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**IN COUNCIL SPECIAL MEETING VOL. 80 PAGE 1  
JULY 10, 2018**

Mayor Cohen called the meeting to order at 7:00pm.

**A. Roll Call**

Councilor Morgan was absent.

**B. Acceptance of Minutes**

Councilor Beecher moved for acceptance of the minutes from June 19, 2018, seconded by Councilor Lewis. The motion passed 6-0.

**C. Communications from the City Manager**

City Manager Morelli introduced Facilities Manager, David Cunningham, and Employee Relations Manager, Bryan Connelly. The City Manager also reminded the public of the Comprehensive Plan Committee's Knightville Fore and Aft survey that is available on the city's website.

**D. Reports from Boards and Committees**

Councilor Beecher said the Senior Citizen Advisory Committee was still organizing survey data. Ecomaine needs the help of citizens to help with education regarding recycling and trash; too much trash is going into recycling containers.

Councilor Lewis said that the skate park committee is still being formed and the committee hopes to have more participants from residents living on the west side of the city.

Mayor Cohen said that Maine Municipal Association's executive committee recently interviewed four Gubernatorial candidates. The interviews were recorded and will soon be available on the MMA website.

**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. Postponed since February 6, 2018. 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 #193-17/18 – Energy & Recycling Committee, District Five (Dowling), for a term which expires May 5, 2021. Postponed since May 15, 2018. Passage requires majority vote.
5. ORDER #195-17/18 – Energy & Recycling Committee, District One (Morgan), for a term which expires May 5, 2021. Postponed since May 15, 2018. Passage requires majority vote.
7. ORDER #02-18/19 – Library Advisory Board, District Three (Rose), for an unexpired term which expires December 31, 2020. Passage requires majority vote.

**IN COUNCIL SPECIAL MEETING VOL. 80 PAGE 2**  
**JULY 10, 2018**

A motion was made by Councilor Lewis to postpone items 1-5 & 7. Seconded by Councilor Beecher. The motion passed 6-0.

**6.** ORDER #01-18/19 – Board of Harbor Commissioners, Mayoral Appointment, appointing **Gene Willard** for a term which expires June 30, 2021. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St  
Bill Van Voorhis, Harbor Commission

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

**G.Consent Calendar**

**8.**ORDER #03-18/19 - Granting a street closure request of Monroe Street for a graduation party from 4:00 p.m. through 10:00 p.m. on July 14, 2018. Passage requires majority vote.

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

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

Russ Lunt, Brigham St  
Brian Leonard, SPC-TV

**I.Public Hearings and Action**

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

**9.**ORDER #04-18/19 – Accepting miscellaneous donations. Passage requires majority vote.

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

**10.**ORDER #05-18/19 – Authorizing the City Manager to accept delivery of a utility easement deed from Highland Commons Condominium Association in relation to the Wainwright Complex. Passage requires majority vote.

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

**11.**ORDER #06-18/19 – Accepting a Safety Enhancement Grant from Maine Municipal Association in the amount of \$650.67 to be used for the purchase of a roof hatch railing for the Community Center. Passage requires majority vote.

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

**12.**ORDER #07-18/19 – Accepting a TD Tree Days Award in the amount of \$14,500 from The Arbor Day Foundation and TD Bank. Passage requires majority vote.

Councilor Lewis moved for passage, seconded by Councilor Dowling. The motion passed 6-0.

**IN COUNCIL SPECIAL MEETING VOL. 80 PAGE 3**  
**JULY 10, 2018**

**13.**ORDER #08-18/19 – Award of Bid #01-19 to Asplundh Tree Service, Inc., of Naples, ME, to provide tree pruning and removal services. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St

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

**14.**ORDER #09-18/19 – Amending the curbside solid waste/recycling collection contract with Pine Tree Waste. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St

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

**15.**ORDER #10-18/19 – Authorizing the method of sale of a City-owned parcel of land located at 14 Bowdoin Avenue (Tax Map 33, Lot 16) as a negotiated sale to the abutting property owner, A&M Ventures, LLC, pursuant to Sec. 2-171(2)(b)(3) of the Code of Ordinances and further authorizing the City Manager to negotiate and complete such sale. Passage requires majority vote.

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

**16.** ORDINANCE #01-18/19 – Amending Chapter 2, “Administration and Legislation, regarding the Energy & Recycling Committee. First reading. Passage requires majority vote.

Councilor Rose moved for passage and setting the date of public hearing to July 17, seconded by Councilor Beecher.

Councilor Lewis moved to amend the motion to set the date of public hearing to August 7, seconded by Councilor Rose. The motion passed 6-0.

The main motion passed 6-0.

**17.**ORDER #11-18/19 – Accepting the incipient dedication of a portion of Lawn Avenue as a City Street. Passage requires majority vote.

The following spoke:

Jizel Lopez, Lawn Avenue  
Carol Lohrmann, Lawn Avenue  
Russ Lunt, Brigham St

Councilor Dowling moved for passage, seconded by Councilor Beecher.

Councilor Rose moved to amend the order to require the removal of pavement from Lincoln Avenue to the driveway of Ms. Lopez’ property. Seconded by Councilor Beecher.

Councilor Rose moved to postpone the item to August 7, seconded by Councilor Beecher. The motion passed 6-0.

**IN COUNCIL SPECIAL MEETING VOL. 80 PAGE 4  
JULY 10, 2018**

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

**19. Councilor's Round Robin**

Mayor Cohen thanked officers Boswick and Scarpelli who retired from the Police Department after years of service.

Councilor Lewis said it was great to see Bryan Connolly hired to the City's Human Resources' department; has previously worked with Bryan. Reminded the public of the Mill Creek Concert Series happening on Wednesdays and the Bug Light Movie Nights occurring on Thursdays in July. Thanked Mayor Cohen for her service and dedication to the City.

Councilor Rose said the residents of Buchanan Street and nearby celebrated the annual James Buchanan wake and block party last weekend with a movie night. It was well attended.

Councilor Beecher thanked Chase Hewitt, intern of the Executive Department at the City, Dr. Kroom and students and everyone who has assisted with the data collection from the results of the survey. Thanked Tex Haeuser for his service to the City.

Councilor Henderson commented on the beauty of the City and said it was a great place to live.

**20. Executive Session**

**21. Adjournment**

Councilor Dowling moved to adjourn, seconded by Councilor Rose. The motion passed 6-0. The meeting adjourned at 8:39pm.



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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
JULY 17, 2018**

Mayor Cohen called the meeting to order at 7:00pm.

**A. Roll Call**

All Councilors were present.

**B. Acceptance of Minutes**

Councilor Dowling moved to accept the minutes from July 10, 2018; seconded by Councilor Henderson. The motion passed 7-0.

**C. Communications from the City Manager**

The City Clerk mentioned that nomination papers are available starting July 30. 100 signatures must be collected for the offices for City Councilor District 3, City Councilor District 4, and School Board Member District 3, 4 and 5. The filing deadline is September 7.

**D. Reports from Boards and Committees**

Mayor Cohen said the MMA Gubernatorial Interviews are now available on Maine Municipal Association's website and will be posted to the City's website.

**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. Postponed since February 6, 2018. 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 #193-17/18 – Energy & Recycling Committee, District Five (Dowling), for a term which expires May 5, 2021. Postponed since May 15, 2018. Passage requires majority vote.

5. ORDER #195-17/18 – Energy & Recycling Committee, District One (Morgan), for a term which expires May 5, 2021. Postponed since May 15, 2018. Passage requires majority vote.

6. ORDER #02-18/19 – Library Advisory Board, District Three (Morgan), for an unexpired term which expires December 31, 2020. Postponed on July 10, 2018. Passage requires majority vote.

7. ORDER #12-18/19 – Energy & Recycling Committee, District One (Morgan), for an unexpired term which expires May 5, 2021. Passage requires majority vote.

Councilor Morgan moved to postpone items 1-7, seconded by Councilor Beecher. The motion passed 7-0.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 2  
JULY 17, 2018**

**G. Consent Calendar**

**8.** ORDER #13-18/19 - Granting a street closure request of Ocean Street from A Street to Waterman Drive for the Knightville Street Festival on August 18, 2018 from 2:00 p.m. to 8:30 p.m. Passage requires majority vote.

Councilor Beecher moved for passage, seconded by Councilor Morgan. The motion passed 7-0.

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

Russ Lunt, Brigham St  
Peter Anderson, Anthoine St  
Melanie Wiker, B Street

Order #16 was taken out of order by consensus of the Council.

**13.** ORDER #16-18/19 – Award of Bid #04-19 to O’Connor Auto Park, of Augusta, ME, for the purchase of a 78-passenger Type “C” school bus with lap and shoulder belts for the School Department. Passage requires majority vote.

Councilor Dowling moved for passage, seconded by Councilor Morgan. The motion passed 7-0.

Councilor Henderson moved to take Order #14 out of order. Seconded by Councilor Rose. The motion passed 7-0.

**11.** ORDER #14-18/19 – Authorizing the City Manager to schedule a series of community forums regarding short-term rental regulations. Passage requires majority vote.

The following spoke on this item:

- Jeff Steinbrink, Victory Ave
- Paul Vost, Ocean House Drive
- Peter Stanton, Deake St
- Russ Lunt, Brigham St
- Micah Enberg, Sunset Ave
- Wells Person, Angell Ave
- Peter Anderson, Anthoine St
- George D’Varris, Victory Ave
- Patricia Morrison, Preble St
- Dan Romano, Simonton St
- Diane Romano, Simonton St
- Stephen Derr, Ocean View Ave
- San Frantoni, Bay Road
- Roberta Zuckerman, Preble St
- John Murphy, Willard St
- Louise Tate, Deake St
- Rosemarie DeAngelis, Pleasantdale

Councilor Henderson moved for passage, seconded by Councilor Morgan.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 3  
JULY 17, 2018**

Councilor Rose moved to amend the order, to remove “(3)” from the order. Seconded by Councilor Dowling. The motion passed 4-3 (Henderson, Cohen, Morgan).

Councilor Rose moved to amend the order to add “owner-occupied” before the phrase “short-term rental” within “(1)”. Seconded by Councilor Dowling. The motion failed 2-5 (Lewis, Dowling, Beecher, Morgan, Henderson).

Councilor Morgan moved to amend the fiscal note to replace “Less than \$1,000” with “Not to exceed \$5,000”. Seconded by Councilor Beecher. The motion passed 7-0.

The order passed, as amended, 7-0.

**I. Public Hearings and Action**

**9. ORDINANCE #22-17/18 – Amending Chapter 14, “Licenses, Permits and Business Regulations Generally,” regarding Short Term Rentals. Passed first reading on June 5, 2018. ROLL CALL VOTE. Passage requires majority vote.**

The following spoke on this item:

Stephen Derr, Ocean View Ave  
Peter Anderson, Anthoine St  
Diane Romano, Simonton St  
San Frantoni, Bay Rd  
Michael Frabotta, Preble St  
Patricia Morrison, Preble St  
Ken Ball, Broadway  
Jeff Steinbrink, Cottage Rd  
Dan Romano, Simonton St  
Devin Deane, Thirlmere Ave  
Melanie Wiker, B Street  
Micah Enger, Sunset Ave  
Paul Vost, Ocean House Road  
Peter Stanton, Deake St  
John Murphy, Willard St  
Debra Pearce, Ocean Rd  
Joanna Schaefer, Cottage Rd  
Georgia D’Varris, Victory Ave  
Russ Lunt, Brigham St  
Wells Person, Angell Ave  
George Corey, Franklin Terrace

Councilor Henderson moved for passage, seconded by Councilor Morgan.

Councilor Morgan moved to amend ORDINANCE #22-17/18 to replace the definition of “Authorized accessory dwelling unit” in Sec. 14-801 with the following: “*Authorized accessory dwelling unit* means a residential living unit, subordinate to a one-family detached dwelling unit that (a) has been approved by the Planning Board pursuant to the Sec. 27-1576 et seq. of the City’s Zoning Ordinance, as may be amended, and that has a valid certificate of occupancy or (b) has a valid certificate of occupancy issued prior to February 22, 2004, the effective date of Sec. 27-1576 et seq. of the City’s Zoning Ordinance.” and to include “(other than an authorized accessory dwelling unit as defined herein)” to 14-803(c).



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JULY 17, 2018**

Seconded by Councilor Beecher. The amendment passed 7-0.

Councilor Dowling moved to amend ORDINANCE #22-17/18 Sec. 14-805(b)(12) to include: "Parking. The Owner must submit a sketch plan identifying all on-site parking, including guest parking, as part of the registration process. The Owner must provide sufficient on-site parking to meet the parking requirements of Chapter 27 for the dwelling unit(s), as well as sufficient on-site parking for all guest vehicles. The number of guest vehicles allowed shall be restricted to the number of on-site parking spaces provided by the Owner. Parking space within a garage may be counted for this purpose, and tandem parking is allowed. Guest parking on the street is prohibited." Seconded by Councilor Beecher. The amendment passed 7-0.

Corporation Counsel declared both amendments to not be substantive to warrant another first reading of the ordinance.

The main motion passed 5-2 (Rose, Dowling) on a roll call vote.

**10. ORDINANCE #23-17/18 – Amending Chapter 27, "Zoning," regarding Short Term Rentals. Passed first reading on June 5, 2018. ROLL CALL VOTE. Passage requires five (5) affirmative votes.**

The following spoke:

- Michael Frabotta, Preble St
- Diane Romano, Simonton St
- Dan Romano, Simonton St
- Peter Stanton, Deake St
- Paul Vost, Ocean House Road

Councilor Morgan moved for passage, seconded by Councilor Henderson. The motion passed 5-2 (Rose, Dowling) on a roll call vote.

Councilor Morgan moved to continue with the agenda past 11:00pm, seconded by Councilor Henderson. The motion passed 4-3 (Lewis, Dowling, Rose).

Mayor Cohen called for a five minute recess.

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

**12. ORDER #15-18/19 – Establishing the new Thornton Heights Commons, LP Affordable Housing Development District (TIF) District and the adoption of a Development Program. Passage requires majority vote.**

The City Clerk read the item.

The City Manager introduced the item to the City Council, explaining that the housing project at 611 Main Street that received the required zoning change by the City Council will rely upon TIF funding. TIF funding is awarded based on a point system and is very competitive. For this particular TIF project, a 75% tax reimbursement would be granted to the developer, and 25% of those funds would go towards education, an allowable use under this TIF.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 5**  
**JULY 17, 2018**

Mayor Cohen opened the public hearing.  
The following spoke:

Cara Claire, Lincoln Street, spoke in support of the TIF, saying affordable housing is needed in the community and speaking in support of the funding going to support education. She spoke in favor of the project's green space, and the value the project will add to the community, and spoke about the affordable housing crisis that exists within the City of South Portland and that this project will really help.

Devin Deane, Thirlmere Avenue, spoke in support of the TIF, saying this was the next logical step in the process following the required zoning change that would allow the project to come to fruition. This is part of doing the project well. The project will be a benefit to the neighborhood. He spoke on the value of the project to the community and said it's a project that really matters.

Russ Lunt, Brigham Street, spoke in favor of the TIF; hopes the project gets the funding it needs to succeed, said he was 100% for the project.

Rosemarie DeAngelis, Pleasantdale, spoke in support of the project; noted that there were other attempts to bring other projects to this particular site, and this was the best one that will enhance Main Street. This project brings together commercial and residential in one building which aligns with the City's comprehensive plan. The project will increase diversity and value in the neighborhood. She thanked South Portland Housing Authority and the City for working cooperatively together. She noted there was previous Council support for the TIF proposed by Avesta and hopes the City will unanimously support the South Portland Housing Authority.

Michah Enger, Sunset Avenue, spoke against the project; said that at the meeting where the zoning change was approved, he counted 12 people who spoke against it and two people who spoke in favor of the project. He expressed concern for the project that appears to not be able to afford itself and in order to do so require a TIF that will raise taxes to create an affordable housing project. He spoke against corporate welfare and giving corporations a tax break. He asked for the City Council to vote against the TIF project.

The Mayor closed the public hearing.

Councilor Morgan moved for passage of ORDER #15-18/19, seconded by Councilor Beecher.

Councilor Morgan spoke in support of the TIF project; although he did not support the zoning change, he noted that the City has done well with TIF projects and they have been of benefit to the community. He said the State will not consider TIFs when allocating State funds to the municipality.

Councilor Beecher asked for an explanation of TIF projects.

Shana Cook Mueller, Bernstein Shur, explained TIF projects to the City Council. She said TIF projects present an opportunity for the City to freeze the assessed value of an area of the City. The captured assessed value then goes into a TIF fund. 75% of the fund is reimbursed to the developer for their project, and 25% of the fund will be allocated to education costs. She also confirmed the tax shift benefit, that the TIF funding is invisible to the State valuation.

Councilor Henderson said she would vote for this project.

Councilor Morgan said the explanation of the TIF project was very thorough and excellent.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 6  
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Councilor Rose noted that this project gives value to the community where another project that could have occupied the area may not have been able to do so.

Mayor Cohen said she was in favor of the project and very supportive of the South Portland Housing Authority.

The Council voted 7-0 for passage.

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

Devin Deane, Thirlmere Ave  
Rosemarie DeAngelis, Pleasantdale  
Micah Enger, Sunset Ave

**L. Councilor's Round Robin**

Councilor Rose said he did not need an apology but wants a Code-focused culture.

**N. Adjournment**

Councilor Morgan moved to adjourn at 11:40pm, seconded by Councilor Lewis.  
The motion passed 7-0.



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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
AUGUST 7, 2018**

Mayor Cohen called the meeting to order at 7:00pm. Greg L'Heureux, Finance Director, filled in for the City Manager. At the beginning of the meeting, item #17 was moved to be withdrawn from the agenda by Councilor Morgan and seconded by Councilor Beecher. The item was withdrawn from the agenda by a 7-0 vote.

**A. Roll Call**

All Councilors were present.

**B. Acceptance of Minutes**

Councilor Beecher moved for acceptance of the minutes, seconded by Councilor Rose. The motion passed 7-0.

**C. Communications from the City Manager**

Introduction of new Planner - Justin Barker

90-Day FEMA Appeal Period has begun; mentioned deadlines. More information will be coming from the Planning department and posted on the City's website.

**D. Reports from Boards and Committees**

Councilor Lewis stated that the Open Space Committee held its public forum on July 31, was pretty well attended. There will be a draft coming back based upon the feedback shared at another open forum scheduled for October.

Councilor Beecher stated that the Senior Advisory Committee was still working on the survey data.

Councilor Henderson stated that the Long Creek Watershed committee met recently; addressed trees that have been removed from the medians due to crashes.

**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. Postponed since February 6, 2018. 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 #193-17/18 – Energy & Recycling Committee, District Five (Dowling), for a term which expires May 5, 2021. Postponed since May 15, 2018. Passage requires majority vote.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 2  
AUGUST 7, 2018**

5. ORDER #195-17/18 – Energy & Recycling Committee, District One (Morgan), for a term which expires May 5, 2021. Postponed since May 15, 2018. Passage requires majority vote.
6. ORDER #02-18/19 – Library Advisory Board, District Three (Morgan), for an unexpired term which expires December 31, 2020. Postponed since July 10, 2018. Passage requires majority vote.
7. ORDER #12-18/19 – Energy & Recycling Committee, District One (Morgan), for an unexpired term which expires May 5, 2021. Postponed on July 17, 2018. Passage requires majority vote.
8. ORDER #17-18/19 – Board of Appeals, At-Large (Beecher), for a term which expires on July 23, 2021. Passage requires majority vote.
9. ORDER #18-18/19 – Board of Appeals, District Two (Lewis), for a term which expires on July 23, 2021. Passage requires majority vote.
10. ORDER #19-18/19 – Board of Appeals, District One (Morgan), for a term which expires on July 23, 2021. Passage requires majority vote.

Councilor Morgan moved to postpone items 1-10, seconded by Councilor Henderson. The motion passed 7-0.

**G. Consent Calendar**

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

Russ Lunt, Brigham St.

**I. Public Hearings and Action**

11. ORDINANCE #1-18/19 – Amending Chapter 2, “Administration and Legislation, regarding the Energy & Recycling (ERC) Committee. Passed first reading on July 10, 2018. ROLL CALL VOTE. Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Beecher. The motion passed 7-0 on a roll call vote.

12. ORDER #20-18/19 - Granting Books-A-Million, 430 Gorham Road, a F/E Restaurant with Malt & Vinous license. Passage requires majority vote.

Councilor Beecher moved for passage, seconded by Councilor Morgan. The motion passed 7-0.

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

13. ORDER #11-18/19 – Accepting the incipient dedication of a portion of Lawn Avenue as a City Street. Postponed on July 10, 2018. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St.

*This item was postponed with a motion for amendment on the floor from July 10.*

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 3  
AUGUST 7, 2018**

Councilor Rose withdrew motion for amendment, made at the July 10 meeting. Councilor Beecher withdrew the second on the motion.

Councilor Rose moved to amend ORDER #11 by adding SUBSTITUTE ORDER #11 in place of ORDER #11. Seconded by Councilor Dowling. The amendment passed 7-0.

The main motion passed 7-0. *(The main motion for passage was made by Councilor Dowling and seconded by Councilor Beecher at the July 10 meeting.)*

**14.**ORDER #21-18/19 - Accepting miscellaneous donations. Passage requires majority vote.

Councilor Beecher moved for passage, seconded by Councilor Henderson. The motion passed 7-0.

**15.**ORDER #22-18/19 - Authorizing the City Manager to sign a collective bargaining agreement with AFSCME Local 461, Council 93 Public Works and Parks from July 1, 2018 to June 30, 2021. Passage requires majority vote.

The following spoke:

Stephanie Weaver, Human Resources Director  
Russ Lunt, Brigham St

Councilor Morgan moved for passage, seconded by Councilor Henderson. The motion passed 7-0.

**16.**ORDER #23-18/19 – Award of Bid #05-19 to Dearborn Construction, Inc., of Buxton, ME, for the Ottawa Road Service Area Removal Phase I Project. Passage requires majority vote.

The following spoke:

Justin Gove, WRP  
Russ Lunt, Brigham St.

Councilor Morgan moved for passage, seconded by Councilor Beecher. The motion passed 7-0.

**17.**ORDER #24-18/19 – Authorizing the method of sale of a City-owned parcel of land located at 228 Margaret Street (Tax Map 13, Lot 203) as a negotiated sale to the abutting property owners, Jay and Suzanne Woodward, and authorizing the City Manager to negotiate and complete the sale. Passage requires majority vote.

Councilor Morgan moved to withdraw from the agenda, seconded by Councilor Beecher. The motion passed 7-0.

**18.**ORDER #25-18/19 - Authorizing the method of sale of tax-acquired property located at 150 Sawyer Street (Map 6, Lot 139). Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Beecher. The motion passed 7-0.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 4  
AUGUST 7, 2018**

**19.ORDER #26-18/19** – Accepting a grant from Stonyfield Organic in the amount of \$5,000 and approve an initiative with Stonyfield Organic and Project Management Services, from Osborne Organic and Beyond Pesticides, for the development of a natural turf demonstration and educational area in Bug Light Park. Passage requires majority vote.

The following spoke on this item:

Julie Rosenbach, Sustainability Director  
Russ Lunt, Brigham St

Councilor Rose moved for passage, seconded by Councilor Lewis. The motion passed 7-0.

**20.ORDER #27-18/19** – Authorizing the City Manager to proceed with the Streetlight Conversion Project and authorizing municipal lease purchase financing for project costs. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St.  
John Murphy, Willard St.

Councilor Morgan moved for passage, seconded by Councilor Lewis.

Councilor Morgan moved to amend the ORDER to replace the fiscal amount from \$1,542,000 to \$1,686,000. Seconded by Councilor Rose. The motion passed 7-0.

Councilor Dowling moved to amend the order to add the condition that the color temperature of all street lights be 2,000K. Seconded by Councilor Rose. The motion passed 4-3 (Morgan, Beecher, Cohen).

The main motion passed 7-0.

**21.ORDER #28-18/19** - Establishing an *ad hoc* Skateboard Advisory Committee. Passage requires majority vote.

The following spoke:

Anthony Johnson, Parks & Rec Department  
John Murphy, Willard St.  
Rosemarie DeAngelis, Pleasantdale

Councilor Lewis moved for passage, seconded by Councilor Rose.

The original order (containing appointments) was sent out by staff in error. Councilor Lewis moved to amend the ORDER to replace the existing order with the amended version that was corrected by staff. Seconded by Councilor Dowling. The motion passed 7-0.

Councilor Lewis moved to amend the order to change the time specified for reporting from 18 months to 12 months. Seconded by Councilor Rose. The motion passed 7-0.

The main motion passed 7-0.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 5  
AUGUST 7, 2018**

**22.**ORDER #29-18/19 – Authorizing the Mayor to sign the City’s Voting Ballot for the MMA Annual Election for Vice-President and Executive Committee Members. Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Beecher. The motion passed 7-0.

**23.**ORDER #30-18/19 – Award of Bid #10-19 to Whalley Computer Associates, Inc., of Southwick, MA, for the purchase of Chromebooks for the School Department. Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Beecher. The motion passed 6-1 (Lewis).

**24.**ORDER #31-18/19 Award of Bid #11-19 to ProAv Systems, of Westbrook, ME, for Interactive Panels for the School Department. Passage requires majority vote.

Councilor Beecher moved for passage, seconded by Councilor Rose. The motion passed 6-1 (Lewis).

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

Rosemarie DeAngelis, Pleasantdale  
John Murphy, Willard St.

**L. Councilor’s Round Robin**

Councilor Beecher reminded the public that Art in the Park was happening on Saturday, August 11 in Mill Creek Park.

Mayor Cohen announced that she was not running for another term for City Councilor District 4.

**M. Executive Session**

**N. Adjournment**

Councilor Dowling moved to adjourn, seconded by Councilor Rose. The motion to adjourn passed 7-0. The meeting adjourned at 10:05pm.



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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
AUGUST 21, 2018**

Mayor Cohen called the meeting to order at 7:00pm.

**A. Roll Call**

All Councilors were present.

**B. Acceptance of Minutes**

Councilor Morgan moved for passage, seconded by Councilor Beecher. The motion passed 7-0.

**C. Communications from the City Manager**

The Mayor congratulated the City Manager on his MTCMA re-certification.

The City Clerk announced that requests for absentee ballots may be made online or at the Clerk's office through November 1. Ballots will be mailed to voters once the ballots arrive in early October.

**D. Reports from Boards and Committees**

The City Council was presented the first monthly report (titled "Forward") from the City Manager for July 2018. The report will be submitted monthly and summarize city department activities each month. The report is available on the City's website.

**E. Petitions and Communications**

The City Clerk presented the certification of the Referendum Petition for Ordinance #22 (Chapter 14) and Ordinance #23 (Chapter 27) regarding Short Term Rentals to the City Council, as required by Charter.

**F. Appointment Calendar**

The Mayor called for a motion to withdraw the four vacancies to the Energy & Recycling Committee from the agenda.

**1.** ORDER #118-17/18 – Energy & Recycling Committee, District Five (Dowling) for term which expires on May 5, 2021. Postponed since February 6, 2018. Passage requires majority vote.

**4.** ORDER #193-17/18 – Energy & Recycling Committee, District Five (Dowling), for a term which expires May 5, 2021. Postponed since May 15, 2018. Passage requires majority vote.

**5.** ORDER #195-17/18 – Energy & Recycling Committee, District One (Morgan), for a term which expires May 5, 2021. Postponed since May 15, 2018. Passage requires majority vote.

**7.** ORDER #12-18/19 – Energy & Recycling Committee, District One (Morgan), for an unexpired term which expires May 5, 2021. Postponed since July 17, 2018. Passage requires majority vote.

Motion to withdraw made by Councilor Beecher and seconded by Councilor Morgan. The motion passed 7-0.

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Motion to postpone items 2, 3, and 10 made by Councilor Rose. Seconded by Councilor Lewis. The motion passed 7-0.

**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.

**10.** ORDER #19-18/19 – Board of Appeals, District One (Morgan), for a term which expires on July 23, 2021. Postponed on August 7, 2018. Passage requires majority vote.

**6.** ORDER #02-18/19 – Library Advisory Board, District Three (Rose), appointing **Jennifer Lupica** for an unexpired term which expires December 31, 2020. Postponed since July 10, 2018. Passage requires majority vote.

Councilor Rose moved for passage, seconded by Councilor Beecher. The motion passed 7-0.

**8.** ORDER #17-18/19 – Board of Appeals, At-Large (Beecher), appointing **Alex Anastasoff**, for a term which expires on July 23, 2021. Postponed on August 7, 2018. Passage requires majority vote.

Councilor Beecher moved for passage, seconded by Councilor Morgan. The motion passed 7-0.

**9.** ORDER #18-18/19 – Board of Appeals, District Two (Lewis), appointing **Robert Whyte** for a term which expires on July 23, 2021. Postponed on August 7, 2018. Passage requires majority vote.

Councilor Lewis moved for passage, seconded by Councilor Dowling. The motion passed 7-0.

**11.** ORDER #32-18/19 – Appointing members of the *ad-hoc* Skate Park Advisory Committee. Passage requires majority vote.

The following spoke:

Troy Chase, A St.

Councilor Morgan moved for passage, seconded by Councilor Beecher.

Councilor Morgan moved to amend the order to insert the name of Kirsten McWilliams. Seconded by Councilor Beecher. The motion passed 7-0.

Councilor Beecher moved to amend the order to insert the name of Lucas Brown, seconded by Councilor Lewis. The motion passed 7-0.

The main motion passed 7-0.

**G. Consent Calendar**

*Asset Forfeiture*

**12.** ORDER #33-18/19 – Accepting \$1,572.00 under the State of Maine Asset Forfeiture Program to be used by the Police Department.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 3  
AUGUST 21, 2018**

**13.** ORDER #34-18/19 – Accepting \$1,000.00 under the State of Maine Asset Forfeiture Program to be used by the Police Department.

*Grants*

**14.** ORDER #35-18/19– Authorizing the City’s participation in submitting an application and accepting a 2018 Edward Byrne Memorial Justice Assistance Grant in the amount of \$12,439 to be used by the Police Department.

*Recognition*

**15.** ORDER #36-18/19 - Recognizing September as Maine Childhood Cancer Awareness Month.

*Street Closure*

**16.** ORDER #37-18/19 – Street closure of Mountain View Road and Nutter Road on Saturday, September 22, 2018 from 9:00 a.m. to 9:00 p.m. for the South Portland High School MBDA Marching Band Show.

The City Clerk read the Consent Calendar.

The following spoke:

Ken Thomas, Ocean Street

Councilor Dowling moved for passage of the Consent Calendar seconded by Councilor Rose. The motion passed 7-0.

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

Russ Lunt, Brigham St  
Diana Fournier, Fellows St  
Linda, Ocean St  
Jane, Preble St  
Melanie Wiker, D St  
Diane Romano, SimontonSt  
Ken Thomas, Ocean St  
San Fratoni, Bay Rd  
Peggy Fuller, Grand St  
John Murphy, Willard St  
Patricia Morrison, Willard St  
Georgia Deveres, Victory Ave  
Dan Romano, Simonton St  
Max Weyborne, Ocean St  
Rosemarie DeAngelis, Pleasantdale  
Norma Fratoni, Bay Rd  
Paul Vost, Ocean House Rd  
Ann Binder, Preble St

**I. Public Hearings and Action**

**17.** ORDINANCE #22-17/18 – Reconsideration of Ordinance #22-17/18, amending Chapter 14, “Licenses, Permits and Business Regulations Generally,” regarding Short Term Rentals. Passage requires majority vote.

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AUGUST 21, 2018**

Councilor Morgan moved to reconsider, seconded by Councilor Lewis. The motion passed 7-0.

Councilor Morgan moved to postpone to September 4, 2018. Seconded by Councilor Lewis. The motion passed 7-0.

**18. ORDINANCE #23-17/18 – Reconsideration of Ordinance #23-17/18 – amending Chapter 27 “Zoning,” regarding Short Term Rentals. Passage requires majority vote.**

Councilor Morgan moved to reconsider, seconded by Councilor Beecher. The motion passed 7-0.

Councilor Morgan moved to postpone to September 4, 2018. Seconded by Councilor Lewis. The motion passed 7-0.

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

**19. ORDER #38-18/19– Directing the City Clerk to post notice of Public Hearing regarding referred Ordinance #22-17/18 and Ordinance #23-17/18 to be taken up by the City Council on September 4, 2018. Passage requires majority vote.**

Councilor Beecher moved for passage, seconded by Councilor Lewis. The motion passed 7-0.

**20. ORDER #39-18/19 – Approving the submission of grant applications to PACTS for a multi-use path on Billy Vachon Drive, Lincoln Street and Broadway. Passage requires majority vote.**

Councilor Beecher moved for passage, seconded by Councilor Henderson. The motion passed 7-0.

**21. ORDER #40-18/19 Award of bid to Autotronics, of Madawaska, ME for the purchase of an ambulance for the South Portland Fire Department through the cooperative bid process with the City of Portland. Passage requires majority vote.**

The following spoke:

Russ Lunt, Brigham St.

Councilor Dowling moved for passage, seconded by Councilor Lewis. The motion passed 7-0.

**22. ORDER #41-18/19 – Authorizing the method of sale of a City-owned parcel of land located at 228 Margaret Street (Tax Map 13, Lot 203) as a negotiated sale to the abutting property owners, Jay and Suzanne Woodward, and authorizing the City Manager to negotiate and complete the sale. Passage requires majority vote.**

The following spoke:

Russ Lunt, Brigham St

Jay Woodward

Councilor Morgan moved for passage, seconded by Councilor Beecher.

Councilor Lewis moved to amend the order to include the words “placing a deed restriction on lot 13-203 to match the land use restriction of lot 13-202”. Seconded by Councilor Morgan. The motion passed 7-0.

The main motion passed 7-0, as amended.

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AUGUST 21, 2018**

**23. RESOLVE #1-18/19** – Transferring \$500,000 from unassigned fund balance to the “Clear Skies Ordinance Legal Defense Fund” within the Litigation-Legal Reserve Fund, and providing additional funding for litigation defense costs. Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Beecher. The motion passed 7-0.

**24. ORDINANCE #2-18/19** – Amending Chapter 27, “Zoning,” of the Code of Ordinances to establish land use regulations regarding Medical Marijuana Establishments. First reading. Passage requires majority vote.

The following spoke:

- Diane Romano, Simonton St.
- Russ Lunt, Brigham St.
- Dan Romano, Simonton St.
- Matt Bayliss
- Troy Chase, A St.
- Ken Thomas, Ocean St.

Councilor Morgan moved for passage, seconded by Councilor Beecher. Councilor Lewis moved to amend the motion to change the date of public hearing to September 18, 2018. Seconded by Councilor Dowling. The motion passed 7-0. The main motion passed 7-0.

**25. ORDINANCE #3-18/19** – Amending Chapter 14, “Licenses, Permits, and Business Regulations Generally,” of the Code of Ordinances to establish licensing regulations regarding Medical Marijuana Establishments. First reading. Passage requires majority vote.

The following spoke:

- Diane Romano, Simonton St.

Councilor Morgan moved for passage and setting September 18, 2018 as the date for public hearing, seconded by Councilor Rose. The motion passed 7-0.

**26. ORDER #42-18/19** - Accepting miscellaneous donations. Passage requires majority vote.

Councilor Dowling moved for passage, seconded by Councilor Lewis. The motion passed 7-0.

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

**L. Councilor’s Round Robin**

Councilor Dowling said the public is encouraged to stay for the whole meeting.

Councilor Henderson said she hopes to see more of a push toward healthy communities; stated a concern about out-of-state interest in marijuana.

Mayor Cohen reminded the public and the Council that there is no workshop next week and wished everyone a happy Labor Day.

Councilor Morgan corrected a statement that was made regarding his length of service as a Councilor for District 1. He has served off and on for 15 years.

Councilor Lewis said that short-term rentals are not just a problem for the Willard Beach area. They’re in

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 6  
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every neighborhood and growing. Reminded the public and everyone that civility is important in discussions.

Councilor Rose reminded the public that 5 years ago the City Council held a vote on the WPO and said to watch out for the messaging involved with campaigning and referendum questions. Mentioned that there is an alternative approach regarding regulating short-term rentals.

**M. Executive Session**

**N. Adjournment**

Councilor Morgan moved to adjourn at 9:50pm, seconded by Councilor Lewis. The motion passed 7-0.



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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
SEPTEMBER 4, 2018**

Mayor Cohen called the meeting to order at 7:00pm.

**A. Roll Call**

All Councilors were present.

**B. Acceptance of Minutes**

Councilor Beecher moved for acceptance of the minutes, seconded by Councilor Morgan. The motion passed 7-0.

**C. Communications from the City Manager**

The City Manager announced that Tina Weden, Assistant City Clerk, earned the MTCCA Certified Clerk of Maine certification and congratulated the Finance team for their FY17 financial report.

Goats will be brought into Yerxa Park starting September 5 and will be there for a full week to clear out invasive plants as part of the City's ongoing efforts to support organic lawn care practices.

**D. Reports from Boards and Committees**

**E. Petitions and Communications**

The City Clerk announced that residents who are new or have moved since the last election should check in with the Clerk's office to update their voter registration prior to Election Day. Residents will be able to register to vote on election day at the polling location, however, may have to wait in long lines due to the expected high turn out. Residents may bring ID and proof of residency to the Clerk's office before election day to register to vote.

**F. Appointment Calendar**

1. 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.

2. 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.

Councilor Morgan moved to postpone items #1 & #2. Seconded by Councilor Beecher. The motion passed 7-0.

3. ORDER #19-18/19 – Board of Appeals, District One (Morgan), appointing **Edward Kelleher** for a term which expires on July 23, 2021. Postponed since August 7, 2018. Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Lewis. The motion passed 7-0.

**G. Consent Calendar**

4. ORDER #43-18/19 – Setting 7:00 a.m. as the time for the opening of the polls on Election Day, November 6, 2018. Passage requires majority vote.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 2  
SEPTEMBER 4, 2018**

**5. ORDER #44-18/19** – Accepting \$29,528 from the Maine Municipal Association Workers Compensation Fund. Passage requires majority vote

Councilor Beecher moved for passage of the consent calendar, seconded by Councilor Henderson. The motion passed 7-0.

*Item #7 was taken out of order by unanimous consent of the Council.*

**7. ORDER #45-18/19** – Directing the City Clerk to place the proposed question regarding the South Portland School Department joining the Greater Sebago Educational Alliance (GSEA), a Regional Service Center on the November 6, 2018 ballot. Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Henderson. The motion passed 7-0.

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

Russ Lunt, Brigham St  
Rosemarie DeAngelis, Pleasantdale

**I. Public Hearings and Action**

**6. REFERRED ORDINANCES #22-17/18 & #23-17/18** – Public hearing and action on the Referred Ordinances #22-17/18 & #23-17/18 regarding short-term residential rentals. At the conclusion of the public hearing, the Council may act to repeal the referred ordinances or to send them to a referendum vote. Passage requires majority vote.

The following spoke on this item:

Diane Romano, Simonton St  
Russ Lunt, Brigham St  
San Frantoni, Bay Rd  
Peggy Fuller, Grand St  
Diane Joyner, Loveitts Field Rd  
Patricia Morrison, Preble St  
Linden Thigpen, Hillside Ave  
Diana Fournier, Grand St  
April Caricchio, Cash St  
John Wibby, Cash St  
Dan Romano, Simonton St  
Ben C, Jordan Ave  
Elyse Tipton, Hall St  
Micah, Sunset Ave  
Jeff Steinbrink, Ocean Ave  
Peter Anderson, Anthoine St  
Georgia Deveres, Victory Ave  
George Corey, Franklin Terrace  
Rosemarie DeAngelis, Pleasantdale  
Misha Pride, Highland Ave  
John Murphy, Willard St



**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 3  
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Joanne Schaefer, Cottage Rd  
Ken Thomas, Ocean St  
Paul Vose, Ocean House Rd  
Peter Stanton, Deake St  
Stephen Derro, Ocean View Rd  
Roberta Zuckerman, Preble St

Councilor Rose moved to repeal the referred ordinances, seconded by Councilor Dowling. The vote failed 2-5 (Cohen, Morgan, Beecher, Lewis, Henderson).

Councilor Morgan moved to place the referred ordinances on the November 6, 2018 ballot, seconded by Councilor Beecher. The motion passed 5-2 (Rose, Dowling).

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

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

Mike Zweigoron, Ocean St  
Linda Zweigoron, Ocean St  
Ken Thomas, Ocean St  
Diane Romano, Simonton St  
San Fratoni, Bay Rd  
Paul Vose, Ocean House Rd  
Peter Anderson, Anthoine St  
Micah Inger, Sunset Ave  
Dan Romano, Simonton St  
Joanne Schaefer, Cottage Rd  
Georgia Deveres, Victory Ave

**L. Councilor's Round Robin**

Councilor Beecher congratulated the Clerk's office, thanked and congratulated City Manager Scott Morelli, thanked the finance department, and thanked Corporation Counsel.

Councilor Henderson thanked everyone who helped with the Clear Skies Ordinance, thanked Councilor Rose, and thanked all veterans and gave respects to Senator John McCain.

Mayor Cohen gave respect to Senator John McCain.

Councilor Lewis addressed a question from the public regarding what the Council's action will be if the referred ordinances are not adopted by voters at the polls and stated she needed time to think about this question.

Councilor Rose responded to a question from the public about whether staff should issue an apology to residents regarding guidance given to residents on the topic of short-term rentals. Stated he thinks staff should issue an apology in the form of a mea culpa. Thanked law firm Foley Hoag for the outcome of the Clear Skies Ordinance ruling.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 4  
SEPTEMBER 4, 2018**

Councilor Dowling addressed a question from the public regarding what the Council's action will be if the referred ordinances are not adopted by voters at the polls and stated she needed time to think about this question. Responded to a question from the public about whether staff should issue an apology to residents regarding guidance given to residents on the topic of short-term rental and stated he thinks residents are owed an apology.

**M. Executive Session**

**N. Adjournment**

Councilor Morgan moved to adjourn, seconded by Councilor Beecher. The motion passed 7-0. The meeting adjourned at 10:43pm.

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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
OCTOBER 2, 2018**

Mayor Cohen called the meeting to order at 7:00pm.

**A.Roll Call**

Councilor Dowling was absent.

Councilor Morgan moved to waive Rule #4 to add ORDER #58 to the agenda. Seconded by Councilor Beecher. The motion passed 6-0.

Councilor Morgan moved to waive Rule #4 to add ORDER #59 to the agenda. Seconded by Councilor Beecher. The motion passed 6-0.

Councilor Morgan moved to take ORDER #58 out of order, seconded by Councilor Beecher. The motion passed 5-1 (Rose).

**19. ORDER #58-18/19** – Accepting the resignation of Adrian Dowling as the District Five City Councilor and tentatively setting December 11, 2018 as the date of the special election to fill the vacancy. Passage requires a majority vote.

The following spoke on this item:

- Russ Lunt, Brigham St.
- Rosemarie DeAngelis, Pleasantdale
- Peter Anderson, Anthoine St
- John Murphy, Willard St
- Ellen Frasier, Breakwater Dr
- Paul Vose, Ocean House Rd
- Melanie Wiker, D Street
- George Corey, Franklin Terrace
- Ken Thomas, Ocean St
- Don Beatus, Main St.

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

**B.Acceptance of Minutes**

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

**C.Communications from the City Manager**

The City Manager reminded the Council and public that the workshop on 9/25 is cancelled; the next meeting of the Council will be held October 2.

**D.Reports from Boards and Committees**

Councilor Lewis said the Middle School Facilities Committee is now meeting every two weeks on Thursdays. The Skatepark Committee has its first meeting on 9/19.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 2  
OCTOBER 2, 2018**

Councilor Morgan updated the Council and public on the GPCOG Steering Committee and the work the committee is doing to form efficient interlocal agreements.

**E. Petitions and Communications**

Presentation from Dan Glover – Archangel Committee and the Bridges of Friendship Photography Exchange

**F. Appointment Calendar**

1. 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.

2. 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.

3. ORDER #46-18/19 – Arts & Historic Preservation Committee, District One (Morgan) for an unexpired term which expires 10/20/19. Passage requires majority vote.

Councilor Lewis moved to postpone items 1-3, seconded by Councilor Henderson. The motion passed 6-0.

4. ORDER #47-18/19 – Appointing **Stephen Martin** as Warden Pro-Tempore, District Four, for the November 6, 2018 election. Passage requires majority vote.

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

5. ORDER #48-18/19 – Appointing **Jonathan Hartford** as Ward Clerk, Pro-Tempore, District Four, for November 6, 2018 election. Passage requires majority vote.

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

6. ORDER #49-18/19 – Appointing **Pamela Rowell** as Ward Clerk, Pro-Tempore, District Five, for November 6, 2018 election. Passage requires majority vote.

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

**G. Consent Calendar**

*Appointment*

7. ORDER #50-18/19 – Appointing the Voting Delegate to the 2018 Maine Municipal Association's Annual Business Meeting. Passage requires majority vote.

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

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

Russ Lunt, Brigham St  
Melanie Wiker, D St

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 3  
OCTOBER 2, 2018**

Ellen Fraiser, Breakwater Dr  
Don Beatus, Main St  
Matt Bayliss, South Portland  
George Corey, Franklin Terrace  
Rosemarie DeAngelis, Pleasantdale  
John Murphy, Willard St

**I. Public Hearings and Action**

**8. ORDINANCE #2-18/19** – Amending Chapter 27, “Zoning,” of the Code of Ordinances to establish land use regulations regarding Medical Marijuana Establishments. Passed first reading on August 21, 2018. ROLL CALL VOTE. Passage requires five (5) affirmative votes.

The following spoke:

Matt DuBois  
Kyle R, Falmouth  
Sam Fratoni, Loveitts Field  
Matt Bayliss, Walnut St

Councilor Morgan moved to commit the item to workshop, seconded by Councilor Beecher. The motion passed 6-0.

**9. ORDINANCE #3-18/19** – Amending Chapter 14, “Licenses, Permits, and Business Regulations Generally,” of the Code of Ordinances to establish licensing regulations regarding Medical Marijuana Establishments. Passed first reading on August 21, 2018. ROLL CALL VOTE. Passage requires majority vote.

Councilor Lewis moved to commit the item to workshop, seconded by Councilor Morgan. The motion passed 6-0.

**10. ORDER #51-18/19** – Adopting the MMA Model Ordinance GA Appendices A-H, for the period of October 1, 2018 – September 30, 2019. Passage requires majority vote.

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

**11. ORDER #52-18/19** – Granting New Asia Restaurant, Inc, d/b/a Asia Restaurant, 50 Market Street, a Food Establishment with Liquor License. Passage requires majority vote.

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

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

**12. ORDINANCE #4-18/19** – Amending Chapter 27, “Zoning,” regarding a Text and Zone Map change from Rural Residential District (RF) to Conditional Non-Residential Industrial ecomaine Disposal Facility District (INR-Edf-1) - 85 Scott Road (Map 86, Lot 3A) for ecomaine’s ash landfill. First reading. Passage requires majority vote.

The following spoke:

Steve Patch, Cumberland  
Russ Lunt, Brigham St

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 4  
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Councilor Morgan moved for passage, seconded by Councilor Henderson. The motion passed 6-0.

**13.ORDER #53-18/19** – Accepting funds from South Portland High School Dollars for Scholars to provide scholarships for graduates of South Portland High School. Passage requires majority vote.

Councilor Beecher moved for passage, seconded by Councilor Morgan. The motion passed 5-0 (Councilor Morgan out of the room).

**14.ORDER #54-18/19** – Award of Bid #12-19 to NRC East Environmental Services, Inc., of Franklin, MA, for the removal of underground tanks and miscellaneous waste material from the former South Portland Public Works Facility. Passage requires majority vote.

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

**15.ORDER #55-18/19** – Authorizing and directing Corporation Counsel to take legal action regarding a junkyard at 175 School Street (Map 5, Lot 8) located in the Residential G zone. Passage requires majority vote.

The following spoke:

Charles Hamlin, 175 School St

Councilor Beecher moved for passage, seconded by Councilor Henderson.

Councilor Beecher moved to amend the order to allow for 30 days to rectify the situation before filing suit; seconded by Councilor Morgan. The motion passed 6-0.

The main motion passed 6-0, as amended.

**16.ORDER #56-18/19** – Amending the Master Fee Schedule to include fees for Medical Marijuana Establishments. Passage requires majority vote.

Councilor Morgan moved to withdraw the item from the agenda, seconded by Councilor Beecher. The motion passed 6-0.

**17.ORDINANCE #5-18/19** – Amending Chapter 14, “Licenses, Permits, and Business Regulations Generally”, of the Code of Ordinances regarding Lodging Establishments and other miscellaneous items. First reading. Passage requires majority vote.

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

**18.ORDER #57-18/19** - Accepting miscellaneous donations. Passage requires majority vote.

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

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

Jeff Selser, Summit St  
Jeff Steinbrink, Cottage Rd  
Peter Anderson, Anthoine St

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 5  
OCTOBER 2, 2018**

**L.Councilor's Round Robin**

Councilor Beecher apologized for offending anyone.

Councilor Rose discussed thoughts around last week's workshop and stated he does not have a hidden agenda or personal negative feelings towards Corporation Counsel.

Councilor Lewis addressed comments made by the public.

*At 11:00pm, Councilor Morgan moved to continue with the agenda. Seconded by Councilor Lewis. The motion passed 6-0.*

Councilor Morgan moved to go into executive session pursuant to 1 MRSA Sec. 405(1)(f) to discuss a hardship abatement. Seconded by Councilor Beecher. The motion passed 6-0. Council entered executive session at 11:00pm.

A motion was made to come out of executive session at 11:13pm by Councilor Beecher, seconded by Councilor Morgan. The motion passed 6-0.

**20.ORDER #59-18/19 - Hardship Abatement.** Passage requires majority vote.

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

**N.Adjournment**

Rose moved to adjourn at 11:14pm, seconded by Councilor Morgan. The motion passed 6-0.

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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
OCTOBER 2, 2018**

**A. Roll Call**

Mayor Cohen was absent. Councilor Morgan sat in as acting Chair for the meeting.

**B. Acceptance of Minutes**

Councilor Beecher moved for acceptance of the minutes, seconded by Councilor Lewis. The motion passed 5-0.

**C. Communications from the City Manager**

The City Manager announced that the Economic Development Committee's South Portland Business Awards Nominations now available. The deadline is October 19.

There was a brief update from Paul Niehoff from GPCOG regarding Cottage Road Project.

**D. Reports from Boards and Committees**

Councilor Beecher shared an update from ecomaine and the Senior Citizen Advisory Committee.

**E. Petitions and Communications**

**F. Appointment Calendar**

1. 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.
2. 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.
3. ORDER #46-18/19 – Arts & Historic Preservation Committee, District One (Morgan) for an unexpired term which expires October 20, 2019. Postponed on September 18, 2019. Passage requires majority vote.

Councilor Lewis moved to postpone items 1, 2, & 3, seconded by Councilor Rose. The motion passed 5-0.

4. ORDER #59-18/19 – South Portland Housing Authority, Tenant Appointment, appointing **Jane Croston** for a term which expires October 10, 2023. Passage requires majority vote.

Councilor Beecher moved for passage, seconded by Councilor Henderson. The motion passed 5-0.

5. ORDER #60-18/19 – South Portland Housing Authority, Tenant Appointment, appointing **Kevin Powell** for a term to October 20, 2023. Passage requires majority vote.

Councilor Lewis moved for passage, seconded by Councilor Henderson. The motion passed 5-0.

**G. Consent Calendar**



**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 2  
OCTOBER 2, 2018**

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

Russ Lunt, Brigham St  
Jeff Steinbrink, Cottage Rd  
George Corey, Franklin Terrace  
John Murphy, Willard St  
Rosemarie DeAngelis, Pleasantdale

Councilor Morgan asked for a 5 minute recess. Motion to recess made by Councilor Beecher, seconded by Councilor Henderson. The motion passed 4-1 (Rose). The Council took a 5 minute recess.

**I. Public Hearings and Action**

**6. ORDINANCE #4-18/19** – Amending Chapter 27, “Zoning,” regarding a Text and Zone Map change from Rural Residential District (RF) to Conditional Non-Residential Industrial ecomaine Disposal Facility District (INR-Edf-1) - 85 Scott Road (Map 86, Lot 3A) for ecomaine’s ash landfill. Passed first reading on September 18, 2018. ROLL CALL VOTE. Passage requires five (5) affirmative votes.

Councilor Rose moved for passage, seconded by Councilor Beecher. The motion passed 5-0 on a roll call vote.

**7. ORDINANCE #5-18/19** – Amending Chapter 14, “Licenses, Permits, and Business Regulations Generally”, of the Code of Ordinances regarding Lodging Establishments and other miscellaneous items. Passed first reading on September 18, 2018. ROLL CALL VOTE. Passage requires majority vote.

Councilor Beecher moved for passage, seconded by Councilor Henderson. The motion passed 5-0 on a roll call vote.

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

**8. ORDER #61-18/19** - Amending the City’s Master Fee Schedule of License, Permit, Inspection, and Application Fees to update license fees. Passage requires majority vote.

Councilor Lewis moved for passage, seconded by Councilor Beecher. The motion passed 5-0.

**9. ORDER #62-18/19** – Amending the Non-union Personnel Policy. Passage requires majority vote.

Councilor Rose moved for passage, seconded by Councilor Henderson. The motion passed 5-0.

**10. ORDER #63-18/19**– Amending the Drug and Alcohol Testing Policy for Safety Sensitive Positions. Passage requires majority vote.

The following spoke:

George Corey, Franklin Terrace

Councilor Beecher moved for passage, seconded by Councilor Henderson. The motion passed 5-0.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 3  
OCTOBER 2, 2018**

**11. ORDER #64-18/19** – Authorizing the City Manager to sign a letter of No Objection for dredging at the Buckeye Marine Terminal. Passage requires majority vote.

The following spoke:

George Corey, Franklin Terrace  
Russ Lunt, Brigham St  
John Murphy, Willard St

Councilor Rose moved for passage, seconded by Councilor Beecher. The motion passed 4-1 (Lewis).

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

Peter Anderson, Anthoine St  
Paul Vose, Ocean House Road  
Adrian Dowling, Brickhill

**L. Councilor's Round Robin**

Councilor Henderson responded to comments made during Citizen's Discussion.

Councilor Lewis responded to comments made during Citizen's Discussion. Thanked Adrian Dowling for his service on the Council.

Councilor Rose thanked Adrian Dowling for his comments.

Councilor Beecher thanked Adrian Dowling for his service on the Council.

**M. Executive Session**

Councilor Beecher moved to go into executive session at 9:00pm pursuant to 1 M.R.S.A. §405 (6)(D) regarding labor negotiations with the Police Command and Supervisory Unit. Seconded by Councilor Lewis. The motion passed 5-0.

The City Council came out of executive session at 9:15pm.

**N. Adjournment**

Councilor Beecher moved to adjourn at 9:16pm, seconded by Councilor Rose. The motion passed 5-0.



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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
OCTOBER 16, 2018**

Mayor Cohen called the meeting to order at 7:00pm.

**A. Roll Call**

All Councilors were present (District 5 seat vacant).

Immediately following Roll Call, Councilor Lewis moved to suspend Council Rule #4 to add ORDER #74-18/19 to the agenda, amending ORDER #55-18/19 as passed on September 18, 2018. Seconded by Councilor Henderson. The motion passed 6-0.

ORDER #74-18/19 was taken up immediately. Councilor Lewis moved for passage, seconded by Councilor Rose. Motion passed 6-0.

**B. Acceptance of Minutes**

Councilor Beecher moved for acceptance of the minutes, seconded by Councilor Henderson. Motion passed 6-0.

**C. Communications from the City Manager**

**D. Reports from Boards and Committees**

**E. Petitions and Communications**

Presentation by Mindee Goodrum, Environmental Steward, regarding Invasive Plants

**F. Appointment Calendar**

1. 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.
2. 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.
3. ORDER #46-18/19 – Arts & Historic Preservation Committee, District One (Morgan) for an unexpired term which expires October 20, 2019. Postponed since September 18, 2019. Passage requires majority vote.

Councilor Rose moved to postpone items 1, 2, & 3. Seconded by Councilor Beecher. The motion passed 6-0.

4. ORDER #65-18/19 – Arts & Historic Preservation Committee, District Three (Rose), appointing **Hannah Holmes** for a term which expires on 10/20/21. Passage requires majority vote.

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

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 2  
OCTOBER 16, 2018**

**G. Consent Calendar**

The City Clerk read items on the Consent Calendar.

Councilor Rose moved to take Item #7 off the Consent Calendar.

5. ORDER #66-18/19 – Authorizing the City’s participation in submitting an application and accepting a 2019 Data Driven Speed Enforcement Grant to be used by the Police Department.
6. ORDER #67-18/19 – Authorizing the City Manager to sign a collective bargaining agreement with the South Portland Police Command and Supervisory Unit for the period of July 1, 2018 to June 30, 2021.
8. ORDER #69-18/19 - Authorizing the City Manager to accept a release deed from Portland Water District releasing certain gravel extraction and related access rights on City-owned property at O’Neil Street and authorizing the City Manager to execute and deliver an easement deed to Portland Water District for fire hydrant purposes on City-owned property at O’Neil Street.
9. ORDER #70-18/19 - Rescheduling the November 6, 2018 City Council meeting to November 8, 2018 at 7:00 p.m. and directing the City Clerk to post notice of the change.

Councilor Beecher moved for passage of the Consent Calendar (Items #5, #6, #8 & #9).  
Seconded by Councilor Rose. The motion passed 6-0.

7. ORDER #68-18/19– Authorizing the City Manager to sign a license agreement with Portland Pipe Line Corporation for property used as an access to Kaler School.

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

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

Tom Coward, Woodbury St  
Russ Lunt, Brigham St.

**I. Public Hearings and Action**

10. ORDER #71-18/19 – Consolidating voting places for a December 11, 2018 special election, setting the time for opening the polls and, calling for a Special Election on Tuesday, December 11, 2018 to fill the vacant District Five City Council seat. Passage requires majority vote.

The following spoke:

Cara Claire, South Portland

Councilor Beecher moved for passage, seconded by Councilor Morgan. Councilor Morgan moved to amend the order’s fiscal note to “Approximately \$4,500”. Seconded by Councilor Lewis. The motion passed 6-0. The motion passed as amended 6-0.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 3  
OCTOBER 16, 2018**

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

**11.** ORDER #72-18/19– Authorizing the City Manager to execute a license agreement with METRO to establish two new bus stops within the City’s Right-of-Way on Gorham Road. Passage requires majority vote.

The following spoke:

Rosemarie DeAngelis, Pleasantdale  
Adrian Dowling, Brickhill  
Jennifer Brenner  
Russ Lunt, Brigham St

Councilor Henderson moved for passage, seconded by Councilor Beecher. Councilor Henderson moved to amend the ORDER to add “BE IT FURTHER ORDERED that the City Manager is hereby directed and authorized to seek the engineering and development of a crosswalk.” Seconded by Councilor Morgan. The motion passed 6-0. The motion passed as amended 6-0.

**12.** ORDER #73-18/19 - Accepting miscellaneous donations. Passage requires majority vote.

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

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

Adrian Dowling, Brickhill  
Rosemarie DeAngelis, Pleasantdale  
George Corey, Franklin Terrace  
John Murphy, Willard St  
Peter Anderson, Anthoine St  
Jeff Steinbrink, Cottage Rd  
Peter Stanton, Deake St  
Paul Vose, Ocean House Rd

**L. Councilor’s Round Robin**

Mayor Cohen addressed civility and a misquoted email between Councilor Rose; thanked staff, and missed last Council meeting due to attending a conference hosted by Maine Municipal Association.

Councilor Henderson commented on perspective of the city’s issues, mentioned a book regarding the experiences of Latvian refugees.

Councilor Lewis apologized to Councilor Rose and to Adrian Dowling for conduct at the September 11 workshop. Mentioned the South Portland Land Trust candidate forum being held at Council Chambers at 7:00 on 10/17. The forum will be recorded by SPC-TV. A free community paper shredding event is happening on 10/20 at the Main Library.

Councilor Rose acknowledged the Council for expanded use of Robert’s Rules of Order and thanked the Mayor for her expertise in parliamentary procedure; expressed the importance of being civil even in

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 4  
OCTOBER 16, 2018**

disagreement.

**M. Executive Session**

Councilor Morgan moved to go into executive session pursuant to 36 M.R.S.A. §841, to discuss application(s) for abatement of property taxes on account of infirmity or poverty. Seconded by Councilor Beecher. The motion passed 6-0. The Council entered executive session.

Councilor Morgan moved to come out of executive session at 9:31pm, seconded by Councilor Lewis. The motion passed 6-0.

**N. Adjournment**

Councilor Rose moved to adjourn at 9:31pm, seconded by Councilor Morgan. The meeting adjourned.



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**IN COUNCIL SPECIAL MEETING VOL. 80 PAGE 1  
NOVEMBER 8, 2018**

Mayor Cohen called the meeting to order at 7:00pm.

**A. Roll Call**

Mayor Cohen, Councilors Morgan, Beecher and Henderson were present.  
Councilor Lewis and Councilor Rose were absent.

**B. Acceptance of Minutes**

Councilor Morgan moved for acceptance of the minutes, seconded by Councilor Beecher. The motion passed 4-0.

**C. Communications from the City Manager**

The City Manager mentioned the dates for Councilors-elect to have a day of orientation with department heads, to be held on December 18 and December 27. The City Manager mentioned that Portland Pipeline Corporation has filed an appeal.

**D. Reports from Boards and Committees**

Councilor Beecher discussed a recent meeting with ecomaine who is working on giving scholarships to schools for "earth-saving work". The Senior Advisory Committee will be ready to share results in December.

Councilor Henderson mentioned the Knightville Comprehensive Plan which will hold a public forum on November 15 from 6-8pm in Council Chambers on proposed zoning changes.

The City Manager mentioned an upcoming community meeting regarding Deake Street; the public is invited to attend.

**E. Petitions and Communications**

**F. Appointment Calendar**

1. 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.

2. 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.

3. ORDER #46-18/19 – Arts & Historic Preservation Committee, District One (Morgan) for an unexpired term which expires October 20, 2019. Postponed since September 18, 2019. Passage requires majority vote.

5. ORDER #76-18/19 – Arts & Historic Preservation Committee, District Two (Lewis), for a term which expires on 10/20/21. Passage requires majority vote

Councilor Morgan moved to postpone items 1, 2, 3 & 5. Seconded by Councilor Henderson. The motion passed 4-0.

**IN COUNCIL SPECIAL MEETING VOL. 80 PAGE 2  
NOVEMBER 8, 2018**

**4.** ORDER #75-18/19 – Arts & Historic Preservation Committee, representing the South Portland Historical Society, appointing **Kathryn DiPhilippo** for a term which expires on 10/20/21. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St.

Councilor Beecher moved for passage, seconded by Councilor Morgan. The motion passed 4-0.

**G. Consent Calendar**

The City Clerk read the Consent Calendar. Item #7 was removed from the Consent Calendar by Councilor Henderson.

*Street Closures*

**6.** ORDER #77-18/19 – Granting a street closure request of Broadway for Veterans Day Parade on November 12, 2018 from 9 a.m.-12 p.m.

*Resolve*

**8.** RESOLVE #2-18/19 – Asking that bells be rung at 11:00 a.m. on Veterans Day.

*Lease agreement*

**9.** ORDER #79-18/19 - Authorizing the City Manager to sign a Lease Agreement with the South Portland Land Trust, Inc., for the lease of the former electrical building located in Mill Creek Park.

*Grant*

**10.** ORDER #80-18/19 – Accepting a 2018 Homeland Security Grant of \$189,702.72 from the Maine Emergency Management Agency.

*Donation*

**11.** ORDER #81-18/19 – Donating a City Tree located on Main Street at the Cash Corner Fire Station to the City of Portland for its 2018 Monument Square Christmas Tree. Passage requires majority vote.

The following spoke on the Consent Calendar:

Russ Lunt, Brigham St.

Councilor Morgan moved for passage of the Consent Calendar, seconded by Councilor Beecher. The motion passed 4-0.

**7.** ORDER #78-18/19 - Granting a street closure request of Waterman Drive and Ocean Street (above A Street) from 11:00 a.m. to 1:00 p.m., and temporary closure of Market, A, B, C, D, E and Q Streets from 11:50 a.m. to 12:15 p.m. on January 1, 2019 for the Foulmouthed New Year's Mile Run.

The following spoke:

Ken P., GiddyUp Productions, event organizer

Councilor Henderson moved for passage of ORDER #78. Seconded by Councilor Beecher. The motion passed 3-1 (Henderson).



**IN COUNCIL SPECIAL MEETING VOL. 80 PAGE 3  
NOVEMBER 8, 2018**

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

Wayne Dukes, Scammon St.  
Russ Lunt, Brigham St.  
Dan Romano, Simonton St  
Jeff Steinbrink, Cottage Rd

**I. Public Hearings and Action**

**12.** ORDER #82-18/19 – Granting Waterman’s Service Center, 620 Main Street, a Used Car Lot License; new owner of existing business. Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Beecher. The motion passed 4-0.

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

**13.** ORDER #83-18/19 -Approval of Port Harbor Marine, Inc.’s proposed improvements to expand the current docking system at 1 Spring Point Drive and authorize the City Manager to execute an amendment to the lease agreement between the City and Port Harbor Marine, Inc. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St.  
Dan Romano, Simonton St  
Lauren Swett, Port Harbor Marine

Councilor Morgan moved for passage, seconded by Councilor Beecher. The motion passed 4-0.

**14.** ORDER #84-18/19 - Accepting miscellaneous donations. Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Henderson. The motion passed 4-0.

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

Richard Rottkov, Adelbert St.  
Rosemarie DeAngelis, Pleasantdale

**L. Councilor’s Round Robin**

Mayor Cohen thanked the City Clerk’s office and election staff for a well run election. Congratulated new Councilors. Addressed personal decision not to run for office again.

Councilor Beecher thanked the Mayor for her service and thanked the City Clerk staff for a well-run election.

Councilor Henderson thanked the Mayor for her service and all the citizens who came out to vote on November 6.

**IN COUNCIL SPECIAL MEETING VOL. 80 PAGE 4  
NOVEMBER 8, 2018**

**M. Executive Session**

Councilor Morgan moved to go into Executive Session pursuant to 1 M.R.S.A. §405 (6)(d) regarding labor negotiations with the Firefighters IAFF Local 1476. Seconded by Councilor Beecher. The motion passed 4-0. The Council entered executive session at 8:00pm.

Councilor Morgan moved to come out of Executive Session at 8:13pm, seconded by Councilor Henderson. The motion passed 4-0.

**N. Adjournment**

Councilor Morgan moved to adjourn, seconded by Councilor Beecher. The motion passed 4-0. The Council adjourned at 8:13pm.



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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
NOVEMBER 20, 2018**

Mayor Cohen called the meeting to order at 7:00pm.

**A. Roll Call**

Councilor Rose was absent.

**B. Acceptance of Minutes**

Councilor Henderson moved for passage, seconded by Councilor Beecher. The motion passed 5-0.

**C. Communications from the City Manager**

**D. Reports from Boards and Committees**

**E. Petitions and Communications**

Carol Eyerman, President, Northern New England Chapter of the American Planning Association, congratulated the City for winning the Plan Award for the West End Neighborhood Master Plan project.

**F. Appointment Calendar**

1. 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.

2. 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.

3. ORDER #46-18/19 – Arts & Historic Preservation Committee, District One (Morgan) for an unexpired term which expires October 20, 2019. Postponed since September 18, 2019. Passage requires majority vote.

4. ORDER #76-18/19 – Arts & Historic Preservation Committee, District Two (Lewis), for a term which expires on 10/20/21. Postponed on November 8, 2018. Passage requires majority vote.

5. ORDER #85-18/19 – Conservation Commission, District Four (Cohen), for a term which expires on 11/20/21. Passage requires majority vote.

Councilor Morgan moved to postpone, seconded by Councilor Beecher. The motion passed 5-0.

6. ORDER #86 -18/19 – Conservation Commission, District Two (Lewis), appointing **Barbara Dee** for a term which expires on 11/20/21. Passage requires majority vote

Councilor Lewis moved for passage, seconded by Councilor Morgan. The motion passed 5-0.

**G. Consent Calendar**

*Street Closure*

7. ORDER #87-18/19 – South Portland Parks, Recreation and Waterfront and the South Portland/Cape Elizabeth Chamber are requesting the closure of Hinckley Drive for the Annual Mill Creek Park Tree Lighting

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 2  
NOVEMBER 20, 2018**

on December 7, 2018 from 4:00 P.M to 7:30 P.M.

*Grants*

- 8.** ORDER #88-18/19 - Authorizing the submission of a grant application to the Maine Bureau of Highway Safety under the 2019 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.
- 9.** ORDER #89-18/19 - Authorizing the City's participation in submitting an application for and accepting a 2019 Evidenced Based Impaired Driving grant and accepting awarded funds to be used by the Police Department. Passage requires majority vote.
- 10.** ORDER #90-18/19 - Authorizing the submission of a grant application to the Maine Bureau of Highway Safety under the 2019 Distracted Driving Enforcement Program and accepting awarded funds to be used by the Police Department. Passage requires majority vote.

*Collective Bargaining Agreement*

- 11.** ORDER #91-18/19 –Authorizing the City Manager to sign a collective bargaining agreement with the South Portland Firefighters IAFF Local 1476 for the period of July 1, 2018 to June 30, 2021.

The following spoke:

Russ Lunt, Brigham St  
Steve S, IAFF President

Councilor Beecher moved for passage of the Consent Calendar, seconded by Councilor Lewis. The motion passed 5-0.

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

Chris Kelly, Bay View Ave  
Russ Lunt, Brigham St  
Rosemarie DeAngelis, Pleasantdale

**I. Public Hearings and Action**

**12.** ORDINANCE #2-18/19 – Amending Chapter 27, “Zoning,” of the Code of Ordinances to establish land use regulations regarding Medical Marijuana Establishments. Passed first reading on August 21, 2018. At Public Hearing on September 18, 2018, item committed to workshop. ROLL CALL VOTE. Passage requires five (5) affirmative votes.

The following spoke:

Edward Kelleher, Drummond Woodsum  
Joshua Reny, Assistant City Manager

Councilor Morgan moved for passage, seconded by Councilor Beecher.

Councilor Morgan moved to amend the ORDINANCE to adopt proposed amendment #1 relating to numbering/lettering error in the draft ordinance text where some bulleted numbers/letters were mistakenly duplicated. Seconded by Councilor Henderson. The motion passed 5-0.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 3  
NOVEMBER 20, 2018**

Councilor Morgan moved to amend the ORDINANCE to adopt proposed amendment #2 amending Sec. 27-1902(e)(2) to require that odors not be detectible off premise (as currently written odors could not be perceptible at the exterior of the building), and would add a requirement that applicants provide an odor control plan. Seconded by Councilor Beecher. The motion passed 5-0.

Councilor Morgan moved to amend the ORDINANCE to adopt proposed amendment #3 amending Sec. 27-1902(a) to clarify the definition of school is limited to those definitions found in MRSA 20-A § 1(22), 1(23-A), and 1(24), and also clarifies the process for establishing lot lines for the purpose of measuring distance from the marijuana facility. Seconded by Councilor Lewis. The motion passed 5-0.

Councilor Henderson moved to amend the ORDINANCE to adopt proposed amendment #4 to amend Sec. 27-1902(a) to include licensed Child Care Facilities as a sensitive use. Seconded by Councilor Beecher. The motion passed 5-0.

Councilor Lewis moved to amend the ORDINANCE to adopt proposed amendment #5 to amend Sec. 27-1902(a) to include Community Centers as a sensitive use, which includes the two municipal Community Centers and the Boys & Girls Club. Seconded by Councilor Henderson. The motion passed 5-0.

Councilor Morgan moved to amend the ORDINANCE to adopt proposed amendment #6 to amend Sec. 27-1902(a) to include higher educational facilities (e.g., SMCC) as a sensitive use. Seconded by Councilor Beecher. The motion passed 5-0.

Councilor Beecher moved to amend the ORDINANCE to adopt proposed amendment #7 to amend Sec. 27-1902(a) to include large public outdoor recreational facilities as a sensitive use (e.g., the Wainwright Athletic Fields Complex). Seconded by Councilor Lewis. The motion passed 5-0.

The main motion passed 5-0, as amended, and served as first reading. Second reading scheduled for December 18, 2018 following Planning Board review.

**13. ORDINANCE #3-18/19** – Amending Chapter 14, “Licenses, Permits, and Business Regulations Generally,” of the Code of Ordinances to establish licensing regulations regarding Medical Marijuana Establishments. Passed first reading on August 21, 2018. At Public Hearing on September 18, 2018, item committed to workshop. ROLL CALL VOTE. Passage requires majority vote.

Councilor Morgan moved to postpone this item until December 18, 2018. Seconded by Councilor Beecher. The motion passed 5-0.

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

**14. ORDER #92-17/18** – Award of negotiated contract be and hereby is made to Johnson & Jordan, Inc., of Scarborough, ME, for the electrical service upgrade at the John Roberts Road Pump Station project. Passage requires majority vote.

Councilor Morgan moved for passage, seconded by Councilor Henderson. The motion passed 5-0.

**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 4  
NOVEMBER 20, 2018**

**15.** ORDER #93-18/19 – Award of City of Portland RFP #19006 to Linnean Solutions, of Cambridge, MA, for the development of a Climate Action and Adaptation Plan for Portland and South Portland. Passage requires majority vote.

The following spoke:  
George Corey, Franklin Terrace

Councilor Lewis moved for passage, seconded by Councilor Morgan. The motion passed 5-0.

**16.** ORDER #94-18/19 - Accepting miscellaneous donations. Passage requires majority vote.

Councilor Henderson moved for passage, seconded by Councilor Beecher. The motion passed 5-0.

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

April Caricchio, Cash St

**L. Councilor's Round Robin**

Councilor Lewis wished everyone a happy holiday and safe travels.

Councilor Henderson offered condolences to Councilor Rose whose mother passed away.

Stated that her workshop proposal would be coming forward soon for discussion.

Councilor Beecher wished everyone a Happy Thanksgiving.

Mayor Cohen mentioned that Spectrum cable has now moved to digital, and any customers who are having trouble receiving the local channels should contact Spectrum and your legislators. Thanked City staff who have to work during the holidays and wished everyone a happy Thanksgiving.

**M. Executive Session**

Councilor Beecher moved to go into Executive Session pursuant to 1 M.R.S.A. §405 (6)(a) annual evaluation of City Clerk. Seconded by Councilor Morgan. The motion passed 5-0. Council entered Executive Session at 8:15pm.

Councilor Morgan moved to come out of Executive Session at 9:15pm, seconded by Councilor Lewis. The motion passed 4-0.

Councilor Morgan moved to adjourn at 9:15pm, seconded by Councilor Henderson. The motion passed 4-0.



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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
DECEMBER 4, 2018**

Mayor Cohen called the meeting to order at 4:00pm. Councilor Rose was absent.

Rev. Benjamin Shambaugh gave the invocation.

The City Clerk administered the oath of office to incoming City Councilors Misha Pride (District Three) and April Caricchio (District Four).

Councilor Beecher moved to nominate Claude Morgan as mayor for 2018/2019 year. Seconded by Councilor Lewis. The motion passed 6-0.

Mayor Morgan delivered the inaugural address.

Councilor Pride moved that the inaugural address be spread upon the records, seconded by Councilor Caricchio. The motion passed 6-0.

The City Clerk read Resolve #3-18/19, establishing the time and place of City Council meetings. Councilor Henderson moved for passage of the resolve, seconded by Councilor Beecher. The motion passed 6-0.

Councilor Pride moved to adjourn, seconded by Councilor Beecher. The motion passed 6-0.



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**IN COUNCIL REGULAR MEETING VOL. 80 PAGE 1  
DECEMBER 4, 2018**

Mayor Morgan called the meeting to order at 7:00pm.

**A.Roll Call**

All Councilors were present (District Five seat vacant).

**B.Acceptance of Minutes**

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

**C.Communications from the City Manager**

City Manager Morelli extended a welcome to new Councilors Pride and Caricchio and reminded the public about the Tree Lighting event in Mill Creek Park on Friday, December 7 at 4:30pm.

**D.Reports from Boards and Committees**

**E.Petitions and Communications**

**F.Appointment Calendar**

- 1.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.
- 2.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.
- 3.ORDER #46-18/19 – Arts & Historic Preservation Committee, District One (Morgan) for an unexpired term which expires October 20, 2019. Postponed since September 18, 2019. Passage requires majority vote.
- 4.ORDER #76-18/19 – Arts & Historic Preservation Committee, District Two (Lewis), for a term which expires on 10/20/21. Postponed since November 8, 2018. Passage requires majority vote.
- 5.ORDER #85-18/19 – Conservation Commission, District Four (Caricchio), for a term which expires on 11/20/21. Postponed on November 20, 2018. Passage requires majority vote.

Councilor Beecher moved to postpone items 1-5, seconded by Councilor Henderson. The motion passed 6-0.

6. ORDER #95-18/19 – Library Advisory Board, District One (Morgan) appointing **Debora Schofield** for a term which expires on January 1, 2022. Passage requires majority vote.

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

**G. Consent Calendar**

*Collective Bargaining Agreement*

7. ORDER #96-18/19 - Authorizing the City Manager to sign a collective bargaining agreement with the South Portland Police Patrol for the period of July 1, 2018 to June 30, 2021.



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Councilor Beecher moved for acceptance of the Consent Calendar, seconded by Councilor Lewis. The motion passed 6-0.

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

Phil Notice, Ocean St  
Russ Lunt, Brigham St.

**I. Public Hearings and Action**

**8.** ORDER #97-18/19 - Edward H. Benjamin DBA Benjamin Building Wrecking Co., 41 Jackson Street, for an Automobile Graveyard/Automobile Recycling Business and/or Junkyard License. Passage requires majority vote.

The following spoke:  
Russ Lunt, Brigham St

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

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

**9.** ORDER #98-18/19 – Authorizing the City Manager to submit and application and accept reimbursement funds from the Federal Emergency Management Agency (FEMA) for access to Willard Beach from Deake Street. Passage requires majority vote.

The following spoke:  
Patricia Whyte, Orchard St  
Russ Lunt, Brigham St  
Mike Hussey, Willard St  
John Mckee, Deake St  
Peter Stanton, Deake St

Councilor Lewis moved for passage, seconded by Councilor Beecher.

Councilor Lewis moved to amend the ORDER, to add after the second paragraph, “in accordance with Option A2, or substantially similar to Option A2, as presented in the Baker Design Consultant's presentation on December 4, 2018 to the City Council.” Seconded by Councilor Beecher. The amendment passed 5-1 (Henderson).

The motion passed, as amended, 6-0.

**10.** ORDER #99-18/19 – Award of Bid #19-19 to Yankee Ford Sales, of South Portland, ME, for the purchase of a one-ton 2-wheel drive truck for the Parks Department. Passage requires majority vote.

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

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**11.** ORDER #100-18/19 – Authorizing the City Manager to sign a contract between the City of South Portland and Host Compliance LLC, of Seattle, WA, to assist with identification, monitoring, and code compliance of Short Term Rentals in South Portland. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St  
Peter Stanton, Deake St

Councilor Beecher moved for passage, seconded by Councilor Henderson. The motion passed 4-2 (Caricchio, Pride).

**12.** ORDER #101-18/19 - Accepting miscellaneous donations. Passage requires majority vote.

Councilor Pride moved for passage, seconded by Councilor Caricchio. The motion passed 6-0.

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

John Wibby, Cash St  
Jeff Steinbrink, Cottage Rd

**L. Councilor's Round Robin**

Councilor Lewis welcomed new Councilors Caricchio and Pride, reminded the public about the Mill Creek Tree Lighting event and the Special Election on December 11.

Councilor Caricchio thanked voters and mentioned that Protect South Portland recently won an award.

Councilor Pride mentioned the Protect South Portland recently won a Conservation "Local Hero" award, thanked everyone for the warm welcome, addressed dissent.

Councilor Beecher welcomed new Councilors and thanked former Mayor Cohen for her service.

Councilor Henderson welcomed new Councilors, reminded the public about the Special Election on December 11, and thanked former Mayor Cohen.

Mayor Morgan thanked Councilors for their support as Mayor, addressed friendly dissent, and mentioned the Packard family who recently purchased the Liberty Ship property.

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**M. Executive Session**

**N. Adjournment**

Councilor Beecher moved to adjourn, seconded by Councilor Pride. The motion passed 6-0. The meeting adjourned at 10:35pm.



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The annual Council photo was taken at 7:00pm. Mayor Morgan called the meeting to order at 7:02pm.

**A. Roll Call**

All Councilors were present.

**B. Acceptance of Minutes**

Councilor Beecher moved for passage, seconded by Councilor Henderson. The motion passed 7-0.

**C. Communications from the City Manager**

There were no communications.

**D. Reports from Boards and Committees**

Councilor Morgan attended a recent meeting of the Executive Board of GPCOG, will be attempting to meet again after the committee failed to make quorum.

**E. Petitions and Communications**

**F. Appointment Calendar**

The City Clerk read the rules for public comment.

1. 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.
2. 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.
3. ORDER #46-18/19 – Arts & Historic Preservation Committee, District One (Morgan) for an unexpired term which expires October 20, 2019. Postponed since September 18, 2019. Passage requires majority vote.
4. ORDER #76-18/19 – Arts & Historic Preservation Committee, District Two (Lewis), for a term which expires on 10/20/21. Postponed since November 8, 2018. Passage requires majority vote.
5. ORDER #85-18/19 – Conservation Commission, District One (Morgan), for a term which expires on 11/20/21. Postponed since November 20, 2018. Passage requires majority vote.

Councilor Beecher moved to postpone items 1-5, seconded by Councilor Lewis. The motion passed 7-0.

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**6.** ORDER #102-18/19 – Appointing **Emily Scully** as the Registrar of Voters for a two-year term, which expires 12/31/2020.

Councilor Pride moved for passage, seconded by Councilor Caricchio. The motion passed 7-0.

**G. Consent Calendar**

**7.** ORDER #103-18/19 – Setting the dates and locations for Council District Meetings.

**8.** ORDER #104-18/19 – Accepting a 2005 Silver Mercury Montego and \$2,035 and or any portion thereof under the State of Maine Asset Forfeiture Program to be used by the Police Department.

**9.** ORDER #105-18/19 – Accepting \$832.00 and or any portion thereof under the State of Maine Asset Forfeiture Program to be used by the Police Department.

**10.** ORDER #106-18/19 – Authorizing the City accepting a Coastal Community Grant from the Municipal Planning Assistance Program in the amount of \$50,191.

**11.** RESOLVE #4-18/19 – Supporting Municipal Energy Priorities.

Councilor Beecher moved for passage of the Consent Calendar, seconded by Councilor Pride. The motion passed 7-0.

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

Dan Glover, Westbrook (Archangel Committee)  
Russ Lunt, Brigham St  
John Wallace, Scammon St

**I. Public Hearings and Action**

**12.** ORDINANCE #2-18/19 – Amending Chapter 27, “Zoning,” of the Code of Ordinances to establish land use regulations regarding Medical Marijuana Establishments. Passed first reading on August 21, 2018. At Public Hearing on September 18, 2018, item committed to workshop, amended and passed first reading on November 20, 2018. ROLL CALL VOTE. Passage requires five (5) affirmative votes.

Councilor Beecher moved for passage, seconded by Councilor Caricchio. Councilor Beecher moved to amend the ordinance to fix a legal citation typo. Seconded by Councilor Pride. The motion to amend passed 7-0. Motion for passage, as amended, 7-0 by roll call vote.

**13.** ORDINANCE #3-18/19 – Amending Chapter 14, “Licenses, Permits, and Business Regulations Generally,” of the Code of Ordinances to establish licensing regulations regarding Medical Marijuana Establishments. Passed first reading on August 21, 2018. At Public Hearing on September 18, 2018, item committed to workshop, postponed on November 20, 2018. ROLL CALL VOTE. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St

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Councilor Henderson moved for passage, seconded by Councilor Pride. The motion passed 7-0 on a roll call vote.

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

**14. ORDER #107-18/19** – Award of Bid #23-19 to O’Connor Bus Sales, of Augusta, ME, for the purchase of two (2) type “C” school buses to be used by the School Department. Passage require majority vote.

The following spoke:

Russ Lunt, Brigham St  
Rafe Forland, School Department

Councilor Beecher moved for passage, seconded by Councilor Dhalac. The motion passed 7-0.

**15. ORDER #108-18/19** – Award of Bid #24-19 to O’Connor Bus Sales, of Augusta, ME, for the purchase of a Type “C” School Bus with a wheelchair lift to be used by the School Department. Passage requires majority vote.

Councilor Lewis moved for passage, seconded by Councilor Caricchio. The motion passed 7-0.

**16. ORDINANCE #6-18/19** - Amending Chapter 2, “Administration and Legislation,” regarding the City’s purchasing rules. First Reading. Passage requires majority vote.

Councilor Henderson moved for passage, seconded by Councilor Beecher. The motion passed 7-0.

**17. ORDINANCE #7-18/19** – Amending Chapter 27, “Zoning,” regarding a text amendment and Zoning map change to create a new Conditional School District 1 (SCH-1) for property located at 120 Wescott Road. First reading. Passage requires majority vote.

The following spoke:

Russ Lunt, Brigham St

Councilor Pride moved for passage, seconded by Councilor Dhalac. The motion passed 7-0.

**18. ORDER #109-18/19** – Authorizing the City Manager to execute an agreement with the Maine Department of Transportation for a Federal-aid Locally Administered Project for the Cottage Road Safety Improvements. Passage requires majority vote.

The following spoke:

Justin Gove, Water Resource Protection  
George Corey, Franklin Terrace  
Russ Lunt, Brigham St

Councilor Henderson moved for passage, seconded by Councilor Beecher. The motion passed 7-0.

**19. ORDER #110-18/19** – Authorizing the City Manager to execute a Three-party Partnership Agreement with Maine Department of Transportation (MDOT) and Portland Area Comprehensive Transportation System for Improvements (PACTS) to resurface Highland Avenue. Passage requires majority vote.

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The following spoke:

Justin Gove, Water Resource Protection  
Russ Lunt, Brigham St

Councilor Beecher moved for passage, seconded by Councilor Caricchio. The motion passed 7-0.

**20.** ORDER #111-18/19 – Authorizing the City Manager to execute a Three-party Partnership Agreement with Maine Department of Transportation (MDOT) and Portland Area Comprehensive Transportation System (PACTS) for Improvements to Waterman Drive. Passage requires majority vote.

Councilor Pride moved for passage, seconded by Councilor Dhalac. The motion passed 7-0.

**21.** ORDER #112-18/19 – Amending the City’s Master Fee Schedule of License, Permit, Inspection, and Application Fees regarding setting the license fees for Medical Marijuana Establishments. Passage requires majority vote.

Councilor Beecher moved for passage, seconded by Councilor Caricchio. The motion passed 7-0.

**22.** ORDER #113-18/19 – Accepting miscellaneous donations. Passage requires majority vote.

Councilor Dhalac moved for passage, seconded by Councilor Caricchio. The motion passed 7-0.

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

**L. Councilor’s Round Robin**

Councilor Henderson left the meeting.

Councilor Morgan congratulated Councilors Pride, Caricchio and Dhalac and noted they just attended the first of two new Councilor orientations with department heads. The next orientation will be held on December 27.

Councilor Dhalac thanked voters for the big turnout at the December 11, 2018 election.

All Councilors wished everyone happy holidays and a happy new year.

**M. Executive Session**

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**N. Adjournment**

Councilor Lewis moved to adjourn, seconded by Councilor Pride. The motion passed 6-0. The meeting ended at 9:43pm.

A handwritten signature in black ink, appearing to read "Councilor Lewis", written in a cursive style.

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