

IN COUNCIL REGULAR MEETING APRIL 18, 2018 VOL.133 PAGE 202

ROLL CALL: Mayor Strimling called the meeting to order at 5:30 P.M. (All Councilors present).

ANNOUNCEMENTS: Councilor Ray announced that the Health and Human Services will meet on April 24, 2018 in Room 24 of City Hall to hear public comment on the proposed sick leave.

RECOGNITIONS:

Arts in the Chamber, Toast (Acoustic Folk/Rock Duo Emma Ivy and Justin Lindsay)

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

RESOLUTION:

Resolve 10-17/18 Resolution Honoring the Life and Legacy of Former First Lady Barbara Bush.

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

APPROVAL OF MINUTES OF PREVIOUS MEETING:

Motion was made by Councilor Ray and seconded by Councilor Ali for passage of the April 9, 2018 Draft Special City Council Meeting.
Passage 9-0.

PROCLAMATIONS:

APPOINTMENTS:

CONSENT ITEMS:

Order 190-17/18 Order Declaring June 8 to 10, 2018 The Old Port Festival Summer Kick-Off Weekend - Sponsored by Jon P. Jennings, City Manager.

Order 191-17/18 Order Declaring August 25, 2018 the Portland Fine Craft Show Festival - Sponsored by Jon P. Jennings, City Manager.

Order 192-17/18 Order Declaring June 9 and June 10, 2018 the Atlantic Cup Festival – Sponsored by Jon P. Jennings, City Manager.

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

LICENSES:

Order 193-17/18 Order Granting Municipal Officers’ Approval of Crown Jewel, LLC dba Crown Jewel. Application for a Class I FSE with Outdoor Dining on Private Property at 255 Diamond Avenue – Sponsored by Michael Russell, Director of Permitting and Inspections Department.

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

Order 194-17/18 Order Granting Municipal Officers’ Approval of Lio LLC dba Lio Restaurant. Application for a Class I FSE with Outdoor Dining on Private Property at 3 Spring Street – Sponsored by Michael Russell, Director of Permitting and Inspections Department.

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

Order 195-17/18 Order Granting Municipal Officers’ Approval of New England Distilling, LLC dba New England Distilling. Application for Outdoor Dining on Private Property at 1 Industrial Way, Unit 13 – Sponsored by Michael Russell, Director of Permitting and Inspections Department.

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

Order 196-17/18 Order Granting Municipal Officers’ Approval of Eaux, LLC dba Eaux. Application for a Class I FSE at 88 Exchange Street – Sponsored by Michael Russell, Director of Permitting and Inspections.

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

BUDGET ITEMS:

Order 197-17/18 Order Receiving and Referring to the Finance Committee the Portland Board of Public Education's Fiscal Year 2019 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 on Monday, May 7, 2018 at 5:30 p.m. at City Hall in City Council Chambers.

City Council action on the school budget will take place Monday, May 14, 2018 at 5:30 p.m. at City Hall in City Council Chambers.

The public referendum on the school budget will be held on Tuesday, June 12, 2018.

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

COMMUNICATIONS:

RESOLUTIONS:

Resolve 8-17/18 Resolution Adopting the Fiscal Year 2019 Annual Action Plan Including Appropriations for Community Development Block Grant Program, HOME Program, and Emergency Solutions Grant Program and Certifications Pertaining Thereto – Sponsored by Jon P. Jennings, City Manager.

Motion was made by Councilor Cook and seconded by Councilor Thibodeau to amend Resolve 8 by making reductions as reflected in Exhibit A. Passage 7-2 (Duson, Ray)

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

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

UNFINISHED BUSINESS:

Order 169-17/18 Order Amending Traffic Schedule Re: Unrestricted to Time-Restricted Parking on Kennebec Street – Sponsored by Jon P. Jennings, City Manager.

IN COUNCIL REGULAR MEETING APRIL 18, 2018 VOL.133 PAGE 205

It was given a first reading on March 19 and postponed to this meeting.

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

Order 174-17/18 Order Authorizing Sale and City Lease Back of 44 Hanover Street – Sponsored by the Economic Development Committee, Councilor Justin Costa, Chair.

It was given a first reading on March 19 and postponed to this meeting.

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

Order 184-17/18 Order Rescinding Order 144-17/18, Authorizing Waterfront Concert Festivals Presented by Waterfront Concerts, LLC on the Maine State Pier – Sponsored by Danielle West-Chuhta, Corporation Counsel.

It was given a first reading on April 9, 2018.

Motion was made by Councilor Cook and seconded by Councilor Duson to amend Order 184 by removing rescinding and adding amending and removing Waterfront Concerts, LLC and adding Live Nation Entertainment. Passage 8-1 (Strimling).

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

Order 185-17/18 Order Approving the Agreement between Portland and Maine Department of Transportation Re: Paving Valley Street between Park Avenue and St. John Street- Sponsored by Jon P. Jennings, City Manager.

It was given a first reading on April 9, 2018.

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

Order 186-17/18 Order Approving the Agreement between Portland and Maine Department of Transportation Re: Paving Park Avenue between St. John Street and Interstate 295 – Sponsored by Jon P. Jennings, City Manager.

It was given a first reading on April 9, 2018.

IN COUNCIL REGULAR MEETING APRIL 18, 2018 VOL.133 PAGE 206

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

Order 187-17/18 Order Authorizing General Obligation Bonds to Finance a Portion of the City's Fiscal Year 2019 Capital Improvement Program in an Amount not to Exceed \$31,648,595 – by the Finance Committee, Councilor Nicholas M. Mavodones, Jr., Chair.

It was given a first reading on April 9, 2018.

Motion was made by Councilor Costa and seconded by Councilor Ray to amend Order 187 by adding changes proposed by the City Manager and passed unanimously by the Finance Committee. Passage 9-0.

Motion was made by Mayor Strimling and seconded by Councilor Batson to amend Order 187 by adding \$250,000 to the Riverton Playground, adding \$150,000 for the Fire Station and removing the demolition of the mechanical room at Ocean Gateway \$500,000. Motion failed 1-8(Duson, Mavodones, Cook, Ali, Costa, Ray, Thibodeau, Batson)

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

Order 188-17/18 Order Appropriating Bond Proceeds and Unassigned Fund Balance in an Amount not to Exceed \$34,703,595 for the City's Fiscal Year 2019 Capital Improvement Program – Sponsored by Jon P. Jennings, City Manager.

It was given a first reading on April 9, 2018.

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

Order 189-17/18 Amendment to Portland City Code Re: Bike Share Ordinance – Sponsored by the Sustainability and Transportation Committee, Councilor Spencer Thibodeau, Chair.

It was given a first reading on April 9, 2018.

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

ORDERS:

Order 198-17/18 **Traffic Schedule Amendment Re: Section of Fore Street to Two-Hour Parking – Sponsored by Jon P. Jennings, City Manager.**
This is its first reading.

Order 199-17/18 **Order Approving the Collective Bargaining Agreement with the American Federation of State, County, and Municipal Employees (AFSCME) Local 481-07 Supervisors – Sponsored by Jon P. Jennings, City Manager.**

This is its first reading.

Motion was made by Councilor Ray and seconded by Councilor Costa to adjourn. Passage 9-0, 12:05 A.M.

A TRUE COPY.

Katherine L. Jones, City Clerk