



**WESTBROOK CITY COUNCIL
REGULAR CITY COUNCIL MEETING MINUTES
MONDAY, MAY 8, 2023 AT 7:00 PM
WESTBROOK HIGH SCHOOL (ROOM 114)
125 STROUDWATER ST.**



I. LAND ACKNOWLEDGEMENT STATEMENT

Meeting called to order at 7:00pm by City Council President Anna A. Turcotte. City Clerk Angela Holmes read the City Council Land Acknowledgement statement into the record.

The Westbrook City Council understands, honors, and acknowledges that the City of Westbrook is located on the traditional and unceded homelands and waters of the Indigenous people of the Presumpscot River. We recognize that the Wabanaki people have been displaced by the advancement of colonization, yet have belonged to this land for countless generations and thousands of years, and their presence continues in Maine to this day.

II. CALL FOR A SPECIAL CITY COUNCIL MEETING

City Clerk Holmes noted for the record that this Special City Council meeting was called by Mayor Michael T. Foley on May 4, 2023. Notice was sent to all City Councilors and was posted to the City's website.

III. ROLL CALL

City Councilors Present: Michael Shaughnessy (At-Large, arrived at 7:07pm), David C. Morse (Ward 1, Vice President), Anna A. Turcotte (Ward 3, President), Victor Chau (Ward 2), Gary Rairdon (Ward 4), Jennifer Munro (Ward 5), Claude Rwaganje (At-Large)

City Councilors Absent: None

Other City Officials Present: Jerre Bryant (City Administrator), Natalie Burns (City Solicitor), Eric Dudley (Director of Engineering & Public Services), Jennie Franceschi (Director of Planning & Code Enforcement), Michael T. Foley (Mayor), Angela Holmes (Asst. City Administrator/City Clerk), Suzanne Knight (Finance Director), Sean Lally (Police Chief), Dr. Peter Lancia (Superintendent of Schools), Brian Langerman (Deputy Fire Chief), Lynn Leavitt (Sustainability Coordinator), Ellis Ledoux (Executive Assistant), Dr. Brian Mazjanis (School Department Director of Finance), Brandon Mitchell (Student Representative), Makayla Morello (Student Representative), Greg Post (Director of Community Services)

IV. PLEDGE OF ALLEGIANCE

President Turcotte led all present in the Pledge of Allegiance.

V. APPROVAL OF MINUTES

President Turcotte stated that unless any objections were received, the minutes would stand as presented. No

objections received. The following minutes stand as presented:

May 1, 2023 - Joint City Council Finance Committee & School Committee Meeting, Regular City Council Meeting, Finance Committee Meeting

VI. MAYOR'S MESSAGE

Mayor Foley read his message into the record. The full text of the Mayor's Message is attached to these minutes.

VII. CITY COUNCIL MESSAGES

President Turcotte opened the floor for City Council messages. Councilors provided the following updates:

- Vice President Morse enjoyed attending the One Westbrook community meeting that took place on Saturday May 6, 2023. It was great to hear from members of the community about things they have concerns about. He was particularly impressed by the Westbrook High School students who spoke.
- President Turcotte noted that Westbrook Middle School is going to participate in Westbrook Community Cleanup Day on May 19, 2023.

VIII. STUDENT REPRESENTATIVE UPDATE

Student Representative Morello provided the following updates:

- This week is Teacher Appreciation Week.
- The Westbrook Junior & Senior Prom is taking place this Friday at Ocean Gateway in Portland.
- A group of WHS will join the Model United Nations event this week.

Student Representative Mitchell provided the following updates:

- WHS' Academic Recognition Ceremony will take place this week. A handful of juniors will receive scholarships to colleges.
- AP tests are wrapping up this week.
- Sporting events are taking place this week. Check the WHS Athletics website for more information.
- A group of sophomores and juniors will visit Augusta this week to attend a college fair where over 100 colleges and universities will be showcased.

IX. PUBLIC COMMENT

President Turcotte opened the floor for the first public comment portion of this meeting. The following individuals spoke: None

X. UNFINISHED BUSINESS

There was no unfinished business for consideration.

XI. ORDERS OF THE DAY (SECOND AND FINAL READING)

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

Order 2023-42. Approving Purchase of Police Department K-9 Unit

Order 2023-43. Authorizing Purchase of Replacement ADA Lift & Diving Board for Westbrook Community Center's Davan Indoor Pool

Order 2023-44. Authorizing Entering Into an Agreement with Rent.Fun for App-Based Kayak Rentals

Order 2023-45. Authorizing Purchase of Two (2) New ZTrak Mowers for Community Services

Order 2023-46. Authorizing Purchase of Replacement Batting Cages in the Westbrook Community Center's Recreation Wing

Order 2023-47. Authorizing Expenditure for Turf Tank Subscription Rental for Community Services

Order 2023-48. Amending Orders 2021-104, 2022-34 & 2022-35 Regarding Ambulance Purchases

Motion to approve second and final reading of Orders 2023-42 through 2023-48.

Moved by Vice President Morse, seconded by Councilor Munro.

President Turcotte asked if any Councilor would like to consider any item separately. No one spoke.

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

None

Motion carried. Orders 2023-42 through 2023-38 adopted. (Vote 7-0)

Ayes: Shaughnessy, Morse, Chau, Rairdon, Munro, Rwaganje, Turcotte

Nays: None

XII. NEW BUSINESS

Orders (Two Readings Required)

Order 2023-49. Approving the FY 2023-2024 Annual Budget & Appropriations

Motion to approve the first of two readings of the legislation.

Moved by Vice President Morse, seconded by Councilor Munro.

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

Councilor Rairdon, Vice President Morse, Councilor Chau, Councilor Rwaganje, Dr. Lancia, President Turcotte, Mayor Foley, Suzanne Salisbury (School Committee Chair, attending remotely via Zoom), Liz McClellan (37 Pleasant Street), Councilor Munro, Councilor Shaughnessy

Motion carried by show of hands. (Vote 6-1)

Ayes: Shaughnessy, Morse, Chau, Munro, Rwaganje, Turcotte

Nays: Rairdon

Order 2023-50. Approving the FY 2023-2024 School Budget Warrants

Motion to approve the first of two readings of the legislation.

Moved by Vice President Morse, seconded by Councilor Munro.

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

None

Motion carried by a show of hands. (Vote 5-2)

Ayes: Shaughnessy, Morse, Munro, Rwaganje, Turcotte

Opposed: Chau, Rairdon

Order 2023-51. Approving the Wastewater Division Budget, Portland Water District Assessment, Sewer Assessment & Setting Sewer User Rates for CY 2024

Motion to approve the first of two readings of the legislation.

Moved by Councilor Shaughnessy, seconded by Councilor Rairdon.

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

None

Motion carried by a show of hands. None opposed.

Order 2023-52. Authorizing a Revocable License Agreement with 511 Main Street, LLC

Motion to remove Order 2023-52 from the agenda per the Administration's request.

Moved Vice President Morse, seconded by Councilor Chau.

President Turcotte opened the floor for comments. Mayor Foley noted for the record that the property owner at 511 Main Street notified the City today that they intend to demolish the portion of their building which is located on City property, thus eliminating the necessity of this proposed revocable license agreement. No other individuals spoke.

Motion carried by a show of hands. None opposed. Item removed from the agenda.

Order 2023-53. Amending the Land Use Ordinance Chapter 335 Regarding Short-Term Care Facilities and Nursing Homes

Motion to approve the first of two readings of the legislation.

Moved by Councilor Shaughnessy, seconded by Vice President Morse.

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

Councilor Shaughnessy, Mayor Foley

Motion to amend the proposed legislation to replace the phrase "mental health" with the phrase "behavioral health."

Moved by Councilor Shaughnessy, seconded by Vice President Morse.

President Turcotte opened the floor for comments on the motion to amend the legislation. The following individuals spoke: Councilor Shaughnessy

As a point of order, Mayor Foley asked Ms. Burns to address whether or not the proposed Land Use Ordinance would need to be returned to the Planning Board for approval if it were amended by City Council. Ms. Burns stated that the substituted phrase would not require a return of the legislation to the Planning Board, and further noted that the public hearing scheduled for May 15, 2023 would be a hearing on the amended language.

Motion carried by a show of hands. None opposed. Legislation amended.

President Turcotte opened the floor again for comments on the legislation, now as amended. The following individuals spoke: Sam Heck (Director of Development, Milestone Recovery), Councilor Rairdon, Councilor Rwaganje, Thomas Doherty (Executive Director, Milestone Recovery), Ms. Franceschi, Councilor Chau

Motion carried by a show of hands. None opposed.

Order 2023-54. Authorizing Award of Bid for Mowing Services

Motion to approve the first of two readings of the legislation.

Moved by Vice President Morse, seconded by Councilor Shaughnessy.

President Turcotte opened the floor for comments on the motion. The following individuals spoke:
None

Motion carried by a show of hands. None opposed.

Order 2023-55. Authorizing Award of Bid for Two Replacement One-Ton Trucks

Motion to approve the first of two readings of the legislation.

Moved by Councilor Shaughnessy, seconded by Councilor Rairdon.

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

None

Motion carried by a show of hands. None opposed.

Order 2023-56. Authorizing Interlocal Agreement with Cumberland County Soil & Water Conservation District

Motion to approve the first of two readings of the legislation.

Moved by Vice President Morse, seconded by Councilor Rairdon.

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

None

Motion carried by a show of hands. None opposed.

XIII. PUBLIC COMMENT

President Turcotte opened the floor for the second and final public comment portion of this meeting. The following individuals spoke: None

XIV. REFERRALS

There were no referrals for consideration.

XV. COMMITTEE REPORTS

The following items remain in their City Council Committees for deliberation. No updates were provided by Committee Chairs.

Committee of the Whole

Residential Landlord Registration

Adopting Policy to Protect Employees' Access to Reproductive Healthcare Services

Facilities & Streets Committee

Austin Street Extension

Public Safety Committee

Workshop on Police Department Anti-Racism Efforts

XVI. EXECUTIVE SESSION

Motion to enter into Executive Session at 8:42pm as stated below.

Moved by Councilor Rairdon, seconded by Councilor Munro.

Motion carried by a show of hands. None opposed.

Request to enter into Executive Session pursuant to 1 M.R.S.A. Section 405-6(C) to discuss an economic development matter where premature disclosure of information would prejudice the competitive or bargaining position of the City, and Section 405-6(E) to confer with legal counsel on legal rights and duties, inviting the following individuals to attend: Mayor, City Administrator, Asst. City Administrator/City Clerk, City Solicitor, Director of Economic Development, Director of Engineering & Public Services, and the Wastewater Division Supervisor.

XVII. RECONVENE

Meeting reconvened at 8:50pm by City Council President Anna A. Turcotte.

City Councilors Present: Michael Shaughnessy (At-Large), David C. Morse (Ward 1, Vice President), Victor Chau (Ward 2), Gary Rairdon (Ward 4), Jennifer Munro (Ward 5), Claude Rwaganje (At-Large), Anna A. Turcotte (Ward 3, President)

City Councilors Absent: None

Other City Officials Present: Jerre Bryant (City Administrator), Natalie Burns (City Solicitor), Eric Dudley (Director of Engineering & Public Services), Michael T. Foley (Mayor), Angela Holmes (Asst. City Administrator/City Clerk)

XVIII. ADJOURNMENT

Motion to adjourn at 8:51pm.

Moved by Councilor Rairdon, seconded by Councilor Chau.

Motion carried by a show of hands. None opposed.



MAYOR'S OFFICE



Mayor Michael T. Foley

2 York Street

Westbrook, Maine 04092

Phone/Fax: 207-591-8110

Email: mayor@westbrook.me.us

MAYOR'S MESSAGE

May 8, 2023

TEACHER APPRECIATION WEEK

Happy Teacher Appreciation Week to all teachers in our community! Thank you for all you do for students in the City of Westbrook and the Westbrook School Department!

VETERAN'S ACTIVITIES

Our Veterans Coffee & Information Sessions continue at the Westbrook Community Center with our next event on May 11th at 9am. At these sessions our Veteran's Service Officer Arty Ledoux updates veterans on various issues affecting them and we hear stories from those present about their service to our country. The group will be taking a break from meeting during the summer and resume activities in September.

MEMORIAL DAY PARADE & CEREMONY

Just a reminder of our upcoming traditional Memorial Day Parade & Ceremony on Monday, May 29th. The parade will begin at 10am and start at the intersection of Mechanic Street & William Clarke Drive with a ceremony following in Riverbank Park. Those participating are asked to arrive at 9:30am and we hope City Councilors are able to join. We thank the Veterans Services Advisory Committee for their work in organizing this event and we look forward to seeing everyone there as we honor those we have lost in service to our country.

WESTBROOK TOGETHER DAYS

Also a reminder of the annual Westbrook Together Day this year on June 2nd & 3rd. More details will be available on their Facebook Page and we thank the Westbrook-Gorham Community Chamber of Commerce for their partnership and work in organizing this event. We look forward to seeing everyone at these exciting community events!

UPCOMING ELECTION

The School Budget Validation Referendum will be held on June 13, 2023. Polls are located at the Westbrook Community Center and will be open 6am to 8pm. Absentee ballots can be requested through the link on the City Website or by calling our Election Hotline at 207-591-8116.