – Sponsored by Nicholas M. Mavodones, Jr.
And Jill C. Duson. This item was given first reading on April 5, 2017.**

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

Motion was made by Councilor Batson and seconded by Councilor Thibodeau
to adjourn. Passage 9-0, 9:30 P.M.

A TRUE COPY.

Carolyn M. Dorr, Deputy City Clerk