

**WESTBROOK CITY COUNCIL
REGULAR CITY COUNCIL MEETING MINUTES
MONDAY AUGUST 6, 2018
WESTBROOK HIGH SCHOOL, ROOM 114**

CALL TO ORDER

Called to order at 7:00pm by City Council President Rielly, who led all present in the Pledge of Allegiance.

ROLL CALL

City Councilors Present: Lynda Adams (Ward 5); Victor Chau (Ward 2); Ann E. Peoples (At-Large); Anna Turcotte (Ward 3); John O'Hara (At-Large/Vice President); Brendan Rielly (Ward 1/President)

City Councilors Absent: Gary Rairdon (Ward 4)

Other City Officials Present: Rebecca Albert (Library Director); Jerre Bryant (City Administrator); Natalie Burns (City Solicitor); Angela Holmes (City Clerk); Katherine Kelley (Wastewater Manager); Sean Lally (Police Captain); Mike Sanphy (Mayor); Rebecca Spitella (Assistant City Planner); Daniel Stevenson (Economic Development Director); Alyssa Tibbetts (Legal Counsel); Andrew Turcotte (Fire Chief)

APPROVAL OF MINUTES

President Rielly noted that unless there were any objections, City Council would let stand the minutes from the Committee of the Whole Meeting and Regular City Council Meeting held on May 7, 2018; from the Committee of the Whole Meeting and the Special City Council Meeting held on May 21, 2018; from the Regular City Council Meeting held on June 4, 2018; from the Committee of the Whole Meeting held on June 11, 2018; from the City Council Workshop and Special City Council Meeting held on June 18, 2018; from the Regular City Council Meeting held on July 2, 2018; from the Special City Council Meeting held on July 16, 2018; and from the Committee of the Whole Meeting and Special City Council Meeting held on July 23, 2018. No objections received. Minutes stand as presented.

MAYOR'S MESSAGE

Mayor Sanphy noted that the MaineBiz Factbook Magazine was recently issued featuring an article highlighting the City of Westbrook and several local businesses. The Mayor thanked Tina Radel, Marketing & Communications Manager, and Daniel Stevenson, Economic Development Director, for leading the charge on the several economic development initiatives mentioned in the article. Mayor Sanphy invited Mr. Stevenson to the podium, who further outlined the significance of the magazine.

PUBLIC COMMENT

President Rielly opened the floor for the first public comment portion of the City Council meeting. The following individuals spoke:

1. Joe Colello (66 Stroudwater Street)
2. Daniel Freund (Owner of Common Census software company, located at Dana Warp Mill)

ORDERS OF THE DAY (SECOND AND FINAL READING)

Included below are the City Council orders receiving second and final reading.

1. **Order 2018-108. Amending the Code of Ordinances Regarding Outdoor Dining.**

- a. Motion to approve second and final reading of Order 2018-108.
Moved by Councilor Peoples, seconded by Councilor Turcotte.
- b. The following individuals commented on the motion to approve second and final reading of the legislation:
 - i. Councilor Peoples
 - ii. Mr. Stevenson
 - iii. Tom Minervino (Legends Rest Taproom, Owner)
 - iv. Councilor Chau
 - v. Councilor Adams
 - vi. President Rielly
- c. Revisiting the motion to approve second and final reading of Order 2018-108.
Motion carried. Order 2018-108 adopted. (Vote 6-0-1)
Ayes: Councilor Adams, Councilor Chau, Councilor Peoples, Councilor Turcotte, Vice President O'Hara, President Rielly
Nays: None
Absent: Councilor Rairdon

NEW BUSINESS

Included below are the City Council actions on New Business, which includes business licenses requiring City Council approval, City Council resolves and orders requiring 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 Sim-City Indoor Golf, LLC d/b/a Sim-City Indoor Golf, located at 100 Larrabee Road, Suite 250.**
 - a. Ms. Holmes noted for the record that this item requires a public hearing. Notice of the public hearing was mailed to all property owners within 500' of the establishment, was published in the American Journal on August 2, 2018 and was posted on the City's website.
 - b. President Rielly opened the public hearing. No one spoke. President Rielly closed the public hearing.
 - c. Motion to approve the liquor license application submitted by Sim-City Indoor Golf.
Moved by Councilor Chau, seconded by Councilor Turcotte.
Motion carried by a show of hands. None opposed.
2. **Liquor License Extensions for Veranda Kitchen & Bar, located at 672 Main Street, and Legends Rest Taproom, located at 855 Main Street.**
Motion to approve the liquor license extensions.
Moved by Councilor Chau, seconded by Councilor Peoples.
Motion carried by a show of hands. None opposed.
3. **Resolve 2018-13. Appointing Rachael Mack to the Recreation & Conservation Commission.**
 - a. Motion to approve first and final reading of Resolve 2018-13.
Moved by Vice President O'Hara, seconded by Councilor Turcotte.

- b. The following individuals commented on the motion to approve first and final reading of the legislation:
 - i. Councilor Chau
 - c. Revisiting the motion to approve first and final reading of Resolve 2018-13.
Motion carried by a show of hands. None opposed. Resolve 2018-13 adopted.
- 4. **Resolve 2018-14. Referring Stroudwater Street Zoning Amendment to Planning Board.**
 - a. Motion to approve first and final reading of Resolve 2018-14.
 Moved by Councilor Peoples, seconded by Councilor Chau.
 - b. The following individuals commented on the motion to approve first and final reading of the legislation:
 - i. Vice President O’Hara
 - ii. Mr. Bryant
 - iii. Councilor Peoples
 - iv. Councilor Adams
 - c. Revisiting the motion to approve first and final reading of Resolve 2018-14.
Motion carried by a show of hands. None opposed. Resolve 2018-14 adopted.
- 5. **Order 2018-109. Authorizing Acceptance of Forfeiture Assets.**
 Motion to approve first and final reading of Order 2018-109.
 Moved by Councilor Turcotte, seconded by Councilor Peoples.
Motion carried. Order 2018-109 adopted. (Vote 6-0-1)
 Ayes: Councilor Adams, Councilor Chau, Councilor Peoples, Councilor Turcotte, Vice President O’Hara, President Rielly
 Nays: None
 Absent: Councilor Rairdon
- 6. **Order 2018-110. Authorizing Membership Payment to Maine Development Foundation.**
 Motion to approve first and final reading of Order 2018-110.
 Moved by Vice President O’Hara, seconded by Councilor Peoples.
Motion carried. Order 2018-110. (Vote 6-0-1)
 Ayes: Councilor Adams, Councilor Chau, Councilor Peoples, Councilor Turcotte, Vice President O’Hara, President Rielly
 Nays: None
 Absent: Councilor Rairdon
- 7. **Order 2018-111. Authorizing Acceptance and Expenditure of Donations for Walker Memorial Library’s Mobile Computer Lab.**
 - a. Motion to approve the first of two readings of Order 2018-111.
 Moved by Councilor Peoples, seconded by Councilor Turcotte.
 - b. The following individuals commented on the motion to approve first reading of the legislation:
 - i. Councilor Chau
 - ii. Mr. Bryant

- iii. Ms. Albert
 - iv. Councilor Peoples
 - c. Revisiting the motion to approve the first of two readings of Order 2018-111.
Motion carried by a show of hands. None opposed.
- 8. **Order 2018-112. Authorizing Purchase of Furnishings for the Walker Memorial Library's Gathering Room.**
 - a. Motion to approve the first of two readings of Order 2018-112.
Moved by Councilor Turcotte, seconded by Councilor Peoples.
 - b. The following individuals commented on the motion to approve first reading of the legislation:
 - i. Councilor Turcotte
 - ii. Ms. Albert
 - iii. Vice President O'Hara
 - c. Revisiting the motion to approve the first of two readings of Order 2018-112.
Motion carried. (Vote 5-1-1)
Ayes: Councilor Adams, Councilor Chau, Councilor Peoples, Vice President O'Hara, President Rielly
Nays: Councilor Turcotte
Absent: Councilor Rairdon
- 9. **Order 2018-113. Authorizing Agreement with Furniture Friends for Workfare Program.**
 - a. Motion to approve the first of two readings of Order 2018-113.
Moved by Councilor Peoples, seconded by Councilor Turcotte.
 - b. The following individuals commented on the motion to approve first reading of the legislation:
 - i. Vice President O'Hara
 - ii. Mr. Bryant
 - iii. Jenn MacAdoo (Furniture Friends, Executive Director)
 - iv. Councilor Peoples
 - v. Councilor Turcotte
 - c. Revisiting the motion to approve the first of two readings of Order 2018-113.
Motion carried by a show of hands. None opposed.
- 10. **Order 2018-114. Amending the FY 2018-2019 General Fund Annual Vendor List.**
Motion to approve the first of two readings of Order 2018-114.
Moved by Councilor Turcotte, seconded by Councilor Peoples.
Motion carried by a show of hands. None opposed.
- 11. **Order 2018-115. Amending Orders 2017-60 and 2017-148 Regarding Paving Projects.**
 - a. Motion to approve the first of two readings of Order 2018-115.
Moved by Vice President O'Hara, seconded by Councilor Chau.

- b. The following individuals commented on the motion to approve first reading of the legislation:
 - i. Vice President O’Hara
 - ii. Mr. Bryant
 - iii. Councilor Chau
 - iv. Councilor Turcotte
- c. Revisiting the motion to approve the first of two readings of Order 2018-115.
Motion carried by a show of hands. None opposed.

12. Order 2018-116. Authorizing Maine Department of Transportation Municipal Partnership Incentive Project – Cumberland Mills Traffic Circle.

- a. Motion to approve the first of two readings of Order 2018-116.
 Moved by Councilor Peoples, seconded by Councilor Adams.
- b. The following individuals commented on the motion to approve the first reading of the legislation:
 - i. Mr. Bryant
 - ii. Vice President O’Hara
 - iii. Councilor Turcotte
- c. President Rielly asked Councilor Peoples and Councilor Adams if they would amend their motion to include Orders 2018-117 and 2018-118. Councilors Peoples and Adams had no objections. The underlying motion was thus amended to include the following orders:

Order 2018-117	Authorizing Maine Department of Transportation Municipal Partnership Incentive Project – Stroudwater Street Rehabilitation
Order 2018-118	Authorizing Maine Department of Transportation Three-Party Partnership Agreement Regarding Proposed Improvements to William Clarke Drive
- d. The following individuals commented on the motion to approve the first reading of Orders 2018-116 through 2018-118.
 - i. Mr. Bryant
 - ii. Councilor Chau
 - iii. Councilor Peoples
- e. Revisiting the motion to approve the first of two readings for Orders 2018-116 through 2018-118.
Motion carried by a show of hands. None opposed.

13. Order 2018-119. Authorizing Purchase of Property from Portland Terminal Company c/o Pan Am Systems, Inc.

- Motion to approve the first of two readings of Order 2018-119.
 Moved by Councilor Adams, seconded by Councilor Peoples.
Motion carried by a show of hands. None opposed.

14. **Order 2018-120. Authorizing Recreation & Conservation Commission Expenditure for Saccarappa Elementary School Play Yard.**

- a. Motion to approve the first of two readings of Order 2018-120.
Moved by Councilor Turcotte, seconded by Councilor Chau.

- b. The following individuals commented on the motion to approve first reading of the legislation:
 - i. Councilor Turcotte
 - ii. Brian Mazjanis (Saccarappa Elementary School Principal)
 - iii. Councilor Chau

- c. Revisiting the motion to approve first reading of Order 2018-120.
Motion carried by a show of hands. None opposed.

PUBLIC COMMENT

President Rielly opened the floor for the second and final public comment period. The following individuals spoke:

1. Councilor Adams
2. Vice President O'Hara
3. Mr. Bryant
4. Phil Spiller, Jr. (76 Sawyer Road)

REFERRALS

Motion to refer a request for crosswalk improvement at Stroudwater Street to the Facilities & Streets Committee, and to refer a request to vacate the paper street portion of Central Street to the Committee of the Whole.

Moved by Councilor Peoples, seconded by Councilor Adams.

Motion carried by a show of hands. None opposed.

EXECUTIVE SESSION

Motion to enter into Executive Session at 8:40pm pursuant to 1 M.R.S.A. § 405-6(C) discuss economic development where premature disclosure of information would prejudice the competitive or bargaining position of the City of Westbrook, inviting the Mayor, City Administrator, City Solicitor, Director of Economic Development and the City Clerk to attend.

Moved by Councilor Peoples, seconded by Councilor Chau.

Motion carried by a show of hands. None opposed.

RECONVENE

Called to order at 9:33pm.

ADJOURNMENT

Motion to adjourn at 9:33pm.

Moved by Councilor Peoples, seconded by Councilor Turcotte.

Motion carried by a show of hands. None opposed.