

ROLL CALL: Mayor Strimling called the meeting to order at 5:30 P.M. (Councilor Duson arrived during Proclamation 7).

ANNOUNCEMENTS: Councilor Ray announced that the Health and Human Service Committee is looking at designing and planning a new shelter facility. The meeting will be on November 24, 2017 all are welcome.

RECOGNITIONS: “Arts in the Chamber”, Burundi Drummers Batimbo United

SPECIAL MEETING:

Motion was made by Councilor Mavodones and seconded by Councilor Thibodeau to recess the City Council meeting and convene the Annual Meeting of the Corporator of the Portland Fish Exchange. Passage 8-0.

Order 50-17/18 Order Amending the Portland Fish Exchange By-Laws – Sponsored by Councilor Nicholas M. Mavodones.

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

Motion was made by Councilor Mavodones and seconded by Councilor Ray to adjourn the Annual Meeting of the Corporator of the Portland Fish Exchange and reconvene the regular meeting of the City Council. Passage 8-0.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Ray and seconded by Councilor Thibodeau for approval of the September 6, 2017 Regular City Council Meeting Minutes. Passage 8-0.

PROCLAMATIONS:

Proc 7-17/18 Proclamation Recognizing Greater Portland Walk to End Alzheimer’s Disease – Sponsored by Mayor Ethan K. Strimling.

Proc 8-17/18 Proclamation Recognizing Pain Awareness & National Recovery Month - Sponsored by Mayor Ethan K. Strimling.

Proc 9-17/18 Proclamation Honoring Kristen Dow, Health and Human Services Department, Public Health Division, as Employee of the Month for August 2017 – Sponsored by Mayor Ethan K. Strimling.

APPOINTMENTS:

Order 51-17/18 Order Confirming the Appointment of James Kennerley as Municipal Organist – Sponsored by Mayor Ethan K. Strimling.

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

Order 52-17/18 Order Appointing Kyle McIlwaine, Killian Kondrup and Joshua Partridge as Constables for 2017 Re: Department of Public Safety - Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Ray and seconded by Councilor Costa.

Motion was made by Councilor Ray and seconded by Councilor Costa to amend Order 52 by adding another constable, Cody Forbes. Passage 9-0.

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

CONSENT ITEMS:

LICENSES:

Order 53-17/18 Order Granting Municipal Officers' Approval of Black Tie Inc. DBA The Black Tie Company at the PMA Café. Application for a Class I FSE with Entertainment without Dance at 7 Congress Street – Sponsored by Michael Russell, Permitting and Inspections Director.

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

Order 54-17/18 Order Granting Municipal Officers' Approval of The Lizotte Group DBA The Drink Exchange. Application for a Class A Lounge with Outdoor Dining on Public Property at 43 Wharf Street – Sponsored by Michael Russell, Permitting and Inspections Director.

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

BUDGET ITEMS:

COMMUNICATIONS:

RESOLUTIONS:

Resolve 2-17/18 Resolution Authorizing the City of Portland to Join a Lawsuit Against Opiate Drug Companies – Sponsored by Danielle West-Chuhta, Corporation Counsel.

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

Resolve 3-17/18 Resolution Recognizing Indigenous Peoples' Day on the Second Monday in October – Sponsored by Councilor Pious Ali, Councilor Jill C. Duson, Councilor Belinda Ray, Councilor Brian Batson, Councilor Spencer Thibodeau, and Mayor Ethan K. Strimling.

Motion was made by Councilor Ali and seconded by Councilor Ray.

Motion was made by Councilor Ali and seconded by Councilor Ray to remove Aucocisco and add Wabanaki. Passage 9-0.

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

UNFINISHED BUSINESS:

Order 15 – 17/18 Order Approving Agreement Between Portland, Portland Area Comprehensive Transportation System and Maine Department of Transportation Re: Brighton-Deering-Falmouth Intersection Roundabout – Sponsored by Jon P. Jennings, City Manager

Staff is recommending that this order be postponed to October 16.

Motion was made by Councilor Ray and seconded by Councilor Mavodones to Postpone Order 15 to the Oct 16, 2017 City Council meeting. Passage 9-0.

Order 29-17/18 Amendment to Portland City Code Chapter 6, Buildings and Building Regulations, Re: Disorderly Houses That Are Also Short Term Rentals – Sponsored by the Housing Committee, Councilor Jill C. Duson, Chair.

It was given a first reading on August 21. On September 6 the City Council postponed Order 29.

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

Order 30-17/18 Amendment to Portland City Code Chapter 5 Re: Wild and Exotic Animal Ordinance – Sponsored by the Health and Human Services Committee, Councilor Belinda Ray, Chair.

On August 21 the City Council postponed Order 30.

Motion was made by Councilor Batson and seconded by Councilor Ray.

Motion was made by Councilor Ray and seconded by Councilor Batson to amend Order 30 in section 5-506 definitions” that this does not include or apply to horses”. Passage 9-0.

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

Order 32-17/18 Amendment to Chapter 12 of the Portland City Code Re: Recycling Carts – Sponsored by Jon P. Jennings, City Manager.

It was given a first reading on August 21, 2017. On September 6th the City Council postponed Order 32.

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

Order 48-17/18 Order Approving Municipal Partnership Initiative Agreement between Portland and Maine Department of Transportation Re: Washington Avenue Paving between Allen and Ocean Avenues - Sponsored by Jon P. Jennings, City Manager.

It was given a first reading on September 6.

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

Order 49-17/18 Amendment to Portland City Code Re: India Street Amendments – Sponsored by the Planning Board, Elizabeth Boepple, Chair.

It was given a first reading on September 6.

Councilor Costa recused himself he works in the area and his company has a direct interest.

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

ORDERS:

Order 55-17/18 Order Referring Earned Paid Sick Time for Workers to the Health and Human Services Committee – Sponsored by Mayor Ethan K. Strimling.

Motion was made by Councilor Duson and seconded by Councilor Ray to refer Order 55 to the Health and Human Services Committee. Passage 9-0.

Order 56-17/18 Order Referring a Bike System Ordinance to the Sustainability and Transportation Committee – Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Ray and seconded by Councilor Costa to refer Order 56 to the Sustainability and Transportation Committee. Passage 9-0.

Order 57-17/18 Order Approving Collective Bargaining Agreement with the American Federation of State, County and Municipal Employees (AFSCME) Local 481-00 Labor and Trades – Sponsored by Jon P. Jennings, City Manager.

This is its first reading.

AMENDMENTS:

Order 58-17/18 Amendment to Portland City Code Chapter 17. Re: Second Extension of Moratorium on Retail Marijuana Establishment and Social Clubs – Sponsored by Danielle West-Chuhta, Corporation Counsel.

This is its first reading.

EXECUTIVE SESSION:

Motion was made by Councilor Ray and seconded by Councilor Batson to adjourn the Regular City Council meeting and move into Executive Session Re:Bargaining Guidance for AFSCME Local 481- 07 Supervisors Pursuant to 1 M.R.S. Section 405(6)(D). Passage 9-0, 8:50, P.M.

Motion was made by Councilor Mavodones and seconded by Councilor Duson to move out of executive session. Passage 9-0, 9:07, P.M.

A TRUE COPY.

Katherine L. Jones, City Clerk