

**WESTBROOK CITY COUNCIL  
REGULAR CITY COUNCIL MEETING MINUTES  
MONDAY FEBRUARY 4, 2019  
WESTBROOK HIGH SCHOOL, ROOM 114**

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**CALL TO ORDER**

Meeting called to order at 7pm by City Council President Gary Rairdon.

**City Councilors Present:** Lynda Adams (Ward 5); Victor Chau (Ward 2); Michael T. Foley (At-Large); Brendan Rielly (Ward 1); Gary Rairdon (Ward 4, President)

**City Councilors Absent:** Ann E. Peoples (At-Large); Anna A. Turcotte (Ward 3, Vice President)

**Other City Officials Present:** Zainab Almatwari (Student Representative); Jerre Bryant (City Administrator); Natalie Burns (Legal Counsel); Stephen Fields (Assistant City Administrator/Director of Human Resources); Tressina Germani (Accounting Manager); Greg Hamilton (Director of Public Safety Communications); Angela Holmes (City Clerk); Suzanne Knight (Finance Director); Sean Lally (Police Captain); Greg Post (Interim Director of Community Services); Michael Sanphy (Mayor); Andrew Turcotte (Fire Chief)

**PLEDGE OF ALLEGIANCE**

President Rairdon led all present in the Pledge of Allegiance.

**MINUTES**

President Rairdon stated that unless any objections are received, the minutes from the Special City Council Meeting held on January 28, 2019 will stand as presented. No objections were received; minutes stand as presented.

**MAYOR'S MESSAGE**

Mayor Sanphy shared the following messages:

1. The Westbrook Community Center is open again, except for the John P. Davan Indoor Pool. Greg Post and his staff did a great job. Thank you to Fire Inspector Mike Corey and his father Steve. The City of Westbrook thanks the follow area organizations/businesses that assisted in accommodating programs and services that were temporarily displaced from the Westbrook Community Center due to the electrical fire:
  - a. Westbrook School Department
  - b. Westbrook Public Safety Departments
  - c. Westbrook Housing Authority
  - d. Intercultural Community Center
  - e. Drouin Dance Center
  - f. Good Shepherd Mobile Food Pantry
  - g. Westbrook Little League
  - h. Westbrook Warren Congregational Church
  - i. First Evangelical Free Church
  - j. City of Portland
  - k. City of South Portland
  - l. Town of Cape Elizabeth

m. St. Joseph's College

### **STUDENT REPRESENTATIVE UPDATE**

Ms. Almatwari shared the following updates:

1. The Indoor Track Team is sending two students to nationals this week.
2. Seeds of Peace is planning a Peace Week event in March.
3. The High School is creating three new activities – Newspaper Club, Debate Team and Unicef Club.
4. Natural Helpers finished their training last week and will focus on helping other students.
5. The Youth Leadership Coalition starts tomorrow, and it will focus on drug abuse and addiction, education and how to help those in need.
6. The Outdoor Track season starts next week.
7. Student Council is now working on its established initiatives.

### **PUBLIC COMMENT**

President Rairdon opened the floor for the first public comment portion of the evening's meeting. No one spoke.

### **ORDERS OF THE DAY (SECOND AND FINAL READING)**

Included below are the City Council Orders which require second and final reading.

1. **Order 2019-17. Approving 2018-2021 Collective Bargaining Agreement with General Unit.**  
**Order 2019-18. Authorizing Three-Party Partnership Agreement for Mill and Fill Resurfacing on Cumberland Street.**  
**Order 2019-19. Authorizing Purchase of Furniture for Westbrook Community Center.**  
**Order 2019-20. Authorizing Award of Bid for Gasoline and Diesel Fuel.**  
**Order 2019-21. Authorizing Expenditure for Fire Department Training and Amending the FY 2018-2019 General Fund Annual Vendor List.**  
**Order 2019-22. Authorizing Westbrook Environmental Improvement Corporation Expenditure for Redevelopment of Westbrook Common.**

Motion to approve second and final reading of Orders 2019-17 through 2019-22.

Moved by Councilor Foley, seconded by Councilor Adams.

President Rairdon asked if any Councilor would like any of these Council Orders considered separately; no response received.

President Rairdon opened the floor for comments on the motion. No one spoke.

**Motion carried. Orders 2019-17 through 2019-22 adopted. (Vote 5-0-2)**

Ayes: Adams, Chau, Foley, Rairdon, Rielly

Nays: None

Absent: Peoples, Turcotte

### **MAYOR'S MESSAGE**

President Rairdon gave the floor again to Mayor Sanphy, who allowed Phil Spiller, Jr. to give a presentation on behalf of the Greater Portland Archangel Sister City Committee. Mayor Sanphy and Councilor Foley were presented with decorative plates which commemorate the "Bridges of Friendship" photography exhibit which showcased photos submitted by residents of both sister communities, those in the Greater Portland region and Archangel, Russia.

## **NEW BUSINESS**

Included below are the Council actions on New Business, which includes business licenses requiring City Council approval, City Council Resolves and Orders receiving first and final reading, City Council Orders receiving the first of two required readings, and all items to be considered in Executive Session.

1. **Appeal Hearing for Denied Tow Driver, Anthony McGilvray (Charlie's and Charlie's Auto Transport).**

President Rairdon gave the floor to Mr. Bryant to explain the process for an appeal hearing. Mr. Bryant stated that tow licenses were issued to Charlie's and Charlie's Auto Transport, both of which listed Mr. McGilvray as a driver. The City denied Mr. McGilvray as a tow driver based upon the provisions of the Code of Ordinances, and an appeal of that denial has been submitted to City Council. The burden of proof is on the appellant as to why the denial should be overturned.

President Rairdon opened the hearing, and gave the floor to Mr. McGilvray and Dianne Roussel, owner of Charlie's and Charlie's Auto Transport. Mr. McGilvray stated that the charges were filed over 30 years ago, and asked Council for the ability to drive tow trucks in Westbrook.

Motion to grant the appeal.

Moved by Councilor Foley, seconded by Councilor Adams.

The following individuals commented on the motion to grant the appeal: Councilor Adams, Councilor Chau, Captain Lally.

**Motion carried. Appeal granted. (Vote 5-0-2)**

Ayes: Adams, Chau, Foley, Rairdon, Rielly

Nays: None

Absent: Peoples, Turcotte

2. **Resolve 2019-3. Approving the Appointment of Edward Reidman to the Planning Board.**

Motion to approve first and final reading of Resolve 2019-3.

Moved by Councilor Chau, seconded by Councilor Rielly.

President Rairdon opened the floor for comments on the motion. No one spoke.

**Motion carried. Resolve 2019-3 adopted. (Vote 5-0-2).**

Ayes: Adams, Chau, Foley, Rairdon, Rielly

Nays: None

Absent: Peoples, Turcotte

3. **Order 2019-23. Authorizing Wage Adjustment for Non-Union Personnel.**  
**Order 2019-24. Authorizing Distribution of Snowmobile Revenues to Westbrook Trail Blazes Snowmobile Club.**

**Order 2019-25. Authorizing Sale of Surplus Stretcher.**

Motion to approve first and final reading of Orders 2019-23 through 2019-25.

Moved by Councilor Rielly, seconded by Councilor Foley.

President Rairdon asked if any Councilor would like any of these Council Orders considered separately; Council Chau asked that Order 2019-25 be considered separately.

President Rairdon opened the floor for comments on Orders 2019-23 and 2019-24. The following individuals spoke: Councilor Foley, Councilor Chau, Mr. Bryant, Councilor Adams, President Rairdon, Jeff Todd (Treasurer for Westbrook Trail Blazes Snowmobile Club)

**Motion carried. Orders 2019-23 and 2019-24 adopted. (Vote 5-0-2)**

Ayes: Adams, Chau, Foley, Rairdon, Rielly

Nays: None

Absent: Peoples, Turcotte

President Rairdon opened the floor for comments on Order 2019-25. The following individuals spoke: Councilor Chau, Chief Turcotte

**Motion carried. Order 2019-25 adopted. (Vote 5-0-2)**

Ayes: Adams, Chau, Foley, Rairdon, Rielly

Nays: None

Absent: Peoples, Turcotte

4. **Order 2019-26. Authorizing Expenditure for Lettering and Numbering at Westbrook Schools. Order 2019-27. Authorizing Expenditure for School Safety and Emergency Preparedness Consulting Services.**

Motion to approve the first of two readings of Orders 2019-26 and 2019-27.

Moved by Councilor Foley, seconded by Councilor Rielly.

President Rairdon opened the floor for comments on the motion. The following individuals spoke: Mr. Bryant, Maria Woodbury (24 Green Street), Ms. Almatwari, President Rairdon

**Motion carried by a show of hands. None opposed.**

5. **Order 2019-28. Authorizing Purchase of Email Archive Solution.**

Motion to approve the first of two readings of Orders 2019-28.

Moved by Councilor Foley, seconded by Councilor Adams.

President Rairdon opened the floor for comments on the motion. The following individuals spoke: Councilor Foley, Mr. Hamilton, Councilor Chau

**Motion carried by a show of hands. None opposed.**

6. **Order 2019-29. Authorizing Purchase of Replacement Pool Filters.**

Motion to approve the first of two readings of Order 2019-29.

Moved by Councilor Adams, seconded by Councilor Rielly.

President Rairdon opened the floor for comments on the motion. The following individuals spoke: Mr. Post, President Rairdon

**Motion carried by a show of hands. None opposed.**

7. **Order 2019-30. Authorizing Purchase of Safety Hoods.**

Motion to approve the first of two readings of Order 2019-30.

Moved by Councilor Foley, seconded by Councilor Rielly.

President Rairdon opened the floor for comments on the motion. The following individuals spoke: Councilor Chau

**Motion carried by a show of hands. None opposed.**

8. **Order 2019-31. Authorizing Lease Purchase Financing Agreement for Remounted Ambulance.**

Motion to approve the first of two readings of Order 2019-31.

Moved by Councilor Adams, seconded by Councilor Rielly.

President Rairdon opened the floor for comments on the motion. The following individuals spoke: Councilor Chau, Mr. Bryant, Ms. Knight

**Motion carried by a show of hands. None opposed.**

### **PUBLIC COMMENT**

President Rairdon opened the floor for the second and final public comment portion of the evening's meeting. The following individuals spoke: Phil Spiller, Jr. (Vice President of Discover Downtown Westbrook), Mayor Sanphy, Councilor Adams

### **REFERRALS**

Motion to refer "amending conditions for denial of licenses" to Committee of the Whole.  
Moved by Councilor Foley, seconded by Councilor Adams.

**Motion carried by a show of hands; none opposed.**

### **ADJOURNMENT**

Motion to adjourn at 8:00pm.

Moved by Councilor Rielly, seconded by Councilor Adams.

**Motion carried by a show of hands. None opposed.**