



CITY OF SOUTH PORTLAND

LINDA C. COHEN
Mayor

SCOTT T. MORELLI
City Manager

EMILY F. SCULLY
City Clerk

SALLY J. DAGGETT
Jensen Baird Gardner & Henry

District One
CLAUDE V.Z. MORGAN

District Two
KATHERINE W. LEWIS

District Three
EBEN ROSE

District Four
LINDA C. COHEN

District Five
ADRIAN T. DOWLING

At Large
MAXINE BEECHER

At Large
SUSAN HENDERSON

Name of Body: City Council
Tentative Agenda for the Meeting of: May 15 , 2018
Meeting Begins: 7:00 P.M
Location: City Hall Council Chambers

- A. Roll Call**
- B. Acceptance of Minutes**
- C. Communications from the City Manager**
Introduction of Economic Director William Mann
- D. Reports from Boards and Committees**
- E. Petitions and Communications**
- F. Appointment Calendar**
 - 1.** ORDER #118-17/18 – Energy & Recycling Committee, District Five (Dowling) for term which expires on May 5, 2021. Passage requires majority vote.
 - 2.** ORDER #119-17/18 – Community Development Advisory Committee, District One (Morgan) for a term which expires on January 15, 2021. Postponed since February 6, 2018. Passage requires majority vote.
 - 3.** ORDER #138-17/18 – Civil Service Commission, District One (Morgan) for a term which expires on March 1, 2023. Postponed since March 6, 2018. Passage requires majority vote.
 - 4.** ORDER #166-17/18 – Arts & Historic Preservation Committee, District Four (Cohen), appointing **Jon Godin** for an unexpired term which expires October 10, 2020. Postponed since April 17, 2018. Passage requires majority vote.

- 2 -
In Council
May 15, 2018

5. ORDER #181-17/18 – Library Advisory Board, District Four (Cohen), appointing **Jana Karlis** for an unexpired term which expires 12/31/19. Postponed since May 1, 2018. Passage requires majority vote.
 6. ORDER #191-17/18 – Energy & Recycling Committee, District One (Morgan), appointing **John Crowley** for a term which expires May 5, 2021. Passage requires majority vote.
 7. ORDER #192-17/18 – Energy & Recycling Committee, District Two (Lewis), appointing **Taylor Strubell** for a term which expires May 5, 2021. Passage requires majority vote.
 8. ORDER #193-17/18 – Energy & Recycling Committee, District Five (Dowling), for a term which expires May 5, 2021. Passage requires majority vote.
 9. ORDER #194-17/18 – Energy & Recycling Committee, District Two (Lewis), for a term which expires May 5, 2021. Passage requires majority vote.
 10. ORDER #195-17/18 – Energy & Recycling Committee, District One (Morgan), for a term which expires May 5, 2021. Passage requires majority vote.
 11. ORDER #196-17/18 – Harbor Commission, Mayoral Appointment (Cohen), appointing **Luis Tirado**, for an unexpired term which expires June 30, 2020. Passage requires majority vote.
- G. Consent Calendar**
12. ORDER #197-17/18 – Granting street closure of Broadway from Southern Maine Community College parking lot to the Veteran’s Monument in Mill Creek Park from 10:00 A.M. to 12:00 P.M. for the Memorial Day Parade on Monday, May 28, 2018.
 13. RESOLVE #26-17/18 – Adopting a Proclamation regarding Memorial Day, and directing that flags be placed on the graves of veterans.

Passage of the Consent Calendar requires majority vote.
- H. Citizen Discussion (First Part)**
- I. Public Hearings and Action**
14. ORDINANCE #20-17/18 – Amending Chapter 19, “Personnel Rules and Regulations,” regarding the Civil Service Commission. Passed first reading on May 1, 2018. ROLL CALL VOTE. Passage requires majority vote.
 15. ORDINANCE #21-17/18 – Amending Ch. 27, “Zoning,” regarding a text amendment and Zoning map change from Main Street Community Commercial District and Residential District A zones to Conditional Residential and Limited Commercial Use District G at 611 Main Street (Map 53, Lot 302E). Passed first reading May 1, 2018. ROLL CALL VOTE. Passage requires five (5) affirmative votes.

- 3 -
In Council
May 15, 2018

- 16.** ORDER #198-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for K-LAL, LLC d/b/a Knights Inn, 634 Main Street. Passage requires majority vote.
- 17.** ORDER #199-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for KOLA, LLC d/b/a Maine Motel, 606 Main Street. Passage requires majority vote.
- 18.** ORDER #200-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for Naimat, LLC d/b/a Anchor Motel, 715 Main Street. Passage requires majority vote.
- 19.** ORDER #201-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for Lafayette South Portland, LLC d/b/a Best Western Merry Manor Inn, 700 Main Street. Passage requires majority vote.
- 20.** ORDER #202-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for New Gen Hotels Group, LLC d/b/a Comfort Inn, 90 Maine Mall Road. Passage requires majority vote.
- 21.** ORDER #203-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for SPCY, LLC d/b/a Courtyard by Marriott, 100 Southborough Drive. Passage requires majority vote.
- 22.** ORDER #204-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for New Gen Hospitality, LLC d/b/a Days Inn, 461 Maine Mall Road. Passage requires majority vote.
- 23.** ORDER #205-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for Van Eastland, LLC d/b/a Double Tree by Hilton, 363 Maine Mall Road. Passage requires majority vote.
- 24.** ORDER #206-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for Northeastern Group Management, LLC d/b/a Econolodge, 80 John Roberts Road. Passage requires majority vote.
- 25.** ORDER #207-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for Olympia Equity Investors XII/Milroc Hospitality Partners, LLC d/b/a Hampton Inn South Portland, 171 Philbrook Avenue. Passage requires majority vote.
- 26.** ORDER #208-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for Beddy Bye, LLC d/b/a Holiday Inn Express, 303 Sable Oaks Drive. Passage requires majority vote.

- 4 -
In Council
May 15, 2018

27. ORDER #209-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for New Gen Group, LLC d/b/a Howard Johnson, 675 Main Street. Passage requires majority vote.
28. ORDER #210-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for Maine Community College System d/b/a Southern Maine Community College McKernan Hospitality Center, 122 Mckernan Drive. Passage requires majority vote.
29. ORDER #211-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for ZOYA, LLC d/b/a Pine Haven Motel, 857 Main Street. Passage requires majority vote.
30. ORDER #212-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for Lullaby, LLC d/b/a Portland Marriott at Sable Oaks, 200 Sable Oaks Drive. Passage requires majority vote.
31. ORDER #213-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for NKS Hospitality, LLC, d/b/a Quality Inn, 738 Main Street. Passage requires majority vote.
32. ORDER #214-17/18 – Public hearing and action regarding the renewal of Lodging Establishment license for VanSleep, LLC d/b/a Tru by Hilton, 369 Maine Mall Road. Passage requires majority vote.
- J. Action on Old and New Business**
33. RESOLVE #27-17/18 - That \$20,426,897 be expended for Regular Instruction. Passage requires majority vote.
34. RESOLVE #28-17/18 – That \$9,652,421 be expended for Special Education. Passage requires majority vote.
35. RESOLVE #29-17/18 - That \$0 be expended for Career and Technical Education. Passage requires majority vote.
36. RESOLVE #30-17/18 - That \$1,071,820 be expended for Other Instruction. Passage requires majority vote.
37. RESOLVE #31-17/18 - That \$3,488,139 be expended for Student and Staff Support. Passage requires majority vote.
38. RESOLVE #32-17/18 – That \$1,485,665 be expended for System Administration. Passage requires majority vote.
39. RESOLVE #33-17/18 - That \$2,549,908 be expended for School Administration. Passage requires majority vote.

- 5 -
In Council
May 15, 2018

40. RESOLVE #34-17/18 - That \$2,093,625 be expended for Transportation and Buses. Passage requires majority vote.
41. RESOLVE #35-17/18 - That \$4,565,535 be expended for Facilities Maintenance. Passage requires majority vote.
42. RESOLVE #36-17/18 - That \$4,509,412 be expended for Debt service and Other Commitments. Passage requires majority vote.
43. RESOLVE #37-17/18 - That \$478,477 be expended for All Other Expenditures. Passage requires majority vote.
44. RESOLVE #38-17/18 - That \$37,801,690.89 be appropriated for the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and that \$31,636,137.75 be raised as the City's contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine revised Statutes, Title 20-A, section 15688. Passage requires majority vote.

Explanation: The City's contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that the municipality must raise in order to receive the full amount of State dollars.

45. RESOLVE #39-17/18 - That \$3,919,849 be raised and appropriated for the annual payments on debt service previously approved by the voters for non-State funded school construction projects and non-State funded portions of school construction projects in addition to the funds appropriated as the local share of the City's contribution to the total cost of funding public education from pre-kindergarten to grade 12. Passage requires majority vote.

Explanation: Non-State funded debt service is the amount of money needed for the annual payments on the City's long-term debt for major school construction projects that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the voters of the City as follows:

- *SPHS Auditorium/Cafeteria Construction, approved by voters on November 8, 1994*
- *Elementary Schools Construction and Renovation, approved by voters on November 6, 2001*
- *SPHS Addition and Renovation, approved by voters on November 2, 2010*

46. RESOLVE #40-17/18 - That \$6,911,439.25 be raised and appropriated in additional local funds, which exceed the State's Essential Programs and Services Allocation model by \$6,911,439.25 as required to fund the budget recommended by the Board of Education. Passage requires majority vote.

- 6 -
In Council
May 15, 2018

The Board of Education recommends \$6,911,439.25 for additional local funds and gives the following reasons for exceeding the State's Essential Programs and Services funding model by \$6,911,439.25.

- *Co-curricular/Athletic costs not recognized by EPS*
- *Maintaining/Staffing two small Middle Schools rather than one*
- *Staffing for Nursing Services greater than acknowledged by EPS*
- *Maintaining/Staffing five small Elementary Schools rather than four*
- *Class Size Targets less than State standard*
- *Purchase of one 78 Type C school bus*
- *Lease payments for SPHS iPads, 6th grade iPads, SPHS staff laptops, and interactive whiteboards/displays*
- *Capital Improvement Projects for Mahoney, Memorial and SPHS approved by voters on June 9, 2009*

Explanation: The additional local funds are those locally raised funds over and above the municipality's local contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment on non-state funded debt service that will help achieve the school department budget for educational programs.

47. RESOLVE #41-17/18 – That the Board of Education be authorized to expend \$50,321,899 for the fiscal year beginning July 1, 2018 and ending June 30, 2019 from the municipality's contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-State funded school construction projects, additional local funds for school purposes under the Maine Revised statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools. Passage requires majority vote.
48. RESOLVE #42-17/18 - That the City of South Portland will appropriate \$25,000 for Adult Education and raise \$25,000 as the local share; with authorization to expend any additional, incidental, or miscellaneous receipts in the interest and for the well-being of the adult education program. Passage requires majority vote.
49. RESOLVE #43-17/18 - That the City of South Portland will raise and appropriate \$470,000 in additional local dollars in support of the food service program. Passage requires majority vote.
50. RESOLVE #44-17/18 – That the Board of Education be authorized to expend such other sums as may be received for state and federal grants or programs or other sources during the fiscal year for school and/or adult education purposes provided that such grants, programs or other sources do not require the expenditure of other funds not previously appropriated. Passage requires majority vote.

- 7 -
In Council
May 15, 2018

- 51. RESOLVE #45-17/18 – That the Board of Education be authorized to use all or part of additional state subsidy received, if any, to increase expenditures for school purposes in cost center categories approved by the School Board, increase the allocation of finances in a reserve fund approved by the School Board, and/or decrease the local cost share expectation, as defined in Title 20-A, section 15671-A(1)(B), for local property taxpayers for funding public education as approved by the School Board. Passage requires majority vote.
- 52. ORDER #215-17/18 – Authorizing the Superintendent to implement the FY19 School Department Capital Improvement Plan in the amount of \$680,183 as detailed in the Superintendent’s memo and FY19 Proposed CIP Expenditure Summary. Passage requires majority vote.
- 53. ORDER #216-17/18 – Authorizing the submission of a Shore and Harbor Planning grant application through the Maine Coastal Program, allocating local matching funds from the Cummings Road Business Park TIF account, and accepting awarded funds to be used for planning related to the Portland Street Pier. Passage requires majority vote.
- 54. ORDER #217-17/18 – Authorizing the City Manager to sign the Metropolitan Planning Agreement for Cooperative, Comprehensive and continuing Transportation Planning and Programming. Passage requires majority vote.
- 55. ORDER #218-17/18 – Implementing the 2019 Capital Improvement Program. Passage requires majority vote.
- M. Citizen Discussion (Second Part)**
- N. Councilor’s Round Robin**
- O. Executive Session**
- P. Adjournment**

Items may only be introduced after 11:00 p.m. upon a majority vote of Councilors present and voting. Items on a regular meeting agenda not introduced pursuant to this rule shall be placed on the next regular meeting agenda.