

IN COUNCIL REGULAR EVENING MEETING MARCH 3, 2014 VOL. 129 PAGE 72

ROLL CALL: Mayor Brennan called the meeting to order at 7:00 P.M.(Councilors Donoghue, Duson, Hinck, Leeman arrived during Proclamations.)

ANNOUNCEMENTS:

RECOGNITIONS:

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Suslovic and seconded by Councilor Mavodones to approve the minutes of February 24, 2014. Passage 5-0.

PROCLAMATIONS:

Proc 20-13/14 Proclamation Recognizing Marty M. Pottenger – Sponsored by Mayor Michael F. Brennan.

Proc 21-13/14 Proclamation Recognizing Desiree Kelly, Planning and Urban Development Department, as Employee of the Month for February, 2014 – Sponsored by Mayor Michael F. Brennan.

Proc 22-13/14 Proclamation Recognizing Read Across America Day – March 3, 2014 – Sponsored by Mayor Michael F. Brennan

APPOINTMENTS:

Order 154-13/14 Order Appointing a Park Ranger as a Constable for 2014 – Sponsored by Mark H. Rees, City Manager.

This order appoints Park Ranger Nathan Robins as a constable effective from 12:01 a.m., March 31, 2014 until 12:00 midnight on October 31, 2014. Pursuant to state law this order prohibits Park Rangers from carrying a weapon or making arrests.

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

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CONSENT ITEMS:

Order 155-13/14 Order Declaring Portland Sea Dogs Mother’s Day 5K Race Day - Sponsored by Mark H. Rees, City Manager.

Order 156-13/14 Order Declaring Portland Sea Dogs Father’s Day 5K Race Day – Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Marshall and seconded by Councilor Suslovic for passage of the Consent Items. Passage 9-0.

LICENSES:

Order 157-13/14 Order Granting Municipal Officers’ Approval of 90 Congress Street, LLC d/b/a Lolita at 90 Congress St. Application for a Class I Restaurant with Liquor License with Outdoor Dining on Public Property – Sponsored by Katherine L. Jones, City Clerk.

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

Order 158-13/14 Order Granting Municipal Officers’ Approval of Cow Plaza Hotel LLC d/b/a Hyatt Place Portland/Old Port at 433 Fore St. Application for a Class I-A 40+ Rooms License – Sponsored by Katherine L. Jones, City Clerk.

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

BUDGET ITEMS:

COMMUNICATIONS:

Com 10-13/14 Communication Re: Work Plan Associated with the Portland Economic Development Plan – Sponsored by the Housing and Community Development Committee, Councilor Kevin J. Donoghue, Chair.

RESOLUTIONS:

UNFINISHED BUSINESS:

Order 153-13/14 Order Approving the Interlocal Agreement between Municipalities of Portland, Westbrook, Brunswick, County of Cumberland and State of Maine Department of Public Safety, and Approving the Memorandum of Understanding between the City and Cumberland County – Sponsored by Danielle West-Chuhta, Corporation Counsel. This item was given first reading on February 24, 2014.

Motion was made by Councilor Mavodones and seconded by Councilor Suslovic to amend order 153 by adding authorizing the City Manager to enter into these agreements. Passage 9-0.

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

ORDERS:

Order 159-13/14 Order Accepting Sculptures from the Kohler Foundation and Adding These Works to the City’s Public Art Collection – Sponsored by the Portland Public Art Committee – Lin Lisberger, Chair.

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

Order 160-13/14 Order Granting a Sewer Utility Easement to Brooklawn Memorial Park Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Donoghue and seconded by Councilor Duson for passage. Passage 8-1, (Brennan).

Order 161-13/14 Order Granting a Utility Easement to Brooklawn Memorial park – Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Leeman and seconded by Councilor Suslovic for passage. Passage 8-1(Brennan).

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Order 162-13/14 Order Granting an Access Easement to Brooklawn Memorial Park – Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Coyne and seconded by Councilor Suslovic for passage. Passage 8-1(Brennan).

Order 163-13/14 Order Granting an Easement to Time Warner Cable on Jetport Boulevard – Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Leeman and seconded by Councilor Mavodones for passage. Passage 8-1(Brennan).

Order 164-13/14 Order Granting a Gas Utility Easement to Unutil on Jetport Boulevard - Sponsored by Mark H. Rees, City Manager.

Motion was made by Councilor Leeman and seconded by Councilor Mavodones for passage. Passage 8-1(Brennan).

Order 165-13/14 Order Granting an Easement to Central Maine Power and Verizon on Jetport Boulevard - Sponsored by Mark Rees, City Manager.

Motion was made by Councilor Suslovic and seconded by Councilor Marshall for passage. Passage 8-1(Brennan).

Order 166-13/14 Citizen Initiative Amendment to Chapter 2 (Administration) of the Portland City Code to Add Article III-A: Portland Land Bank Commission; Fund – Sponsored by Katherine L. Jones, City Clerk. Public comment was taken on this item on February 24, 2014.

Motion was made by Councilor Suslovic and seconded by Councilor Donoghue to postpone Order 166 indefinitely. Passage 9-0.

Order 167-13/14 Order Setting Election Date on Citizen-Initiative Ordinance Entitled Amendment to Chapter 2 of the Portland City Code Re: Article III-A: Portland Land Bank Commission; Fund – Sponsored by Katherine L. Jones, City Clerk. Public comment was taken on this item on February 24, 2014.

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

Order 168-13/14 Order Setting Election Date on Amendment to Chapter 18 of the Portland City Code Re: Article 1: In General – Sponsored by Katherine L. Jones, City Clerk. Public comment was taken on this item on February 24, 2014.

Motion was made by Councilor Marshall and seconded by Councilor Donoghue to postpone Order 168 indefinitely. Passage 9-0.

Motion was made by Councilor Marshall and seconded by Councilor Donoghue to refer Chapter 18 to Transportation, Energy and Sustainability Committee. Motion failed 3-6 (Duson, Mavodones, Coyne, Hinck, Leeman, Suslovic).

Motion was made by Councilor Coyne and seconded by Councilor Duson to send Chapter 18 to a City Council workshop in March. Passage 7-2 (Donoghue, Marshall).

Order 169-13/14 Order Approving Lease with Purchase Option Agreement with 212 Canco Realty, LLC - Sponsored by the Housing & Community Development Committee, Councilor Kevin J. Donoghue, Chair, and the Finance Committee, Councilor Nicholas M. Mavodones, Jr. Chair.

This is its first reading.

Order 170-13/14 Order Appropriating \$230,000 to Lease 212 Canco Road Space Lease Payments for 212 Canco Road Property – Sponsored by the Housing and Community Development Committee, Councilor Kevin J. Donoghue, Chair, and the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

This is its first reading.

Motion was made by councilor Suslovic and seconded by Councilor Coyne to adjourn. Passage 9-0, 10:15 P.M.

A TRUE COPY.

Katherine L. Jones, City Clerk