

**IN COUNCIL SPECIAL MEETING VOL. 76 PAGE 47
NOVEMBER 17, 2014**

Roll Call: Mayor Jalbert called the Special Meeting to order at 6:30 P.M.

K. Executive Session

A motion may be made to go into executive session pursuant to 36 M.R.S.A. §405(6)(c), for discussion of sale of real property

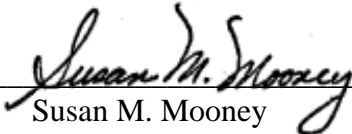
Councilor Beecher moved to go into Executive Session pursuant to 36 M.R.S.A. §405(6)(c), for discussion of sale of real property. Councilor Cohen seconded. The motion passed 7-0.

Councilor Pock moved to come out of Executive Session at 7:00 P.M. Councilor Cohen seconded. The motion passed 6-0 (Blake out of room).

Councilor Cohen moved to adjourn at 7:00 P.M. Councilor Linscott seconded. The motion passed 6-0 (Blake out of room).

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ATTEST



Susan M. Mooney

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

A. Acceptance of Minutes

Councilor Smith moved to accept the minutes from the regular meeting of November 3rd. Councilor Beecher seconded. Passed 7-0.

B. Communications from City Manager

The Manager addressed the following items;

- Council just came out of Executive Session to have a discussion on finalizing a purchase and sale agreement on the Armory
- This is Councilor Pock and Mayor Jalbert's last meeting. It has been a pleasure to serve with them
- Senator Millett presented the City Manager will an Official Legislative Sentiment for his award as Manager of the Year

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 the order. Councilor Blake seconded. The postponement passed 7-0.

2. ORDER #154-13/14 – Civil Service Commission, District Two (Smith), to fill an unexpired term which expires on 03/01/15. Postponed since 06/02/14. Passage requires majority vote.

There was no public discussion.

Councilor Smith moved to postpone the order. Councilor Blake seconded. The postponement passed 7-0.

3. ORDER #35-14/15– Board of Assessment Review, District Five (Jalbert), for a term which expires on 12/31/16. Postponed on 10/20/14. Passage requires majority vote.

There was no public discussion.

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Councilor Jalbert moved to postpone the order. Councilor Cohen seconded. The postponement passed 7-0.

4. ORDER #36-14/15 – Board of Assessment Review, At Large (Beecher), appointing **Timothy Hubbard** for an unexpired term which expires on 12/31/16. Postponed since 10/20/14. Passage requires majority vote.

There was no public discussion.

Councilor Beecher moved to appoint Timothy Hubbard. Councilor Blake seconded. The order passed 7-0.

5. ORDER #40-14/15 – Conservation Commission Associate, District One (Pock), for a term which expires on 3/3/15. Postponed on 11/3/14. Passage requires majority vote.

There was no public discussion.

Councilor Pock moved to postpone the order. Councilor Linscott seconded. The postponement passed 7-0.

6. ORDER #41-14/15 – Conservation Commission Associate, District Two (Smith), for a term which expires on 3/3/15. Postponed on 11/3/14. Passage requires majority vote.

There was no public discussion.

Councilor Smith moved to postpone the order. Councilor Blake seconded. The postponement passed 7-0.

7. ORDER #42-14/15 – Conservation Commission Associate, District Three (Linscott), for a term which expires on 3/3/16. Postponed on 11/3/14. Passage requires majority vote.

There was no public discussion.

Councilor Lincostt moved to postpone the order. Councilor Cohen seconded. The postponement passed 7-0.

8. ORDER #43-14/15 – Conservation Commission Associate, District Five (Jalbert), for a term which expires on 3/3/15. Postponed on 11/3/14. Passage requires majority vote.

There was no public discussion.

Councilor Jalbert moved to postpone the order. Councilor Blake seconded. The postponement passed 7-0.

9. ORDER #44-14/15 – Conservation Commission Associate, At Large (Blake), for a term which expires on 3/3/17. Postponed on 11/3/14. Passage requires majority vote.

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There was no public discussion.

Councilor Blake moved to postpone the order. Councilor Beecher seconded. The postponement passed 7-0.

10. ORDER #45-14/15 – Conservation Commission Associate, At Large (Beecher), appointing **Charles McNutt** for a term which expires on 3/3/17. Postponed on 11/3/14. Passage requires majority vote.

There was no public discussion. Councilor Cohen moved to waive Standing Rule 3(e) to have this appointment added to the agenda. Councilor Linscott seconded. The motion passed 7-0.

Councilor Beecher moved to appoint Charles McNutt. Councilor Pock seconded. The order passed 7-0.

11. ORDER #46-14/15 – Energy & Recycling Associate, District Five (Jalbert), for a term which expires on 5/5/15. Postponed on 11/3/14. Passage requires majority vote.

There was no public discussion.

Councilor Jalbert moved to postpone the order. Councilor Beecher seconded. The postponement passed 7-0.

12. ORDER #48-14/15 – Arts & Historic Preservation Committee, District Two (Smith), for a term which expires on 10/20/15. Passage requires majority vote.

There was no public discussion.

Councilor Smith moved to postpone the order. Councilor Beecher seconded. The postponement passed 7-0.

13. ORDER #49-14/15 – Conservation Commission, District One (Pock), appointing **David Critchfield** for a term which expires on 11/20/17. Passage requires majority vote.

There was no public discussion.

Councilor Pock moved to appoint David Critchfield. Councilor Linscott seconded. The order passed 7-0.

14. ORDER #50-14/15 – Conservation Commission, District Two (Smith), for a term which expires on 11/20/17. Passage requires majority vote.

There was no public discussion.

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Councilor Smith moved to postpone the order. Councilor Blake seconded. The postponement passed 7-0.

E. Consent Calendar

15. STREET CLOSING - The Color Run is requesting the closure of various streets for a 5K race on June 22, 2015 (raindate June 29, 2015) from 8:00 A.M. to 11:00 A.M. Passage requires majority vote.

The following people addressed this item;

Kathryn DiPhilippo, Executive Director of the South Portland Historical Society
Charles McNutt, Dunphe Drive

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

16. STREET CLOSING – The South Portland Parks, Recreation & Waterfront is requesting the closure of Ocean Street at C Street up to D Street, for Winterfest on January 30, 2015. The road closure would be from 3:00 PM to 7:30 PM. Passage requires majority vote.

The following people addressed this item;

Lisa Thompson, Parks & Recreation
Russ Lunt, Brigham Street

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

F. Citizen Discussion (First Part)

Russ Lunt, Brigham Street
Kathryn DiPhilippo, Executive Director of the South Portland Historical Society

G. Public Hearings and Action

17. ORDER #10-14/15 – Public hearing and action on a public nuisance complaint regarding 29 Willard Street. Postponed on 8/4/14. Passage requires majority vote.

The following person addressed this item;

Anne Thomas, Willard Street

Councilor Blake moved to postpone the item to get options from Corporation Counsel. Councilor Beecher seconded. The postponement passed 6-1 (Pock).

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H. Action on Old and New Business

18. ORDER #51-14/15 – Accepting miscellaneous donations. Passage requires majority vote.

The following person addressed this item;

Russ Lunt, Brigham Street

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

19. ORDER #52-14/15 – Award of Bid #10-15 for the sale of surplus equipment. Passage requires majority vote.

The following person addressed this item;

Russ Lunt, Brigham Street

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

20. ORDER #53-14/15 – Accepting \$127,194 from ecomaine to fund the implementation of the Climate Action Plan. Passage requires majority vote.

There was no public discussion.

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

21. ORDER #54-14/15 – Appropriating \$68,299.73 from the Climate Action Plan Implementation Reserve Account to fund projects outlined in the Climate Action Plan. Passage requires majority vote.

The following person addressed this item;

Russ Lunt, Brigham Street

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

22. ORDER #55-14/15 - Authorizing the City Manager to accept delivery of an easement deed and to execute a release deed in order to effectuate the relocation of the existing 10' wide public pedestrian easement across property owned by Roosevelt Redevelopment, LLC and located between Mussey Street and Pine Street. Passage requires majority vote.

There was no public discussion.

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

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I. Citizen Discussion (Second Part)

J. Councilor's Round Robin

Councilor Pock said he's enjoyed serving on the Council and will probably invest his time going forward with the Historical Society.

Councilor Smith said she has appreciated Councilor Pock's diversity of thought. She is looking forward to the oral history of Meeting House Hill.

Councilor Linscott also thanked Councilor Pock and Mayor Jalbert for their service.

Councilor Cohen thanked Councilor Pock and Mayor Jalbert and wished everyone a happy Thanksgiving.

Councilor Blake echoed the sentiments to Pock and Jalbert and wished them the best of luck.

Councilor Beecher said Pock always did his homework and Mayor Jalbert did a great job leading through the tar sands issue. She remarked about the marching band finals at Thornton Academy.

Mayor Jalbert presented two photos from two young people from the Boys and Girls Club. He and the Manager had served as judges. He said it has been a pleasure to serve the city and remarked that the reason the city runs as well as it does is because of the experience and dedication of city staff.

K. Executive Session

A motion may be made to go into executive session pursuant to 1 M.R.S.A., §405 (6)(a), evaluation of City Manager.

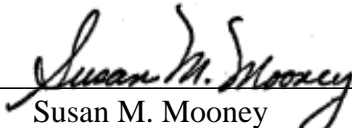
Councilor Cohen moved to go into executive session pursuant to 1 M.R.S.A., §405 (6)(a), evaluation of City Manager. Councilor Pock seconded. The motion passed 7-0.

Councilor Beecher moved to come out of executive session at 10:16 P.M. Councilor Cohen seconded. The motion passed 5-0 (Linscott and Smith out of room).

Councilor Pock moved to adjourn at 10:17 P.M. Councilor Cohen seconded. The motion passed 7-0.

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ATTEST



Susan M. Mooney