

**IN COUNCIL REGULAR MEETING VOL. 75 PAGE 74
FEBURARY 3, 2014**

Roll Call: Councilor Jalbert called the meeting to order at 7:38 P.M. There was a workshop before the Council Meeting that ran over into the posted start time.

A. Acceptance of Minutes

Motion to accept the minutes from the January 22nd Council meeting was made by Councilor Blake. Councilor Cohen seconded. The motion passed 7-0.

The Council unanimously agreed to take Item #8, "Proclamation #2-13/14 - Proclaiming John Bostwick Officer of the Year" out of order. See that item for details.

B. Communications from City Manager

C. Petitions and Communications

Quarterly Investment Report

D. Appointment Calendar

1. ORDER #70-12/13 – Conservation Commission, District Two (Smith), for a term which expires on 11/20/14. Postponed since 12/17/12. Passage requires majority vote.

There was no public discussion.

Councilor Smith moved to postpone. Councilor Blake seconded the motion. The item was postponed by a vote of 7-0.

2. ORDER #88-12/13 – Community Development Advisory Committee, District Three (Linscott), for a term which expires on 01/15/16. Postponed since 01/23/13. Passage requires majority vote.

There was no public discussion.

Councilor Linscott moved to postpone. Councilor Pock seconded the motion. The item was postponed by a vote of 7-0.

3. ORDER #124-12/13 – Board of Assessment Review, District Two (Smith), for a term which expires on 03/16/16. Postponed since 04/01/13. Passage requires majority vote.

There was no public discussion.

Councilor Smith moved to postpone. Councilor Beecher seconded the motion. The item was postponed by a vote of 7-0.

IN COUNCIL REGULAR MEETING VOL. 75 PAGE 75
FEBURARY 3, 2014

4. ORDER #99-13/14 – Energy & Recycling Committee Associate, District Five (Jalbert), appointing **Alisia Ives** for a term which expires on 05/05/15. Passage requires majority vote.

There was no public discussion.

Mayor Jalbert moved to appoint Alisia Ives of 41 Eliot Street to fill the vacancy on the Energy and Recycling Committee Associate seat. Councilor Cohen seconded. The order passed 7-0.

E. Consent Calendar

5. Street Closure - The City of South Portland is requesting the closure of Hinckley Drive from Ocean Street to Cottage Road to accommodate Art in the Park. Passage requires majority vote.

There was no public discussion.

Councilor Beecher moved for passage. Councilor Blake seconded the motion. The street closure passed by a vote of 7-0.

F. Citizen Discussion (First Part)

Russ Lunt, Brigham Street

G. Public Hearings and Action

6. BUSINESS LICENSE – GT Bowling Inc. DBA Easy Day for a Food Establishment - Restaurant with liquor license and a Special Amusement with dancing license. Passage requires majority vote.

There was no public discussion.

Councilor Cohen moved for passage. Councilor Linscott seconded the motion. The license passed by a vote of 7-0.

H. Action on Old and New Business

7. ORDER #100-13/14 – Accepting miscellaneous donations. Passage requires majority vote.

There was no public discussion.

Councilor Beecher moved for passage. Councilor Smith seconded the motion. The order passed by a vote of 7-0.

IN COUNCIL REGULAR MEETING VOL. 75 PAGE 76
FEBURARY 3, 2014

8. PROCLAMATION #2-13/14 - Proclaiming the 2013 Police Officer of the Year. Passage requires majority vote.

There was no public discussion.

Councilor Cohen moved for passage. Councilor Smith seconded the motion. The proclamation passed by a vote of 7-0.

9. ORDER #101-13/14 – Establishing time, place and particulars for the Farmers’ Market to be located in City Hall parking lot at 25 Cottage Road and the Planning and Development property at 496 Ocean Street. Passage requires majority vote.

There was no public discussion.

Councilor Linscott moved for passage. Councilor Cohen seconded the motion. The order passed by a vote of 7-0.

10. ORDINANCE #5-13/14 – Amending Chapter 15, “Motor Vehicles and Traffic,” regarding wreckers and vehicle towing. First reading. Passage requires majority vote.

The following people addressed this item;

Vincent Maietta, Maietta Towing
Alex Anastasoff, New York Avenue
Louis Maietta, Elderberry Drive
Robbie Maietta, Pleasant Hill Auto

Councilor Beecher moved for passage of first reading and to set February 19th as the date for the public hearing and final passage. Councilor Blake seconded the motion. Councilor Blake motioned to amend section 15-273B to change the recovery charge and the hourly rate for recovery that takes more than one hour from \$70.00 to \$80.00. Councilor Smith seconded. The amendment passed 7-0. The ordinance passed as amended by a vote of 7-0.

11. ORDER #102-13/14 – Authorizing notice of and setting February 19, 2014 for a public hearing regarding the proposed condemnation of a portion of the Spring Street and Boylston Street paper streets shown on the 1898 plan entitled “Plan of Grand-View” in Thornton Heights. Passage requires majority vote.

There was no public discussion.

Councilor Cohen moved for passage. Councilor Pock seconded the motion. Councilor Cohen requested that abutters on both sides of Sunset Ave. be notified of the public hearing. The order passed by a vote of 7-0.

I. Citizen Discussion (Second Part)

IN COUNCIL REGULAR MEETING VOL. 75 PAGE 77
FEBURARY 3, 2014

J. Councilor's Round Robin

Councilor Cohen congratulated the Parks and Recreation Department and the South Portland / Cape Elizabeth Rotary Club on a successful Winterfest. She said a lot of people attended.

Councilor Beecher agreed and said it was a fabulous weekend.

Mayor Jalbert thanked Holy Cross School for their appreciation of City Hall, Police and Fire Departments. The students provided all employees with a decorated bag containing a Valentine card and candy.

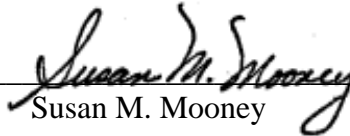
Councilor Smith commented on the Tar Sands presentation hosted by USM the Friday before. She encouraged people to look up the picture presentation at http://socialdocumentary.net/exhibit/Garth_Lenz/1147.

K. Executive Session

Councilor Smith moved to adjourn at 9:27 P.M. Councilor Cohen seconded. The motion passed 7-0.

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ATTEST _____


Susan M. Mooney