

IN COUNCIL SPECIAL MEETING VOL. 77 PAGE 141
JUNE 20, 2016

Roll Call: Mayor Blake called the meeting to order at 6:00PM. All Councilors were present.

K. Executive Session

A motion may be made to go into executive session, pursuant to 1 M.R.S.A. §405(6)(a), for discussion of public employee's employment status.

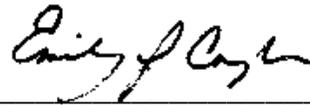
Councilor Morgan made a motion to go into Executive Session pursuant to 1 M.R.S.A. §405(6)(a), for discussion of public employee's employment status. Seconded by Cohen. The motion passed 7-0.

Councilor Morgan made a motion to come out of Executive Session at 6:55pm, seconded by Beecher. The motion passed 4-0 (Fox, Rose, Blake out of room).

Councilor Morgan made a motion to adjourn the special meeting at 6:56pm, seconded by Cohen. The motion passed 6-0 (Smith out of the room).

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Emily F. Carrington

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Roll Call: The Mayor called the meeting to order at 7:00 PM. All Councilors were present.

A. Acceptance of Minutes

Beecher moved for the acceptance of the minutes, seconded by Morgan. The motion passed 6-0 (Smith out of the room).

B. Communications from City Manager

The City Manager and Mayor recognized the two winners from the recent Boys & Girls Club Photo Contest. Shamus Jennings was the recipient of the Mayor's Choice Award for his photo titled "Red Rock". Sierra Roux was the recipient of the City Manager's Choice Award for her photo titled "Underneath".

The City Manager recognized Joe Coluuci, Public Works foreman, who recently passed away.

Councilor Rose attended recent Energy & Recycling Committee meetings and thanked Bob Foster, chair of the Energy & Recycling Committee for the welcome.

Councilor Beecher commented on recent attendance of a Trail Advisory Group meeting and Comp Plan Implementation Committee meeting.

Councilor Blake commented on recent attendance of the first Youth Involvement Committee meeting and GPCOG meeting.

The Mayor held a moment of silence for victims of the recent Orlando shooting.

C. Petitions and Communications

The Council packet contained monthly reports from departments. The City Clerk commented on the results of the election and thanked citizens for voting.

D. Appointment Calendar

1. ORDER #86-14/15 – Conservation Commission, District Two (Smith), for an unexpired term which expires on 11/20/17. Postponed since 02/18/15. Passage requires majority vote.

Councilor Smith moved for postponement, seconded by Beecher. The motion passed 7-0.

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2. ORDER #114-14/15 – Conservation Commission, District One (Morgan), for an unexpired term which expires on 3/3/18. Postponed since 4/22/15. Passage requires majority vote.

Councilor Morgan moved for postponement, seconded by Cohen. The motion passed 7-0.

3. ORDER #58-15/16 - Conservation Commission, District Two (Smith), for an unexpired term which expires on 11/20/18. Postponed since 12/21/15. Passage requires majority vote.

Councilor Smith moved for postponement, seconded by Beecher. The motion passed 7-0.

4. ORDER #72-15/16 - Library Advisory Board, District Five (Fox), appointing **Emilio Rodriguez**, for an unexpired term which expires on 01/01/19. Postponed since 01/04/16. Passage requires majority vote.

There was no public comment.

Councilor Fox moved for passage, seconded by Beecher. The motion passed 7-0.

5. ORDER #91-15/16 - Energy & Recycling Committee, District Two (Smith), for an unexpired term which expires on 05/05/18. Postponed since 02/01/16. Passage requires majority vote.

Councilor Smith moved for postponement, seconded by Morgan. The motion passed 7-0.

6. ORDER #114-15/16 - Board of Assessment Review, District Two (Smith), for an unexpired term which expires on 03/16/19. Postponed since 03/21/16. Passage requires majority vote.

Councilor Smith moved for postponement, seconded by Beecher. The motion passed 7-0.

7. ORDER #115-15/16 - Energy & Recycling Committee, District Three (Rose), for a term which expires on 05/05/19. Postponed since 03/21/16. Passage requires majority vote.

Councilor Rose moved for postponement, seconded by Morgan. The motion passed 7-0.

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8.ORDER #157-15/16 – Energy & Recycling Committee, District One (Morgan), for an unexpired term which expires on 05/05/18. Postponed since 06/06/16. Passage requires majority vote.

Councilor Morgan moved for postponement, seconded by Cohen. The motion passed 7-0.

E.Consent Calendar

F.Citizen Discussion (First Part)

The following spoke:

Russ Lunt, Brigham St.
Joan Gilrichards, Kingswood Park
Rosemarie DeAngelis, Pleasantdale

G.Public Hearings and Action

9. #9-15/16 – Amending the Code of Ordinances establishing Chapter 32, “Pesticide Use Ordinance”. Passed first reading on 4/4/16 and postponed on 4/20/16. ROLL CALL VOTE. Passage requires majority vote.

There was no public comment.

Cohen moved to postpone this item to 8/15, after the scheduled workshop on 8/8. Seconded by Morgan. The motion passed 6-1 (Smith opposed).

10.ORDINANCE #10-15/16 – Amending Chapter 27, “Zoning,” regarding the Conditional Residential and Limited Commercial Use District G-3. Passed first reading 06/06/16. ROLL CALL VOTE. Passage requires five affirmative votes.

There was no public comment.

Beecher moved to have Ordinance#10-15/16 read by title-only, seconded by Morgan. The motion passed 7-0.

Fox moved for passage, seconded by Beecher. The motion passed 7-0.

11.ORDER #167-15/16 - UNO Pizzeria and Grill, 280 Maine Mall Road, for a Special Amusement Permit Without Dancing. Passage requires majority vote.

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There was no public comment.

Councilor Morgan moved for passage, seconded by Cohen. The motion passed 6-0 (Fox out of the room).

12.ORDINANCE #11-15/16 – Amending Chapter 14, “Licenses, Permits and Business Regulations Generally”. First reading. Passage requires majority vote.

There was no public comment.

Councilor Cohen moved to have Ordinance #11-15/16 read by title only and summarized by the City Clerk. Seconded by Morgan. The motion passed 7-0.

Councilor Beecher moved for passage, seconded by Fox.

Councilor Rose moved to amend Ordinance #11-15/16 to repeal garage sale permits. The motion did not receive a second.

Councilor Rose moved to amend Ordinance #11-15/16 to add language requiring street closures come before Council for block parties. Seconded by Fox. The motion failed 1-6 (Fox, Blake, Cohen, Morgan, Beecher, Smith opposed).

The main motion passed 7-0.

13.ORDER #168-15/16 – Accepting miscellaneous donations. Passage requires majority vote.

There was no public comment.

Motion for passage made by Councilor Morgan, seconded by Cohen. The motion passed 7-0.

14.ORDER #169-15/16 – Authorizing the City’s participation in submitting an application and accepting a 2016 Edward Byrne Memorial Justice Assistance Grant in the amount of \$17,276 to be used by the Police Department. Passage requires majority vote.

There was no public comment.

Councilor Fox moved for passage, seconded by Beecher. The motion passed 7-0.

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15. RESOLVE #28-15/16 – Approving the FY 2017 Appropriation Resolve. Passage requires majority vote.

There was no public comment.

Beecher moved for passage, seconded by Cohen. The motion passed 7-0.

16. ORDER #170-15/16 – Appropriating \$615,000 from Unassigned Fund Balance to the Municipal Services Facilities Account. Passage requires majority vote.

The following spoke on this item:
Russ Lunt, Brigham St.

Cohen moved for passage, seconded by Beecher. The motion passed 7-0.

17. ORDER #171-15/16 –Transferring \$700,000 from Unassigned Fund Balance to the Property Tax Stabilization Reserve Account. Passage requires majority vote.

There was no public comment.

Morgan moved for passage, seconded by Beecher. The motion passed 7-0.

18. ORDER #172-15/16- Authorizing the Finance Director to accept prepayment of FY 2017 property taxes. Passage requires majority vote.

There was no public comment.

Fox moved for passage, seconded by Morgan. The motion passed 7-0.

19. ORDER #173-15/16 - Authorizing the Finance Director to release city interest in any real estate in the City of South Portland by quitclaim deed. Passage requires majority vote.

There was no public comment.

Morgan moved for passage, seconded by Rose. The motion passed 7-0.

20. ORDER #174-15/16 – Authorizing a 2% percent cost of living adjustment for non-union municipal employees. Passage requires majority vote.

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The following commented on this item:

Patricia Whyte, Orchard St.
Russ Lunt, Brigham St.
Greg Lewis, Mussey St.

Cohen moved for passage, seconded by Rose. The motion carried 7-0.

21. ORDER #175-15/16– Setting the street opening fees for FY 2017. Passage requires majority vote.

There was no public comment.

Beecher moved for passage, seconded by Rose. The motion passed 7-0.

22. ORDER #176-15/16 – Setting the sewer user fees for Fiscal Year 2017. Passage requires majority vote.

There was no public comment.

Beecher moved for passage, seconded by Morgan. The motion passed 7-0.

I. Citizen Discussion (Second Part)

The following spoke:

Patricia Whyte, Orchard St.

J. Councilor's Round Robin

Mayor Blake, Councilors Morgan, Smith, Fox and Beecher commented on the City Manager's upcoming departure. Councilor Cohen thanked the City Clerk for a successful election and commented on the turnout for the school budget validation vote.

L. Executive Session

Councilor Morgan motioned to go into Executive Session pursuant to 1 M.R.S.A. §405 (6)(E), consultation with legal counsel – Port Harbor Marine at 9:15pm, seconded by Beecher. The motion passed 7-0.

Councilor Morgan motioned to come out of Executive Session at 9:48pm, seconded by Fox. The motion passed 7-0.

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Councilor Morgan motioned to adjourn at 9:49pm, seconded by Cohen. The motion passed 7-0.

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