



**WESTBROOK CITY COUNCIL  
SPECIAL CITY COUNCIL MEETING AGENDA  
MONDAY SEPTEMBER 21, 2020 AT 6:00 PM**

**VIDEOCONFERENCE: <https://us02web.zoom.us/j/86883376648>**



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*This Special City Council meeting will be conducted in accordance with 1 M.R.S.A. § 403-A, which permits public proceedings to be conducted through remote access during the declared State of Emergency due to COVID-19.*

- I. READING THE CALL FOR A SPECIAL CITY COUNCIL MEETING**
- II. ROLL CALL**
- III. MAYOR'S MESSAGE**  
State of Emergency Report
- IV. NEW BUSINESS**  
Resolves (One Reading Required)  
Resolve 2020-23      Extending the City of Westbrook's Second State of Emergency
- V. ADJOURNMENT**

## **CALL FOR A SPECIAL CITY COUNCIL MEETING**

**TO:** City Council  
**FROM:** Michael T. Foley, Mayor  
**DATE:** September 18, 2020

There will be a Special Meeting of the Westbrook City Council on **Monday September 21, 2020 at 6:00pm** via videoconference to conduct the business on the enclosed agenda.

Respectfully,

Michael T. Foley  
Mayor

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### **Duly Authorized Official's Return**

This is to certify that on September 18, 2020 I posted notice of the above call for a Special Meeting of the City Council on the City of Westbrook's website, and that I sent a copy of the same to the City Councilors/Municipal Officers.

Angela Holmes  
City Clerk



MAYOR'S OFFICE



**Mayor Michael T. Foley**

2 York Street

Westbrook, Maine 04092

Phone: 207-591-8110

Fax: 877-688-9553

To: Honorable City Council  
From: Jerre R. Bryant, City Administrator  
Date: September 18, 2020  
Subject: Position Paper for Special City Council Meeting of September 21, 2020

## **RESOLVES**

2020-23 This Resolve extends the State of Emergency declared by Mayor Foley on September 16, 2020 in response to the landslide at the rear of 161 Warren Avenue resulting in the blockage of the Presumpscot River. City officials have been working closely with the both state and federal agencies and the property and utility owners immediately impacted by this event. This emergency declaration was deemed necessary to ensure the public health, safety and general welfare of the people of Westbrook and their property due to the initial threat of flooding and the ongoing blockage of the Presumpscot River and instability of ground conditions in and along the river.

Under Chapter 9. Emergency Management of the Westbrook Code of Ordinances, the Mayor has the unilateral authority to declare a State of Emergency for up to five (5) days. Any extension beyond that five (5) day period requires the action of the City Council. Due to the instability of the ground conditions in the area of the landslide and the continue blockage of the Presumpscot River, this State of Emergency needs to be renewed until the area is fully stabilized and the blockage of the river has been remediated. This extension is requested by the Administration and is in order for final City Council action.



MAYOR'S OFFICE



Mayor Michael T. Foley

2 York Street

Westbrook, Maine 04092

Phone: 207-591-8110

Fax: 877-688-9553

September 16, 2020

## Emergency Proclamation

WHEREAS, a sudden, generally unexpected occurrence of circumstances demanding public action has arisen within the City of Westbrook; and

WHEREAS, The Mayor of the City of Westbrook, Maine, upon advice from the Director of Emergency Management, or their designees, have determined that the incident poses a present, reasonable and imminent danger to public health, safety, or general welfare of the people of Westbrook or their property so that it has become necessary for the Director(s) to utilize and coordinate the services, equipment, supplies, and facilities of existing departments, officers, and agencies of the community for the purposes of emergency management and emergency functions; and

WHEREAS, it has been determined that immediate action is needed to prevent, minimize, or mitigate damage to public health, safety, or general welfare of the people of Westbrook or the property which may otherwise result from the above described incident and that taking the time required to comply with various federal, state and local laws and rules would endanger the health or safety of the people or their property; and

WHEREAS, the people of the community of Westbrook should be able to depend upon guidance from the Chief Municipal Official,

NOW THEREFORE, I, Michael T. Foley, Mayor of the City of Westbrook, Maine, hereby declare that as of **14:08** (hours), **September 16, 2020** (date) a State of Emergency exists in the City of Westbrook. This Declaration of Emergency shall remain in effect until notice is given, pursuant to my judgment that the State of Emergency no longer exists.

Date: 9/16/2020

Mayor Michael T. Foley



**CITY OF WESTBROOK, MAINE**  
IN CITY COUNCIL

**Date: September 21, 2020**

**Resolve: 2020-23**

**EXTENDING THE CITY OF WESTBROOK'S SECOND STATE OF EMERGENCY**

That the Westbrook City Council hereby renews the City of Westbrook's Second State of Emergency declared by Mayor Michael T. Foley on September 16, 2020, in accordance with the provisions of Section 9-5(b) of the Westbrook Code of Ordinances, and extends the State of Emergency until such time as the Mayor or his designee deems fit to terminate the declared emergency.

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First and Final Reading: September 21, 2020

Attest:

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City Clerk

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Mayor