

**IN COUNCIL REGULAR MEETING VOL. 75 PAGE 86  
MARCH 17, 2014**

**Roll Call:** Mayor Jalbert called the meeting to order at 7:00 P.M.

**A. Acceptance of Minutes**

Motion to accept the minutes from the March 3<sup>rd</sup> Council meeting was made by Councilor Cohen. Councilor Beecher seconded. The motion passed 7-0.

**B. Communications from City Manager**

- The Manager presented three proposed budgets for 2014/2015;  
The Municipal Budget  
The School Department Budget  
Capital Improvement Projects
- The proposed budget review schedule is;  
03/26 at 5:30 P.M. at the Community Center  
03/31 in Council Chambers  
04/02 in Council Chambers  
04/09 7:00 P.M. Public Hearing on the Budget in Council Chambers

**C. Petitions and Communications**

Department and Committee Reports

**D. Appointment Calendar**

1. 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 Blake seconded the motion. The postponement passed -0.

**E. Consent Calendar**

2. Street Closure - The SOPO Buy Local Group is requesting the closure of Madison Street at Breakwater Drive for the South Portland Buy Local Bug Light Festival on August 16<sup>th</sup> with a rain date of August 17<sup>th</sup>. Passage requires majority vote.

There was no public discussion.

Councilor Cohen moved for passage. Councilor Linscott seconded. Councilor Blake moved to amend the hours from 9:00 A.M. to 3:00 P.M. Councilor Smith seconded. The amendment passed 7-0. The street closure passed 7-0 as amended.

**IN COUNCIL REGULAR MEETING VOL. 75 PAGE 87  
MARCH 17, 2014**

**F. Citizen Discussion (First Part)**

Albert DiMillo, 64 Colchester Drive  
Robert Sellin, Deake Street  
Patricia Whyte, 7 Orchard Street  
Rachel Burger, 17 Churchill Road

**G. Public Hearings and Action**

3. Business License – Los Tapatios II LLC, DBA Los Tapatios II, 671 Main Street for a Food Establishment Restaurant with Liquor License. Passage requires majority vote.

There was no public discussion.

Councilor Beecher moved for passage. Councilor Blake seconded. The license passed 7-0.

4. ORDINANCE #9-13/14 - Amending Chapter 10, Article VIII, "Property Tax Assistance Ordinance". Passed first reading 03/03/14. ROLL CALL VOTE. Passage requires majority vote.

The following people addressed this item;

Albert DiMillo, 64 Colchester Drive  
Patricia Whyte, 7 Orchard Street

Councilor Linscott moved for final passage of Ordinance #9-13/14. Councilor Beecher seconded. The ordinance passed roll call vote 7-0.

**H. Action on Old and New Business**

5. ORDER #111-13/14 – Accepting miscellaneous donations. Passage requires majority vote.

There was no public discussion.

Councilor Linscott moved for passage. Councilor Pock seconded. The order passed 7-0.

6. ORDER #112-13/14 – Authorizing the Code Enforcement Officer to execute a consent agreement between Stanley and Catherine Scribner and the City relating to a side yard setback encroachment at 38 Appletree Drive (Map 56, Lot 56-17). Passage requires majority vote.

Councilor Cohen moved to waive Standing Rule 3(e) to have this item added to the agenda because it was added after the agenda submission timeline. Councilor Linscott seconded. The motion passed 7-0. The following person addressed this item;

**IN COUNCIL REGULAR MEETING VOL. 75 PAGE 88**  
**MARCH 17, 2014**

Jim Fisher, Northeast Civil Solutions, Inc.

Councilor Beecher moved for passage. Mayor Jalbert seconded. The order passed 7-0.

7. ORDINANCE #10-13/14 - Amending Chapter 27, "Zoning Ordinance," regarding extension of moratorium on development proposals involving the loading of oil sands/tar sands products onto marine tank vessels docking in South Portland for an additional 180-day period. First reading. Passage requires majority vote.

The following people addressed this item;

Jeff Edelstein, Facilitator for the Draft Ordinance Committee  
Natalie West, Deake Street  
Bob Klotz, 10 Whitehall Ave.

Councilor Cohen moved for passage. Councilor Smith seconded. The ordinance passed first reading and will be postponed until the April 23<sup>rd</sup> Council meeting by a vote of 6-1 (Pock).

8. ORDINANCE #11-13/14 - Amending Chapter 2, "Purchasing," Regarding the Sale of City-owned Property. First reading. Passage requires majority vote.

The following person addressed this item;

Bob Whyte, 7 Orchard Street

Councilor Smith moved for passage. Councilor Beecher seconded. The ordinance passed first reading by a vote of 7-0.

9. ORDER #113-13/14 – Authorizing the City Manager to sign a collective bargaining agreement with AFSCME Local 481, Council 93 Public Works and Parks from July 1, 2012 to June 30, 2015. Passage requires majority vote.

There following person addressed this item;

Russ Lunt, Brigham Street

Councilor Cohen moved for passage. Councilor Linscott seconded. The order passed 7-0.

10. ORDER #114-13/14 – Award of Bid #23-14 to Gorham Sand & Gravel, of Buxton, ME, for the Thornton Heights Sewer Separation Phase I Project. Passage requires majority vote.

There was no public discussion.

Councilor Beecher moved for passage. Mayor Jalbert seconded. The order passed 7-0.

**IN COUNCIL REGULAR MEETING VOL. 75 PAGE 89**  
**MARCH 17, 2014**

11. ORDER #115-13/14 – Award of Bid #22-14 to Keenan Excavating Co., Inc, of South Portland, ME, for manhole castings adjustments. Passage requires majority vote.

There was no public discussion.

Councilor Beecher moved for passage. Councilor Cohen seconded. The order passed 7-0.

12. ORDER #116-13/14 – Setting April 9, 2014 as the date for Public Hearing in City Council Chambers for the Proposed FY 2015 Municipal Budget. Passage requires majority vote.

There was no public discussion.

Councilor Cohen moved for passage. Councilor Pock seconded. The order passed 7-0.

13. ORDER #117-13/14 – Amending RESOLVE #3-13/14 regarding school bonds to be issued. Passage requires majority vote.

There was no public discussion.

Councilor Beecher moved for passage. Councilor Smith seconded. The order passed 7-0.

**I. Citizen Discussion (Second Part)**

Bob Whyte, 7 Orchard Street  
Russ Lunt, Brigham Street

**J. Councilor's Round Robin**

Councilor Cohen wished everyone a Happy St. Patrick's Day.

Councilor Blake sent out a request for groups that might be interested in helping with larger projects for the Land Trust Earth Day Cleanup on April 19<sup>th</sup>.

Mayor Jalbert recognized Brad Miles on his achievement of Eagle Scout. The Mayor attended his award ceremony and presented him with a Mayoral Proclamation.

Councilor Pock remarked about the Ferry Village Neighborhood Conservation Meeting that he and Councilor Blake attended.

Councilor Smith invited folks to attend the budget meetings.

Councilor Linscott also wished everyone a Happy St. Patrick's Day.

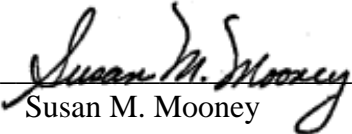
The City Manager said he would be presenting the Capital Improvement Budget at the workshop on Monday night.

**IN COUNCIL REGULAR MEETING VOL. 75 PAGE 90  
MARCH 17, 2014**

**K. Executive Session**

Councilor Pock moved to adjourn at 9:22 P.M. Councilor Linscott seconded. The motion passed 7-0.

A TRUE COPY

ATTEST \_\_\_\_\_  
Susan M. Mooney