

**WESTBROOK CITY COUNCIL
REGULAR CITY COUNCIL MEETING MINUTES
MONDAY APRIL 1, 2019
WESTBROOK HIGH SCHOOL, ROOM 114**

CALL TO ORDER

Meeting called to order at 7:00 PM 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); Anna A. Turcotte (Ward 3, Vice President)

City Councilors Absent: Ann E. Peoples (At-Large)

Other City Officials Present: Jerre Bryant (City Administrator); Natalie Burns (Legal Counsel); Sadie Cross (Student Representative); Eric Dudley (Director of Engineering & Public Services); Stephen Fields (Assistant City Administrator/Director of Human Resources); Jennie Franceschi (Director of Planning & Code Enforcement); Angela Holmes (City Clerk); Suzanne Knight (Finance Director); Sean Lally (Police Captain); Arty Ledoux (Public Services Director of Operations); Michael Sanphy (Mayor); Andrew Turcotte (Fire Chief)

PLEDGE OF ALLEGIANCE

President Rairdon led all present in the Pledge of Allegiance.

MINUTES

No minutes presented.

MAYOR'S MESSAGE

Mayor Sanphy shared the following messages:

1. Mayor Sanphy stated that Councilor Adams requested permission to address City Council and the public. A full copy of her speech is included below.

Over the past thirty years I have worked off an on serving the City of Westbrook in a variety of ways, first working in the Clerk's Office and then in the Fire Department, and most recently as the City Clerk for seven years and now I've been on the Council for a little over two. Anyone who knows me knows that I love Westbrook and I'm super passionate about helping with the direction our City takes in the future, which is one of the reasons I ran for City Council. It is because of that passion and dedication to the future of our City that I have decided that it is necessary for me to resign from the City Council effective immediately. The reason I am resigning is because I am in discussions with Waterstone Properties Group to be a consultant on behalf of Dirigo Center Developers/Rock Row Development. Initially I was thinking I could continue in my role as City Councilor, however, after much consideration and consultation with the City Administration I have decided that remaining on the Council would be too much of a conflict and it would be best for both the City and Rock Row for me to resign. A few reasons why I feel it would be a conflict is because first, I will be working directly with the City departments on Rock Row plans and I don't want them feeling uncomfortable because I'm a City Councilor; second, I don't want the appearance to be that Waterstone Properties Group hired a City Councilor to receive preferential treatment; and third, Rock Row will be coming before the

Council many times in the future and I think everyone holding a City Council seat should be able to vote since this is such a huge project for the City. Anytime you have a development, especially a large one like this, come into your community there is always the fear of the unknown of what the potential impact will be. As I've learned more and more about this development it became apparent to me that I could be both an asset to Waterstone but also to the City by being directly involved. I feel I can have a greater positive impact on our community by working with Waterstone than just by remaining as a City Councilor. So, the way I look at it, I may not be serving Westbrook in a City role anymore, but I will still be serving my community. From my understanding, the Democratic Party will need to hold a caucus and a nomination and voting will need to take place to find a replacement for the remainder of my term, which is in November. President Rairdon will be reaching out to the Democratic chairman to start that process. I want to thank the citizens of Westbrook for their faith and trust in me by electing me to this position. I do not take it lightly. I also want to thank the Administration for their support in this decision and believe it or not, I'm actually going to miss not being a City Councilor anymore. However, I assure everyone that regardless of my official role and responsibilities I will always be an advocate for our community. Thank you.

Councilor Adams resigned, effective immediately, and sat in the audience for the remainder of the meeting.

STUDENT REPRESENTATIVE UPDATE

Student Representative Cross shared the following messages:

1. Westbrook High School's Spring Spirit Week was last week, and the Spring Fling was held on Saturday night.
2. The High School finished a month-long celebration of Women's History Month for the month of March. During announcements every morning the administration included a quote from an influential woman from history.
3. The High School is showing solidarity for the Muslim community in Maine following the shooting in New Zealand.
4. The Student Council has changed the cap and gown policy following a public forum on gender inclusivity. In the past, boys wore blue and girls wore white. The forum had 30-40 students and teachers who participated. Individuals will now be able to choose which color they would like to wear during graduation.
5. Westbrook High School Class of 2019 will hold a Trivia Night at Stockhouse Restaurant.

PUBLIC COMMENT

President Rairdon opened the floor for the first public comment portion of the evening's meeting. The following individuals spoke: Councilor Rielly, Vice President Turcotte, Councilor Foley, Councilor Chau, President Rielly, Christine Latini (170 Pierce Street)

ORDERS OF THE DAY (SECOND AND FINAL READING)

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

1. **Order 2019-55. Authorizing Contract with Animal Refuge League of Greater Portland.**
Motion to approve second and final reading of Order 2019-55.
Moved by Councilor Chau, seconded by Councilor Foley.
President Rairdon opened the floor for comments on the motion. The following individuals spoke: Mr. Bryant, Councilor Chau
Motion carried. Order 2019-55 adopted. (Vote 5-0-1)
Ayes: Chau, Foley, Rairdon, Rielly, Turcotte
Nays: None
Absent: Peoples

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 Extension Application for Mast Landing Brewing Co., located at 920 Main Street
Liquor License Renewal Application for TJ Partners, LLC d/b/a Tee N Tee Golf, located at 23 Bridgton Road
Liquor License Renewal Application for GC Pizza Hut, LLC d/b/a Pizza Hut, located at 25 Main Street
Liquor License Renewal for Moore, Inc. d/b/a Live @ 212, located at 212 Brown Street**
Motion to approve the liquor license extension and renewal applications outlined above.
Moved by Councilor Foley, seconded by Councilor Rielly.
President Rairdon opened the floor for comments on the motion. The following individuals spoke: President Rairdon, Parker Olen (Mast Landing)
Motion carried by a show of hands. None opposed.
2. **Resolve 2019-5. Accepting the Zoning Board of Appeals Chairman's 2018 Annual Report.**
Motion to approve first and final reading of Resolve 2019-5.
Moved by Vice President Turcotte, seconded by Councilor Rielly.
President Rairdon opened the floor for comments on the motion. No one spoke.
Motion carried. Resolve 2019-5 adopted. (Vote 5-0-1)
Ayes: Chau, Foley, Rairdon, Rielly, Turcotte
Nays: None
Absent: Peoples
3. **Order 2019-56. Amending the FY 2018-2019 General Fund Annual Vendor List.
Order 2019-57. Amending the Master Fee Schedule Regarding Cemetery Fees.**
Motion to approve first and final reading of Orders 2019-56 and 2019-57.
Moved by Councilor Rielly, seconded by Councilor Chau.
President Rairdon asked if any Councilor wished to have these items considered separately. No one spoke.
President Rairdon opened the floor for comments on the motion. No one spoke.
Motion carried. Orders 2019-56 and 2019-57 adopted. (Vote 5-0-1)
Ayes: Chau, Foley, Rairdon, Rielly, Turcotte
Nays: None
Absent: Peoples

4. **Order 2019-58. Authorizing Amendment to the Land Use Ordinance to Establish Contract Zone #12, Rock Row Contract Zone.**

Ms. Holmes noted for the record that this item requires a public hearing, scheduled to be held on April 22, 2019. Notice of the public hearing will appear in the American Journal on April 4 & 11, 2019.

Motion to approve the first of two readings of Order 2019-58.

Moved by Councilor Foley, seconded by Councilor Chau.

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

Motion to amend the Order to have the owner/developer meet with Public Safety on an annual basis to review the calls for service from the past year, not including calls for service resulting from the concerts.

Moved by Councilor Chau.

Vice President Turcotte asked Councilor Chau to include in the motion an annual discussion with Planning, Engineering & Wastewater regarding water quality at the quarry. Councilor Chau agreed to amend the motion, which was then seconded by Vice President Turcotte.

President Rairdon opened the floor for comments on the motion to amend Order 2019-58. The following individuals spoke: Councilor Turcotte, Mr. Bryant, Ms. Holmes, President Rairdon, Jim Katsaficas (Waterstone Properties), Ian MacKinnon (Jones & Beech Engineering), Councilor Rielly

Motion to amend Order 2019-58 carried. (Vote 5-0-1).

Ayes: Chau, Foley, Rairdon, Rielly, Turcotte

Nays: None

Absent: Peoples

President Rairdon opened the floor for comments on the original motion to approve first reading of Order 2019-58, now as amended. The following individuals spoke: Ms. Franceschi, Mr. Bryant

Motion to approve the first of two readings of Order 2019-58, as amended, carried by a show of hands. None opposed.

5. **Order 2019-59. Approving the Capital Improvement Program for Fiscal Years 2019 & 2020.**

Motion to approve the first of two readings of Order 2019-59.

Moved by Vice President Turcotte, seconded by Councilor Chau.

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.

6. **Order 2019-60. Authorizing Award of Bid for Paving Services & Approving Vendor List for Fiscal Years 2019 & 2020 Capital Paving Account.**

Motion to approve the first of two readings of Order 2019-60.

Moved by Councilor Rielly, seconded by Councilor Foley.

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

Motion carried by a show of hands. None opposed.

7. **Order 2019-61. Authorizing Award of Bid for Cemetery Mowing Services.**
Motion to approve the first of two readings of Order 2019-61.
Moved by Councilor Rielly, seconded by Councilor Foley.
President Rairdon opened the floor for comments on the motion. The following individuals spoke: Vice President Turcotte, Mr. Bryant, Mr. Ledoux
Motion carried by a show of hands. None opposed.

8. **Order 2019-62. Authorizing Agreement for County Road Pump Station Upgrade Services.**
Motion to approve the first of two readings of Order 2019-62.
Moved by Councilor Rielly, seconded by Councilor Foley.
President Rairdon opened the floor for comments on the motion. The following individuals spoke: Councilor Chau, Mr. Dudley, President Rairdon.
Motion carried by a show of hands. None opposed.

9. **Order 2019-63. Authorizing Acceptance of Donation for Confined Space Training & Equipment.**
Motion to approve the first of two readings of Order 2019-63.
Moved by Councilor Rielly, seconded by Vice President Turcotte.
President Rairdon opened the floor for comments on the motion. No one spoke.
Motion carried by a show of hands. None opposed.

10. **Order 2019-64. Authorizing Acceptance & Expenditure of Donation for Community Policing Program.**
Motion to approve the first of two readings of Order 2019-64.
Moved by Councilor Foley, seconded by Councilor Rielly.
President Rairdon opened the floor for comments on the motion. The following individuals spoke: Councilor Chau, Councilor Rielly
Motion carried by a show of hands. None opposed.

11. **Order 2019-65. Authorizing Purchase of Police Trading Cards.**
Motion to approve the first of two readings of Order 2019-65.
Moved by Councilor Rielly, seconded by Councilor Foley.
President Rairdon opened the floor for comments on the motion. The following individuals spoke: President Rairdon, Councilor Rielly
Motion carried by a show of hands. None opposed.

12. **Order 2019-66. Authorizing a Temporary Construction Easement for Saccarappa Park.**
Motion to approve the first of two readings of Order 2019-66.
Moved by Councilor Foley, seconded by Vice President Turcotte.
President Rairdon opened the floor for comments on the motion. The following individuals spoke: Mr. Bryant

Motion to postpone this item until the end of the meeting.
Moved by Councilor Rielly, seconded by Councilor Foley.
Motion carried by a show of hands. None opposed. Item postponed.

13. **Order 2019-67. Amending Chapter 20, Article XVIII of the Code of Ordinances, Regarding State Liquor License Applications.**
Order 2019-68. Amending the Code of Ordinances Regarding Standards for License Denials.

Motion to approve the first of two readings of Orders 2019-67 and 2019-68.

Moved by Councilor Foley, seconded by Councilor Rielly.

President Rairdon asked if any Councilor would like these items considered separately. No one spoke.

President Rairdon opened the floor for comments on the motion. The following individuals spoke: Councilor Foley, Ms. Holmes

Motion carried by a show of hands. None opposed.

14. **Order 2019-66. Authorizing a Temporary Construction Easement for Saccarappa Park.**

Revisiting Order 2019-66, which was postponed earlier in the meeting.

President Rairdon opened the floor for comments on the original motion to approve first reading. The following individuals spoke: Councilor Foley.

Motion carried by a show of hands. (Vote 4-1-1)

Ayes: Foley, Rairdon, Rielly, Turcotte

Nays: Chau

Absent: Peoples

PUBLIC COMMENT

President Rairdon opened the floor for the second and final public comment portion of the evening's meeting. The following individuals spoke: Mr. Dudley, Christine Latini (170 Pierce Street), Phil Spiller, Jr. (76 Sawyer Road), Barry Stemm (Sappi)

REFERRALS

Motion to refer the following items to committee:

Public Safety Committee – Dunn Street Parking

Finance Committee – Pothole Damage Claims

Committee of the Whole – Amending the Charter Regarding Election Wardens & Ward Clerks

Moved by Councilor Foley, seconded by Councilor Rielly.

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

Councilor Foley, Ms. Holmes, Mr. Bryant

Motion carried by a show of hands. None opposed.

ADJOURNMENT

Motion to adjourn at 8:16 PM.

Moved by Councilor Foley, seconded by Councilor Chau.

Motion carried by a show of hands. None opposed.

8:16 PM.