

IN COUNCIL REGULAR MEETING JUNE 19, 2017 VOL. 133 PAGE 115

ROLL CALL: Mayor Strimling called the meeting to order at 5:30 P.M.(Councilor Costa arrived during announcements).

ANNOUNCEMENTS:

RECOGNITIONS:

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Duson and seconded by Councilor Ray to approve the minutes of June 5, 2017 Regular City Council Meeting. Passage 9-0.

PROCLAMATIONS:

Proc 33-16/17 Proclamation Honoring Police Officer Christopher Gervais as Officer of the Month for June, 2017 – Sponsored by Mayor Ethan K. Strimling.

Proc 34-16/17 Proclamation Recognizing June as Pride Month in Portland, Maine - Sponsored by Councilors Pious Ali, David Brenerman, Justin Costa, Jill Duson, Nicholas M. Mavodones, Jr., Belinda Ray, Spencer Thibodeau, Brian Batson and Mayor Ethan K. Strimling,

Proc 35-16/17 Proclamation Recognizing the Celebration of Eid-ul-Fitr by the Muslim Community in Portland, Maine – Sponsored by Councilors Pious Ali, David Brenerman, Justin Costa, Jill Duson, Nicholas M. Mavodones, Jr., Belinda Ray, Spencer Thibodeau, Brian Batson and Mayor Ethan K. Strimling.

APPOINTMENTS:

Order 274-16/17 Order Appointing Members to Various Boards and Commissions - Sponsored by the Nominating Committee, Councilor Justin Costa, Chair.

Name	Board and Committee	Expiration
*Melanie Cahill	CDBG Committee	September 30, 2020
*John Ochira	CDBG Committee	September 30, 2020
Alan Freedman	Civil Service Commission	June 30, 2018
Tom Valleau	Portland Housing Authority	June 30, 2022
*Roger Berle	Portland Land Bank	June 30, 2020
*Steven Morgenstein	Portland Land Bank	June 30, 2020
William Mann	Portland Land Bank	June 30, 2020

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*Ovid Santoro	Portland Development Corp.	September 30, 2018
Michael Mertaugh	Portland Parks Commission	June 30, 2020
Dory Waxman	Portland Parks Commission	June 30, 2020
*Zack Anchors	Portland Parks Commission	June 30, 2020
	Representing Friend of Eastern Promenade	
*Chelsea Malacara	Portland Parks Commission	June 30, 2019
*Colette Bouchard	Portland Parks Commission	June 30, 2019
*Jamie Parker	Portland Parks Commission	June 30, 2018
	Representing Portland Trails	
*Amy Segal	Portland Parks Commission	June 30, 2019
Lin Lisberger	Portland Public Arts	June 30, 2020
*Diana Greenwold	Portland Public Arts	June 30, 2020

*New Member

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

CONSENT ITEMS:

LICENSES:

Order 275-16/17 Order Granting Municipal Officers' Approval of New England Provisions, Co dba Old Port Lobster Shack. Application for a Class III & IV FSE with Outdoor Dining on Private Property at 425 Fore Street Suite 500 – Sponsored by Michael Russell, Director of Permitting and Inspections.

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

Order 276-16/17 Order Granting Municipal Officers' Approval of Local Sprouts Cooperative dba Local Sprouts Cooperative. Application to change officers for a Class I FSE with Unamplified Entertainment without Dance and Outdoor Dining on Public Property at 649 Congress Street - Sponsored by Michael Russell, Director of Permitting and Inspections.

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

Order 277-16/17 Order Granting Municipal Officers' Approval of The Snug, LLC dba The Snug. Application for Outdoor Dining on Public Property at 223 Congress Street – Sponsored by Michael Russell, Director of Permitting and Inspections.

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

Order 278-16/17 Order Granting Municipal Officers' Approval of Juiced, LLC dba Juiced. Application for a Class III & IV FSE with Entertainment Without Dance and Outdoor Dining on Private Property at 561 Forest Avenue – Sponsored by Michael Russell, Director of Permitting and Inspections.

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

Order 279-16/17 Order Granting Municipal Officers' Approval of Highlife LLC dba Howies Pub. Application for Outdoor Dining on Private Property at 501 Washington Avenue – Sponsored by Michael Russell, Director of Permitting and Inspections.

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

Order 280-16/17 Order Granting Municipal Officers' Approval of JSL Investments dba Old Port Sea Grill. Application for Outdoor Dining on Public Property at 93 Commercial Street – Sponsored by Michael Russell, Director of Permitting and Inspections.

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

Order 281-16/17 Order Granting Municipal Officers' Approval of Hot Suppa, Inc. dba Hot Suppa. Application for a Class I FSE with Outdoor Dining On Private Property at 703 Congress Street – Sponsored by Michael Russell, Director of Permitting and Inspections.

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

BUDGET ITEMS:

COMMUNICATIONS:

RESOLUTIONS:

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Motion was made by Councilor Duson and seconded by Councilor Ray to suspend the rules to take up an un-agenda item. Passage 9-0.

**Resolve 12-16/17 Resolution supporting the Human Rights Campaign Amicus Brief
RE: Veterans' Transgender Surgical Medical Benefits.**

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

**Resolve 10-16/17 Resolution Supporting the Mayors National Climate Action Agenda –
Sponsored by Councilors Pious Ali, Brian Batson, David Brenerman,
Justin Costa , Jill Duson, Nicholas M. Mavodones, Jr., Belinda Ray,
Spencer Thibodeau, and Mayor Ethan K. Strimling.**

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

**Resolve 11-16/17 Resolution Supporting a National Carbon Fee and Dividend Policy –
Sponsored by the Sustainability and Transportation Committee,
Councilor Spencer Thibodeau, Chair.**

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

UNFINISHED BUSINESS:

Mayor Strimling asked to take Orders 271 and 286 out of order so they can be taken up with Order 254 they are all regarding Peaks Island.

**Order 254–16/17 Order Re: Residential Parking Permit Extension – Sponsored by Jon
P. Jennings, City Manager.**

At the June 5, 2017 Council meeting this item was postponed to this meeting.

Motion was made by Councilor Ray and seconded by Councilor Mavodones for passage.

Motion was made by Mayor Strimling and seconded by Councilor Ray to amend Order 254 by “extending Peaks parking to both sides of Thames between Hancock and India.”

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Motion was made by Councilor Brenerman and seconded by Mayor Strimling to refer this amendment to the Sustainability and Transportation Committee. Passage 9-0.

Motion was made by Councilor Ray and seconded by Councilor Duson to amend Order 254 by adding “extending the Schedule XXVIII, Residential Parking Permit Area, District IR to the north side of Fore Street between Mountfort and Waterville Streets establishing this area as one-hour parking to allow the use of Island Residential Parking Permits along this section of Fore Street.” Passage 9-0.

Motion was made by Councilor Ray and seconded by Councilor Mavodones for passage as amended. Passage 9-0.

Order 271-16/17 Amendment to Portland City Code Re: Golf Cart Ordinance – Sponsored by the Health and Human Services Committee, Councilor Belinda Ray, Chair.

It was given its first reading on June 5, 2017

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

Order 286-16/17 Order Referring the Issue of the Enhancement of Islander Long-Term Mainland Parking to the Sustainability and Transportation Committee– Sponsored by Mayor Ethan K. Strimling.

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

Order 268-16/17 Order Adopting Development Program for Portland Downtown for Fiscal Year 2017-2018 – Sponsored by Jon P. Jennings, City Manager.

It was given its first reading on June 5, 2017.

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

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Order 269-16/17 Order Assessing Maintenance and Implementation Assessments for Portland Downtown for Fiscal Year 2017-2018 – Sponsored by Jon P. Jennings, City Manager.

It was given its first reading on June 5, 2017.

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

Order 270-16/17 Order Approving and Authorizing the City Manager to Enter into Master Agreement and Supplemental Services Agreement with Portland Downtown – Sponsored by Jon P. Jennings, City Manager.

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

Order 272-16-17 Amendment to the Zoning Map Re: Camelot Farm -Sponsored by the Portland Planning Board, Elizabeth Boepple, Chair.

It was given its first reading on June 5, 2017.

Motion was made by Councilor Brenerman and seconded by Councilor Costa to postpone Order 272 to the July 24 City Council meeting. Passage 9-0.

Order 273- 16-17 Amendment to the Zoning Map Re: 159 Canco Woods from IL to ROS - Sponsored by the Portland Planning Board, Elizabeth Boepple, Chair.

It was given its first reading on June 5, 2017.

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

ORDERS:

Order 282-16/17 Order Approving Purchase and Sale Agreement with The New Height Group, LLC for Sale of City Property on Franklin Street - Sponsored by the Economic Development Committee, Councilor David Brenerman, Chair.

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

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**Order 283-16/17 Order Approving an Amendment to the Power Purchase Agreement
Re: Ocean Avenue Landfill Solar Project Array – Sponsored by Jon
P. Jennings, City Manager.**

Motion was made by Councilor Costa and seconded by Councilor Dusen to postpone Order 283 to the July 24, 2017 City Council meeting. Passage 9-0.

**Order 284-16/17 Order Endorsing Projects for Federal and State Funds Through
Portland Area Comprehensive Transportation System - Sponsored
by Jon P. Jennings, City Manager.**

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

**Order 285-16/17 Order Accepting Payment for City Property and Waiving Damage
Claims Re: Maine Department of Transportation Reconstruction
Work on Forest Avenue – Sponsored by Danielle West-Chuhta,
Corporation Counsel.**

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

**Order 287-16/17 Order Referring the Issue of Citywide Small Emergency Shelters
to the Health and Human Services Committee – Sponsored by Mayor
Ethan K. Strimling.**

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

**Order 288-16/17 Order Referring the Portland Senior Tax Equity Program to the
Finance Committee – Sponsored by Mayor Ethan K. Strimling.**

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

**Order 289-16/17 Order Amending Traffic Schedule Re: Section of Concord Street
to Two-Way – Sponsored by Jon P. Jennings, City Manager.**

This is its first reading.

AMENDMENTS:

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Order 290-16/17 Amendment to Zoning Map Re: 510 Stevens Avenue – Sponsored by the Planning Board, Elizabeth Boepple, Chair.

This is its first reading.

Motion was made by Councilor Thibodeau and seconded by Councilor Batson to adjourn the regular City Council meeting and move into Executive Session Re: Bargaining Guidance for Police Superior Officers Contract Pursuant to 1 M.R.S. §405(6)(D). Passage 9-0, 8:00 P.M.

Motion was made by Councilor Costa and seconded by Councilor Duson to move out of Executive Session. Passage 9-0, 8:33 P.M.

A TRUE COPY.

Katherine L. Jones, City Clerk