

ETHAN K. STRIMLING (MAYOR)
BELINDA S. RAY (1)
SPENCER THIBODEAU (2)
BRIAN E. BATSON (3)
JUSTIN COSTA (4)

KIMBERLY COOK (5)
JILL C. DUSON (A/L)
PIOUS ALI (A/L)
NICHOLAS M. MAVODONES, JR. (A/L)

DECEMBER 17, 2018 CITY COUNCIL AGENDA MINUTES

PLEDGE OF ALLEGIANCE:

ROLL CALL:

Mayor Strimling called the meeting to order at 5:30 P.M. (Councilor Batson absent, Councilor Cook arrived during Arts in the Chamber.)

ANNOUNCEMENTS:

RECOGNITIONS:

PRESENTATIONS:

Arts in the Chamber, Beth Wilbur Van Mierlo, Executive Director of Side x Side, an Innovative Arts Education Initiative in the Public School System.

ANNUAL MEETING:

SPECIAL MEETING:

APPROVAL OF MINUTES OF PREVIOUS MEETING:

December 3, 2018 Draft Inaugural Minutes

Motion was made by Councilor Cook and seconded by Councilor Costa to amend the December 3, 2018 Inaugural minutes by adding "Order 107 and the vote and by adding Com 7 and the vote." Passage 8-0.

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

December 3, 2018 Draft Regular City Council Minutes

Motion was made by Councilor Ray and seconded by Councilor Thibodeau for passage as amended. Passage 8-0.

PROCLAMATIONS:

Proclamation 18-18/19 Honoring Melisa Huntley, Health and Human Services Department, Public Health Division, as Employee of the Month for October 2018 - Sponsored by Mayor Ethan K. Strimling.

Proclamation 19-18/19 Honoring Portland High School Sailing Team - Sponsored by Mayor Ethan K. Strimling.

APPOINTMENTS:

Order 108-18/19 Appointing Constables for 2019 - Sponsored by Jon P. Jennings, City Manager

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

Order 109-18/19 Authorizing Special Council and Outside Boards and Commissions for 2019 - Sponsored by Mayor Ethan K. Strimling.

Motion was made by Mayor Strimling and seconded by Councilor Ray to amend Order 109 by adding " Edward Suslovic to the Greater Portland Transit and adding Councilor Justin Costa to the Land Bank Commission." Passage 8-0.

Motion was made by Councilor Ray and seconded by Councilor Thibodeau for passage as amended. Passage 8-0.

CONSENT ITEMS:

Order 110-18/19 Approving Transfer of Funds Under 15 M.R.S. §§5824(3) and 5826(6) Re: Quinton L. Smith – Sponsored by Jon P. Jennings, City Manager.

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

LICENSES:

Order 112-18/19 Granting Municipal Officers' Approval of Eighteen Twenty LLC dba Eighteen Twenty Wines. Application for a Winery with Outdoor Dining on Private Property at 219 Anderson Street - Sponsored by Michael Russell, Director of Permitting and Inspections Department.

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

Order 113-18/19 Granting Municipal Officers' Approval of Deering 539, LLC dba Masa & Malt. Application for a Class I FSE at 646 Forest Avenue - 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.

Order 114-18/19 Granting Municipal Officers' Approval of RB Portland LLC dba Westin Portland Harborview. Application for a Class IA Inn 40+ Rooms with Entertainment with Dancing and After Hours Entertainment at 157 High Street - Sponsored by Michael Russell, Director of Permitting and Inspections.

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

Order 115-18/19 Granting Municipal Officers' Approval of Illmadic LLC dba Illamdic. Application for a Class A Lounge with Entertainment without Dance and Outdoor Dining on Private Property at 41 Fox Street - Sponsored by Michael Russell, Director of Permitting and Inspections.

Councilor Thibodeau recused himself, he has worked with the owner on an unrelated matter.

Motion was made by Councilor Ray and seconded by Councilor Costa for passage.
Passage 7-0 (Thibodeau recused).

BUDGET ITEMS:

COMMUNICATIONS:

Com 18-18/19 Economic Development Committee Calendar Year 2018 Accomplishments - Sponsored by the Economic Development Committee, Councilor Justin Costa, Chair.

A Communication requires no public comment or formal Council action.

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 96-18/19 Approving Purchase and Sale Agreement with Waterstone Properties Group, Inc. - Sponsored by the Economic Development Committee, Councilor Justin Costa, Chair.

Motion was made by Councilor Thibodeau and seconded by Councilor Ray to postpone Order 97 to the February 20, 2019 City Council meeting. Passage 8-0.

Order 97-18/19 Authorizing Lease-Purchase Agreement for Conversion to LED Street Lights - Sponsored by Jon P. Jennings, City Manager.

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

Order 107-18/19 Establishing the City Council Ad Hoc ReCode Committee - Co-sponsored by Councilor Kim Cook and Councilor Nicholas M. Mavodones, Jr.

Motion was made by Councilor Cook and seconded by Councilor Thibodeau for passage. Passage 6-2 (Duson, Ray).

Com 7-18/19 Re: Mayor's Appointments to Ad Hoc ReCode Committee - Sponsored by Mayor Ethan K. Strimling

A Communication requires no public comment or formal Council Action.

ORDERS:

Order 116-18/19 Approving an Appropriation of Up To \$36,000 from the Housing Trust Fund - Sponsored by the Housing Committee, Councilor Jill C. Duson, Chair.

This is a first reading.

Order 117-18/19 Approving the Amended and Restated Lease with Casco Bay Island Transit District - Sponsored by the Economic Development Committee, Councilor Justin Costa, Chair.

Councilor Mavodones recused himself, his employer is Casco Bay Island Transit District.

Motion was made by Councilor Costa and seconded by Councilor Thibodeau for passage. Passage 7-0 (Mavodones recused).

Order 118-18/19 Approving the Termination and Transfer of the Asa Clapp Trust - Sponsored by Jon P. Jennings, City Manager.

Councilor Thibodeau recused himself, his firm represents the Asa Clapp Trust Fund.

Motion was made by Councilor Mavodones and seconded by Councilor Costa for passage. Passage 7-0 (Thibodeau recused).

Order 111-18/19 Granting Municipal Officers' Approval of Austin Street Brewery LLC dba Austin Street Brewery LLC. Application for a Class A Lounge with Entertainment without Dancing and Outdoor Dining on Private Property at 109 Fox Street - Sponsored by Michael Russell, Director of Permitting and Inspections Department.

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

Motion was made by Councilor Ray and seconded by Councilor Duson to table Order 111 to later in the meeting. Passage 8-0.

Motion was made by Councilor Mavodones and seconded by Councilor Ray to take Order 111 off the table. Passage 7-0 (Thibodeau out).

Motion was made by Councilor Thibodeau and seconded by Councilor Mavodones to amend Order 111 by changing "Class A lounge License with Entertainment without Dancing and Outdoor dining on Private Property at 109 Fox Street to a Brewery, Distillery, Winery License. Passag 8-0.

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

AMENDMENTS:

Order 119-18/19 Approving 180-Day Moratorium on Non-Marine Use Expansion in the Waterfront Central Zone - Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Mavodones and seconded by Councilor Costa to waive the second reading. Passage 7-0 (Cook out).

Motion was made by Councilor Costa and seconded by Councilor Thibodeau for passage as an emergency. Passage 8-0.

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

Motion was made b Councilor Ray and seconded by Councilor Ali to adjourn. Passage 8-0, 8:35 P.M.

A TRUE COPY

Katherine L. Jones, City Clerk