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APRIL 20, 2016

Roll Call: Mayor Blake called the meeting to order at 7:00pm. Councilor Morgan was absent. Assistant City Manager Joshua Reny sat in for City Manager Jim Gailey. Mayor Blake announced at the start of the meeting that Item #13 would be postponed to June 20, following a workshop on the proposed Pesticide Use Ordinance tentatively scheduled for June 13.

A. Acceptance of Minutes

Councilor Beecher moved for acceptance of the minutes, seconded by Fox. The motion passed 6-0.

B. Communications from City Manager

Assistant City Manager spoke on upcoming community events: Community Electronic Waste Recycling Day on 4/23, Paper Shredding Day at the Library on 4/30, and Medication Collection Day at the Portland Police Department on 4/30 from 10-2pm.

C. Petitions and Communications

Councilor Beecher attended "Beyond Pesticides" event at USM.

Councilor Smith attended a city recycling and sustainability meeting.

Councilor Rose spoke on recent attendance to a MMA Workshop on the roles of elected officials in Presque Isle, ME on 4/7.

Mayor Blake attended a Mother Earth fair addressing pesticides while visiting Asheville, NC.

D. Appointment Calendar

1.ORDER #86-14/15 – Conservation Commission, District Two(Smith), for an unexpired term which expires on 11/20/17.Postponed since 02/18/15. Passage requires majority vote.

Smith moved to postpone, seconded by Fox. The motion passed 6-0.

2.ORDER #114-14/15 – Conservation Commission, District One (Morgan), for an unexpired term which expires on 3/3/18.Postponed since 4/22/15. Passage requires majority vote.

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Blake moved to postpone, seconded by Smith. The motion passed 6-0.

3. ORDER #41-15/16 – Arts & Historic Preservation Committee, District Two (Smith), appointing **Liz Salamone** for an unexpired term which expires on 10/20/18. Postponed since 10/19/15. Passage requires majority vote.

Smith moved to postpone, seconded by Beecher. The motion passed 6-0.

4. ORDER #58-15/16 - Conservation Commission, District Two (Smith), for an unexpired term which expires on 11/20/18. Postponed since 12/21/15. Passage requires majority vote.

Smith moved to postpone, seconded by Cohen. The motion passed 6-0.

5. ORDER #71-15/16- Library Advisory Board, District One(Morgan), for an unexpired term which expires on 01/01/18. Postponed since 01/04/16. Passage requires majority vote.

Blake moved to postpone, seconded by Beecher. The motion passed 6-0.

6. ORDER #72-15/16 - Library Advisory Board, District Five(Fox), for an unexpired term which expires on 01/01/18. Postponed since 01/04/16. Passage requires majority vote.

Fox moved to postpone, seconded by Beecher. The motion passed 6-0.

7. ORDER #91-15/16 - Energy & Recycling Committee, District Two (Smith), for an unexpired term which expires on 05/05/18. Postponed since 02/01/16. Passage requires majority vote.

Smith moved to postpone, seconded by Rose. The motion passed 6-0.

8. ORDER #104-15/16 - Energy & Recycling Committee, District Three (Rose), appointing **Tyler Gleason** for an unexpired term which expires on 05/05/16. Postponed since 03/07/16. Passage requires majority vote.

There was no public comment.

Rose moved for passage, seconded by Cohen.

Cohen moved to amend Order #104-15/16 to add an additional term, expiring 05/05/19. Seconded by Rose. The motion passed 6-0.

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The main motion passed 6-0.

9. ORDER #114-15/16 - Board of Assessment Review, District Two (Smith), for an unexpired term which expires on 03/16/19. Postponed since 03/21/16. Passage requires majority vote.

Smith moved to postpone, seconded by Beecher. The motion passed 6-0.

10. ORDER #115-15/16 - Energy & Recycling Committee, District Three (Rose), for an unexpired term which expires on 05/05/16. Postponed since 03/21/16. Passage requires majority vote.

Rose moved to postpone, seconded by Cohen. The motion passed 6-0.

11. ORDER #127-15/16 - Planning Board, District Two (Smith), for an unexpired term which expires on 04/01/19. Passage requires majority vote.

Smith moved to postpone, seconded by Beecher. The motion passed 6-0.

12. ORDER #128-15/16 - Appointment of Democratic, Republican, Green Independent and Unenrolled Election Clerks. Passage requires majority vote.

There was no public comment.

Cohen moved for passage, seconded by Beecher. The motion passed 6-0.

E. Consent Calendar

F. Citizen Discussion (First Part)

Russ Lunt, Brigham St.
Steve Marsten, Hillside Ave.
Albert DiMillo, Colchester Dr.
Kelley Bouchard, Portland Press Herald

G. Public Hearings and Action

13. ORDINANCE #9-15/16 – Amending the Code of Ordinances establishing Chapter 32, “Pesticide Use Ordinance”. Passed first reading 04/04/16. ROLL CALL VOTE. Passage requires majority vote.

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Cohen moved to postpone to June 20, seconded by Rose. Motion passed 6-0.

H. Action on Old and New Business

14. ORDER #129-15/16 - Accepting miscellaneous donations. Passage requires majority vote.

There was no public comment.

Beecher moved for passage, seconded by Fox. The motion passed 6-0.

15. RESOLVE #8-15/16 – Endorsing Portland Area Comprehensive Transportation System (PACTS) projects for traffic signal improvements at the intersections of Broadway at Evans Street and Broadway at Lincoln Street and constructing a multi-use path extension on Main Street through Cash Corner. Passage requires majority vote.

The following spoke on this item:
Russ Lunt, Brigham St.

Smith moved for passage, seconded by Beecher. The motion passed 6-0.

16. ORDER #130-15/16 – Appropriating \$53,665 from Undesignated FundBalance and award of Bid #25-16 to Freightliner of Maine, of Portland, ME, for the purchase of a roll off truck to be used by the Public Works Department. Passage requires majority vote.

The following spoke on this item:
Russ Lunt, Brigham St.

Beecher moved for passage, seconded by Fox. The motion passed 6-0.

The Council was asked to provide guidance on a citizen's suggestion to paint the roll off truck pink for breast cancer awareness. Councilors Smith, Rose, Blake, and Fox spoke in support; Councilors Cohen and Beecher spoke in concern for consistency and setting precedence for different causes.

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17.ORDER #131-15/16 – Authorizing the submission of a grant application to the Maine Bureau of Highway Safety under the 2016 Young Driver Safety Mini Grant Program and accepting awarded funds to be used by the Police Department. Passage requires majority vote.

There was no public comment.

Cohen moved for passage, seconded by Fox. The motion passed 6-0.

18.ORDER #132-15/16 – Authorizing the submission of a grant application to the Maine Bureau of Highway Safety under the 2016 Distracted Driving Enforcement Program and accepting awarded funds to be used by the Police Department. Passage requires majority vote.

The following spoke on this item:

Russ Lunt, Brigham St.
Patricia Whyte, Orchard St.
Steve Marsten, Hillside Ave.

Beecher moved for passage, seconded by Fox. The motion passed 6-0.

19.ORDER #133-15/16 – Authorizing the submission of a grant application to the Maine Bureau of Highway Safety under the 2016 Click It or Ticket/BuckleUp No Excuses Enforcement and Education Program and accepting awarded funds to be used by the Police Department. Passage requires majority vote.

There was no public comment.

Beecher moved for passage, seconded by Fox. The motion passed 6-0.

20.ORDER #134-15/16 - Authorizing the City Manager to execute and deliver to Northern Utilities, Inc. d/b/a Unitil a temporary construction access easement agreement and a permanent easement agreement for gas facilities within a portion of Thomas Knight Park (a portion of Assessor's Map 15, Lot 89-A). Passage requires majority vote.

The following spoke on this item:

Matt Doughty, Unitil
Peggy McGee, Unitil legal counsel

Cohen moved for passage, seconded by Beecher. The motion passed 6-0.

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21.ORDER #135-15/16 – Accepting a grant in the amount of \$1,500 from the Casco Bay Estuary Partnership (CBEP) under its 2016 Casco Bay Community Program to be used by the South Portland Conservation Commission. Passage requires majority vote.

There was no public comment.

Smith moved for passage, seconded by Fox. The motion passed 6-0.

22.ORDER #136-15/16 - Authorizing the City Manager to accept delivery of an easement deed from Central Maine Power Company (CMP) for a 25 foot wide roadway access on CMP's land off Broadway (a portion of Assessor's Map19, Lot 157A) . Passage requires majority vote.

There was no public comment.

Cohen moved for passage, seconded by Beecher. The motion passed 6-0.

I. Citizen Discussion (Second Part)

Patricia Whyte, Orchard St.

J. Councilor's Round Robin

Blake commented on Earth Day (April 22) and mentioned that a city Land Trust clean-up will be organized soon.

Rose mentioned that MMA has a workshop on drones, following up on citizen's comment regarding FFA regulations and drones at Bug Light Park.

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 Clerk.

Cohen motion to go into executive session at 8:40pm, seconded by Beecher. The motion passed 6-0.

Cohen motioned to come out of executive session at 9:15pm, seconded by Fox. The motion passed 6-0. Blake motioned to adjourn at 9:16pm, seconded by Smith. The motion passed 6-0.

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ATTEST 

Emily F. Carrington