

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

CALL TO ORDER

Meeting called to order at 7:01pm by City Council Vice President Anna Turcotte.

City Councilors Present: Lynda Adams (Ward 5); Victor Chau (Ward 2); Michael T. Foley (At-Large); Brendan Rielly (Ward 1); Anna A. Turcotte (Ward 3, Vice President)

City Councilors Absent: Ann E. Peoples (At-Large); Gary Rairdon (Ward 4, President)

Other City Officials Present: Jerre Bryant (City Administrator); Natalie Burns (Legal Counsel); Paul Burrows (Operations Supervisor); James DiEmedio (Building Superintendent); Eric Dudley (Director of Engineering & Public Services); Douglas Eaton (Arborist); Stephen Fields (Assistant City Administrator/Director of Human Resources); Angela Holmes (City Clerk); Katherine Kelley (Wastewater Division Manager); Suzanne Knight (Finance Director); Peter Lancia (Westbrook School Department Superintendent); Lynn Leavitt (Sustainability Coordinator); Arty Ledoux (Public Services Operations Manager); Mark Poitras (Operations Supervisor); Ashley Rand (Deputy City Clerk); Janine Roberts (Police Chief); Michael Sanphy (Mayor); Daniel Stevenson (Director of Economic Development)

PLEDGE OF ALLEGIANCE

Vice President Turcotte led all present in the Pledge of Allegiance.

MINUTES

No minutes presented for adoption.

MAYOR'S MESSAGE

Mayor Sanphy shared the following messages:

1. Douglas Eaton was awarded as the City of Westbrook's Employee of the Year for 2018. Mr. Eaton thanked all of his coworkers, residents, taxpayers.
2. Peter Lancia gave a State of the Schools for the Westbrook School Department. Used to do, want to revive the tradition.
3. Captain Sean Lally gave a presentation on his role as the Police Operations Captain.

STUDENT REPRESENTATIVE UPDATE

There were no Student Representatives present.

PUBLIC COMMENT

Vice President Turcotte opened the floor for the first public comment portion of the evening's meeting. The following individuals spoke: Councilor Rielly, Councilor Chau, Phil Spiller (Archangel Sister City Committee), Councilor Adams

UNFINISHED BUSINESS

1. **Order 2019-4. Authorizing Hold Harmless Agreement with Schlotterbeck & Foss**
 - a. Motion to remove Order 2019-4 from the table.
Moved by Councilor Foley, seconded by Councilor Chau.
Motioned carried by a show of hands. None opposed.

 - b. Motion to approve second and final reading of Order 2019-4.
Moved by Councilor Foley, seconded by Councilor Rielly.
Vice President Turcotte opened the floor for comments. The following individuals spoke:
Councilor Chau, Ms. Kelley
Motion carried. Order 2019-4 adopted. (Vote 5-0-2)
Ayes: Adams, Chau, Foley, Rielly, Turcotte
Nays: None
Absent: Peoples, Rairdon

ORDERS OF THE DAY (SECOND AND FINAL READING)

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

1. **Order 2019-35. Amending the Code of Ordinances Chapter 26, Regarding Sanitary Facilities, Sewers and Wastewater Treatment.**
Order 2019-36. Authorizing Award of Bid for Design of Westbrook Common Revitalization Project.
Motion to approve second and final reading of Orders 2019-35 and 2019-36.
Moved by Councilor Adams, seconded by Councilor Chau.
Vice President Turcotte asked if any Councilor would like any of these Council Orders considered separately; no response received.
Vice President Turcotte opened the floor for comments on the motion. No one spoke.
Motion carried. Orders 2019-35 and 2019-36 adopted. (Vote 5-0-2)
Ayes: Adams, Chau, Foley, Rielly, Turcotte
Nays: None
Absent: Peoples, Rairdon

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. **Liquor License Application (New) for Waterfront Concerts, LLC, located at 59 Westbrook Arterial**
Liquor License Application (Renewal) for Three Ball, LLC d/b/a Legends Rest Taproom, located at 855 Main Street
Liquor License Application (Renewal) for Veranda Partners, LLC d/b/a Veranda Kitchen & Bar, located at 672 Main Street
Ms. Holmes noted for the record that the Liquor License Application for Waterfront Concerts, LLC requires a public hearing. Notice of the public hearing was published in the American Journal on February 21 & 28, 2019.
Vice President Turcotte opened the public hearing. No one spoke.
Vice President Turcotte closed the public hearing.

Councilor Adams requested permission to recuse herself from the vote on the Liquor License Application for Waterfront Concerts, LLC as she is currently in negotiations over a business matter.

Motion to allow Councilor Adams to be recused from the vote on the Waterfront Concerts, LLC liquor license.

Moved by Councilor Chau, seconded by Councilor Rielly.

Motion carried by a show of hands. None opposed.

Motion to approve the liquor license application for Waterfront Concerts, LLC.

Moved by Councilor Chau, seconded by Councilor Rielly.

Vice President Turcotte opened the floor for comments on the motion. The following individuals spoke: Councilor Rielly, Ms. Rand, Mr. Bryant, Ms. Holmes, Councilor Foley, John Dyer (General Manager, Waterfront Concerts, LLC), Ms. Burns, Councilor Chau, Mr. Stevenson, Phil Spiller (76 Sawyer Road)

Motion carried. (Vote 4-0-1-2)

Ayes: Chau, Foley, Rielly, Turcotte

Nays: None

Abstain: Adams

Absent: Peoples, Rairdon

Motion to approve the liquor license applications for Three Ball, LLC d/b/a Legends Rest Taproom and for Veranda Partners, LLC d/b/a Veranda Kitchen and Bar.

Moved by Councilor Chau, seconded by Councilor Foley.

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

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

Motion carried by a show of hands. None opposed.

2. **Order 2019-46. Amending CY 2019 Wastewater Division Annual Vendor List.**

Order 2019-47. Authorizing Westbrook Environmental Improvement Corporation Expenditure to Cumberland County Soil & Water Conservation District.

Motion to approve first and final reading of Orders 2019-46 and 2019-47.

Moved by Councilor Rielly, seconded by Councilor Foley.

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

Motion carried. Orders 2019-46 and 2019-47 adopted. (Vote 5-0-2)

Ayes: Adams, Chau, Foley, Rielly, Turcotte

Nays: None

Absent: Peoples, Rairdon

3. **Order 2019-48. Authorizing Award of Bid for County Road Pump Station Upgrade.**

Motion to approve the first of two readings of Order 2019-48.

Moved by Councilor Adams, seconded by Councilor Rielly.

As a point of order, Mr. Bryant noted that Moultonborough is in New Hampshire; the Order will be updated to reflect the correct location of the vendor.

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

Motion carried by a show of hands. None opposed.

4. **Order 2019-49. Authorizing Expenditure for Crash Reconstruction Mapping Software and Training.**

Motion to approve the first of two readings of Order 2019-49.

Moved by Councilor Adams, seconded by Councilor Rielly.

Vice President Turcotte opened the floor for comments on the motion. The following individuals spoke: Councilor Chau, Chief Roberts

Motion carried by a show of hands. None opposed.

5. **Order 2019-50. Authorizing Purchase of Portable Radios for Westbrook School Department.**

Motion to approve the first of two readings of Order 2019-50.

Moved by Councilor Adams, seconded by Councilor Rielly.

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

Motion carried by a show of hands. None opposed.

6. **Order 2019-51. Authorizing Emergency Repairs to Public Services Vehicle.**

Motion to approve the first of two readings of Order 2019-51.

Moved by Councilor Rielly, seconded by Councilor Chau.

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

Motion carried by a show of hands. None opposed.

7. **Order 2019-52. Establishing Chapter 40, *Event Permits*, in the Westbrook Code of Ordinances and Amending the Master Fee and Fine Schedules.**

Motion to approve the first of two readings of Order 2019-52.

Moved by Councilor Foley, seconded by Councilor Rielly.

Vice President Turcotte opened the floor for comments on the motion. The following individuals spoke: Councilor Foley, Mr. Bryant, Councilor Chau, Ms. Burns, Vice President Turcotte, Councilor Rielly; Councilor Adams, Ms. Rand, Christine Latini (170 Pierce Street)

Motion to delete Section 407 and 408 from the proposed language, regarding fees and appeals. Moved by Councilor Rielly. No second received.

Motion failed for lack of second.

Revisiting the original motion to approve the first of two readings of Order 2019-52.

Motion carried. (Vote 4-1-2)

Ayes: Adams, Chau, Foley, Turcotte

Nays: Rielly

Absent: Peoples, Rairdon

PUBLIC COMMENT

Bruce Flaherty (Augusta resident), Councilor Turcotte, Councilor Adams, Christine Latini (170 Pierce Street)

REFERRALS

Motion to refer "Authorizing staff review of state liquor license renewals" to the 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 8:43pm.

Moved by Councilor Adams, seconded by Councilor Chau.

Motion carried by a show of hands. None opposed.