

**IN COUNCIL REGULAR MEETING VOL. 78 PAGE 97**  
**APRIL 19, 2017**

**Roll Call:** Mayor Smith called the meeting to order at 7:00pm. Councilor Fox was absent.

**A. Acceptance of Minutes**

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

**B. Communications from City Manager**

Mr. Morelli announced the next City Council workshop on April 24 to contain items regarding the marijuana moratorium and amendment to RESOLVE #6-16/17. The workshop on April 26 contains a review of "parking lot" budget items and a review of the FY18 CIP Budget.

Kevin Davis, Library Director, presented on Library Services Delivery to Homebound.

**C. Reports from Boards and Committees**

Cohen attended the last meeting of MMA LPC for the legislative year. Henderson attended a meeting of the Watershed Advisory Committee. Smith attended a meeting of the Bike/Ped committee.

**D. Petitions and Communications**

**E. Appointment Calendar**

1. 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 Morgan. The motion passed 6-0.

2. ORDER #112-16/17 – Board of Assessment Review, District Five (Fox), for a term which expires 12/31/19. Postponed since 1/4/17. Passage requires majority vote.

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

3. ORDER #151-16/17 – Board of Appeals, District At-Large (Henderson), for an unexpired term which expires on 7/23/19. Passage requires majority vote.

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

4. ORDER #163-16/17 – Energy & Recycling Committee, District Three (Rose), appointing **Michele Danois** for an unexpired term which expires 05/05/19. Passage requires majority vote.

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

5. ORDER #172-16/17 – Appointing members to the Affordable Housing Ad-Hoc Committee. Passage requires majority vote.

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

**F. Consent Calendar**

**IN COUNCIL REGULAR MEETING VOL. 78 PAGE 98**  
**APRIL 19, 2017**

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

Russ Lunt, Brigham St.  
Albert DiMillo, Colchester Dr.  
Adrian Dowling, Brickhill Ave.

**H. Public Hearings and Action**

6. ORDINANCE #14-16/17 – Amending Chapter 27, re: Solar Ordinance. Passed first reading 3/6/17 and postponed since 3/20/17. ROLL CALL VOTE. Passage requires five (5) affirmative votes.

Rose motioned for passage, seconded by Morgan. The motion passed 6-0 on a roll call vote.

7. ORDER #173-16/17 – Granting North 43, 1 Spring Point Drive, a F/E Restaurant with Liquor License. Passage requires majority vote.

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

8. ORDER #174-16/17 – Granting South Portland Urban Air, LLC a F/E Restaurant with Malt & Vinous License. Passage requires majority vote.

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

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

9. ORDER #175-16/17 – Accepting miscellaneous donations. Passage requires majority vote.

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

10. ORDER #176-16/17 – Granting a street closure of Madison Street Extension at Madison Street for the Bug Light Family 4<sup>th</sup> event on July 4, 2017 from 4:30pm to 10:15pm. Passage requires majority vote.

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

11. ORDER #177-16/17 – Authorizing the submission of a grant application to the Maine Bureau of Highway Safety under the 2017 Click It or Ticket/Buckle Up No Excuses Enforcement and Education Program and accepting awarded funds to be used by the Police Department. Passage requires majority vote.

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

12. ORDINANCE #16-16/17 – Amending Chapter 27, “Zoning,” regarding the Suburban Commercial District (CS) Zone and a Zone Map change from CPCCR at Clark’s Pond and substantial portions of the property owned by Ocean Properties at Sable Oaks to CS. First reading. Passage requires majority vote.

The following spoke:

Jim Hoy  
Russ Lunt, Brigham St.  
George Corey, Franklin Terrace  
Pete Connell

**IN COUNCIL REGULAR MEETING VOL. 78 PAGE 99  
APRIL 19, 2017**

Vincent Maietta  
Leah Henniger  
Adrian Dowling

Cohen moved for passage, seconded by Morgan. Cohen moved to amend the Ordinance to change mentions of the height restriction to 86', seconded by Beecher. The amendment passed 6-0. Rose moved to refer the Ordinance to another workshop for further discussion, seconded by Henderson. The motion failed 2-4 (Smith, Morgan, Beecher, Cohen).

The main motion passed as amended 6-0.

**13. ORDINANCE #17-16/17 – Amending Chapter 14, “Licenses, Permits and Business Regulations Generally,” regarding Food Trucks. First reading. Passage requires majority vote.**

The following spoke:  
George Corey, Franklin Terrace

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

**14. ORDER #178-16/17 – Authorizing the submission of a Shore and Harbor Planning grant application through the Maine Coastal Program, allocating local matching funds from the Greater Portland Public Development Commission (GPPDC) grant account, and accepting awarded funds to be used by the Parks, Recreation and Waterfront Department. Passage requires majority vote.**

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

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

**K. Councilor’s Round Robin**

Cohen attended the recent Police Recognition Awards ceremony and thanked the Police and Fire Departments for all they do for the City.

Henderson praised the City.

**L. Executive Session**

Morgan moved to adjourn at 10:03pm, seconded by Cohen. The motion passed 6-0.

A TRUE COPY ATTEST



\_\_\_\_\_  
Emily F. Scully