

IN COUNCIL REGULAR MEETING VOL. 75 PAGE 78
FEBURARY 19, 2014

Roll Call: Mayor Jalbert called the meeting to order at 7:00 P.M. Councilor Linscott was absent due to illness.

A. Acceptance of Minutes

Motion to accept the minutes from the February 3rd Council meeting was made by Councilor Beecher. Councilor Cohen seconded. The motion passed 6-0.

B. Communications from City Manager

- The Manager talked about the stress on the snow removal budget and asked folks to be patient.

C. Petitions and Communications

Department and Committee Reports for the month of January, 2014.

D. Appointment Calendar

1. ORDER #70-12/13 – Conservation Commission, District Two (Smith), appointing **William Fritzmeier** 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 appoint William Fritzmeier of 307 Pine Street. Councilor Blake seconded the motion. The order passed by a vote of 6-0.

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

There was no public discussion.

Mayor Jalbert moved to appoint Richard Rottkov of 17 Adelbert Street. Councilor Cohen seconded the motion. The order passed by a vote of 6-0.

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 this item. Councilor Pock seconded. The postponement passed 6-0.

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E. Consent Calendar

F. Citizen Discussion (First Part)

Russ Lunt, Brigham Street
Richard Rottkov, Adelbert Street

G. Public Hearings and Action

4. ORDINANCE #5-13/14 – Amending Chapter 15, “Motor Vehicles and Traffic,” regarding wreckers and vehicle towing. Passed first reading 02/03/2014. ROLL CALL VOTE. Passage requires majority vote.

Councilor Blake moved to have only the changes read. Councilor Beecher seconded. The motion passed 6-0. The following person addressed this item;

Robert Maietta, Maietta Towing Company

Councilor Blake moved for second reading and final passage of Ordinance #5-13/14. Councilor Beecher seconded. The ordinance passed roll call vote 6-0.

H. Action on Old and New Business

5. ORDINANCE #6-13/14 - Amending Chapter 6, “Elections” regarding redistricting for voting purposes. Passage requires majority vote.

Councilor Cohen moved to have the ordinance read by title only. Councilor Beecher seconded. The motion passed 6-0. There was no public discussion.

Councilor Cohen moved for first reading of Ordinance #6-13/14. Councilor Smith seconded. The ordinance passed first reading 6-0.

6. ORDINANCE #7-13/14 – Amending Chapter 27, “Zoning,” regarding a zone text and zone map change from Residential District A to Conditional Residential Use District G-4 at 317 Pine Street. First reading. Passage requires majority vote.

Councilor Blake moved to have the ordinance read by title only. Councilor Pock seconded. The motion passed 6-0. There was no public discussion.

Councilor Cohen moved for first reading of Ordinance #7-13/14. Councilor Smith seconded. Councilor Cohen moved to have the corrected copy, which added the word “assessment” to Sec. 27-1058 and struck out ~~“(c) Traffic projected to be generated by any new development must not cause and intersection to fall below a Level of Service (LOS) “D” during the peak hours. This shall not apply if an intersection is already below LOS~~

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to Sec. 27-1059. Councilor Pock seconded. The amendment passed 6-0. The ordinance passed first reading as amended 6-0.

7. ORDER #103-13/14 –Public hearing and action 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 Beecher moved for passage. Councilor Blake seconded. The order passed 6-0.

8. ORDER #104-13/14 – Accepting Boysenberry Drive and a portion of Elderberry Drive in the Highland Meadows Phase VI subdivision and a portion of Elderberry Drive in the Elderberry Circle subdivision as City streets. Passage requires majority vote.

There was no public discussion.

Councilor Cohen moved for passage. Councilor Pock seconded. The order passed 6-0.

9. ORDER #105-13/14 - Award of Bid #21-14 to W. C. Cressey & Son, Inc., of Kennebunk, ME, for a Type A School Bus for the South Portland School Department. Passage requires majority vote.

There was no public discussion.

Councilor Beecher moved for passage. Councilor Smith seconded. The order passed 6-0.

10. ORDER #106-13/14 - Accepting \$1,820.00, or any portion thereof, under the State of Maine Asset Forfeiture Program to be used by the Police Department. Passage requires majority vote.

There was no public discussion.

Councilor Cohen moved for passage. Councilor Pock seconded. The order passed 6-0.

11. RESOLVE # 3-13/14 - Pursuant to Section 612 of the City Charter determining details of issue of \$41,500,000 principal amount of bonds authorized by bond ordinance finally passed and enacted September 8, 2010. Passage requires majority vote.

Councilor Smith moved to have the resolve read by title only. Councilor Beecher seconded. The motion passed 5-1 (Cohen). There was no public discussion.

Councilor Beecher moved for passage. Councilor Cohen seconded. The order passed 6-0.

12. ORDINANCE # 8-13/14 – Authorizing refunding bonds in an amount not to exceed \$1,890,000. First reading. Passage requires majority vote.

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Councilor Blake moved to have the ordinance read by title only. Councilor Beecher seconded. The motion passed 6-0. There was no public discussion.

Councilor Cohen moved for passage. Councilor Beecher seconded. The order passed 6-0.

I. Citizen Discussion (Second Part)

J. Councilor's Round Robin

Councilor Blake explained about the dredging of the Fore River. There have been numerous blasts that have occurred. He raised issues about traffic concerns in regard to the consideration of a concert venue at the east end of the City and encouraged folks to attend the Planning Board meeting.

Councilor Beecher praised public works staff for their continued efforts during this taxing winter.

Mayor Jalbert talked about a pleasant experience he had judging photography at the Boys and Girls Club.

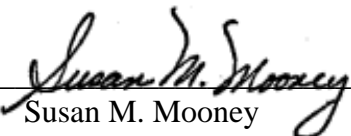
Councilor Smith thanked neighbors who shoveled out fire hydrants.

Councilor Cohen talked about the 3rd graders from Kaler School and their introduction to municipal government through a mock Council Meeting. She asked residents to consider clearing storm drains near their home.

K. Executive Session

Councilor Pock moved to adjourn at 8:40 P.M. Councilor Beecher seconded. The motion passed 6-0.

A TRUE COPY

ATTEST _____

Susan M. Mooney