

**IN COUNCIL REGULAR MEETING VOL. 76 PAGE 37**  
**OCTOBER 20, 2014**

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

**A. Acceptance of Minutes**

Councilor Beecher moved to accept the minutes from the regular meeting of October 6th. Councilor Linscott seconded. Passed 7-0.

**B. Communications from City Manager**

The Manager addressed the following items;

- Candidates forum – tomorrow night
- Debate on the Referendum on legalizing marijuana – October 22<sup>nd</sup> at 7:00 P.M. at South Portland High School Auditorium
- First Annual Business Award Reception – Recognizing the following:
  - Small Business of the Year: Scratch Baking Co.
  - Community Impact: Willow's Pizza
  - New Business of the Year: Otto's Pizza
  - Business of the Year: Casco Bay Steel Structures
  - Business Leader of the Year: Mike Dubyak, WEX
- Food Cupboard is in need of support through the holiday season

**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 Beecher seconded. The postponement passed 7-0.

3. ORDER #32-14/15 – Ward Clerk Pro-Tempore, District Two appointing **Robert Morency** for the November 4, 2014 General Election. Passage requires majority vote.

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There was no public discussion.

Councilor Beecher moved to appoint Robert Morency as Ward Clerk Pro-Tempore, District Two. Councilor Blake seconded. The order passed 7-0.

4. ORDER #33-14/15 – Planning Board, At Large (Beecher), appointing **Taylor Neff** to fill an unexpired term which expires on 04/01/16. Passage requires majority vote.

There was no public discussion.

Councilor Beecher moved to appoint Taylor Neff to the Planning Board. Councilor Blake seconded. The order passed 7-0.

5. ORDER #34-14/15 – Appointments to the Arts & Historic Preservation Committee. Passage requires majority vote.

There was no public discussion.

Councilor Blake moved to appoint the following individuals to the Arts & Historic Preservation Committee;

Amanda Larson (Beecher)	10/20/17
Scott Whitaker (Blake)	10/20/17
Susan Robbins (Cohen)	10/20/17
Jessica Skwire Routhier (Pock)	10/20/16
Jane Batzell (Greater Portland Public Landmarks)	10/20/16

Councilor Beecher seconded. The order passed 7-0.

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

There was no public discussion.

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

7. ORDER #36-14/15 – Board of Assessment Review, At Large (Beecher), for a term which expires on 12/31/16. Passage requires majority vote.

There was no public discussion.

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

**E. Consent Calendar**

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8. SIGN PERMIT – The Winter Farmers Market is requesting two signs at the corner of Ocean and Sawyer Streets from November 1<sup>st</sup> until April 30<sup>th</sup>. Passage requires majority vote.

There was no public discussion.

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

9. STREET CLOSURE - The City of South Portland is requesting the closure of Hinckley Drive from Ocean Street to Cottage Road to accommodate the Tree Lighting Ceremony on December 5<sup>th</sup>, 2014. Passage requires majority vote.

There was no public discussion.

Councilor Linscott moved for passage. Councilor Pock seconded. Councilor Blake moved to amend the time of the closure from 3:00 P.M. to 9:00 P.M. Councilor Beecher seconded. The amendment passed 7-0. The street closure passed 7-0.

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

Russ Lunt, Brigham Street  
Bob Casimiro, Bridgton, Me.  
Eben Rose, Buchanan Street

**G. Public Hearings and Action**

10. BUSINESS LICENSE – The New South Portland Taxi, 42 Kelley Street, for a Certificate of Public Convenience. Passage requires majority vote.

There was no public discussion.

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

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

11. ORDER #37-14/15 – Adopting the MMA Model Ordinance GA Appendices B, C, D, E, F, G, and H, for the period of October 1, 2014 – September 30, 2015. Passage requires majority vote.

There was no public discussion.

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

12. ORDER #38-14/15 – Accepting a 2014 Homeland Security Grant of \$177,896.45 from the Maine Emergency Management Agency. Passage requires majority vote.

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There was no public discussion.

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

13. PROCLAMATION #3-14/15 - Supporting Free Speech Week. Passage requires majority vote.

There was no public discussion.

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

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

Patricia Whyte, Orchard Street

**J. Councilor's Round Robin**

Councilor Beecher supported a no vote on the marijuana referendum saying this is about kids. They learn from what goes on at home.

Mayor Jalbert said it is a bogus referendum and even if it passed the city would have no authority to enforce it.

Councilor Pock agreed and said he will be voting against it.

Councilor Smith said one in four will receive a cancer diagnosis. She said this is breast cancer awareness month.

Councilor Linscott encouraged everyone to participate in the election. She said people should learn about the candidates and issues.

Councilor Cohen advised that sample ballots are posted on the website and the Secretary of State's Office puts out a booklet explaining the State referendum questions.

Councilor Blake thanked the 450 people that participated in the Bug Light 5K. It supports the South Portland Historical Society and the South Portland Land Trust. He encouraged folks to contact the City Clerk if there are issues about campaign signs.

**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; and pursuant to 1 M.R.S.A. §405 (6)(C), for discussion of sale of real property.

Councilor Beecher moved to go into executive session at 8:11 P.M. pursuant to 1 M.R.S.A., §405 (6)(a), evaluation of City Manager. Councilor Linscott seconded. The motion passed 7-0.

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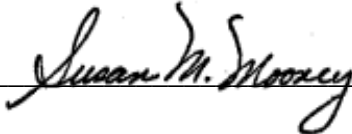
Councilor Cohen moved to go into executive session pursuant to 1 M.R.S.A. §405 (6)(C), for discussion of sale of real property. Councilor Linscott seconded. The motion passed 7-0.

Councilor Beecher moved to come out of executive session at 10:40 P.M. Councilor Pock seconded. The motion passed 7-0.

Councilor Cohen moved to adjourn at 10:41 P.M. Councilor Smith seconded. The motion passed 7-0.

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