

**-Amended-**  
**BRUNSWICK TOWN COUNCIL**  
**Agenda**  
**June 20, 2011**  
**Executive Session: 6:45 P.M.**  
**Regular Meeting: 7:00 P.M.**  
**Municipal Meeting Room**  
**Maine Street Station**  
**16 Station Avenue**

**Executive Session: Consultations with Legal Counsel per 1 M.R.S.A. §405(6)(E)**

Pledge of Allegiance

Roll Call

Public Comment:

Correspondence:

Adjustments to the Agenda:

**MANAGER'S REPORT:**

- (a) Financial Update
- (b) Council Committee Updates
- (c) Introduction of promoted Police personnel
- (d) Authorization to apply for OUI "High Visibility" Enforcement Grant (*Action Required*)
- (e) Report on the Department of Labor's SHAPE award

**PUBLIC HEARINGS**

65. The Town Council will hear public comments on the following Alcoholic Beverage License application, and will take any appropriate action. (Manager)

The Raven's Nest  
D/B/A: The Raven's Nest  
103 Pleasant Street

Raven O'Brien, Ronald Wing Sr  
and Ronald Wing II

**HEARING/ACTION**

66. The Town Council will hear public comments to amend Chapter 11 of the Code of Ordinances to prohibit boat storage overnight in or on any navigable waters within the

Town of Brunswick without being licensed or permitted to do so, and will take any appropriate action. (Manager)

**HEARING/ACTION**

67. The Town Council will hear public comments to amend Chapter 15 of the Code of Ordinances to prohibit parking on sections of Old Bath Road and Bath Road near the New Meadows Lake, and will take any appropriate action. (Manager)

**HEARING/ACTION**

68. The Town Council will hear public comments on the submission of a \$400,000 Communities for Maine's Future grant application for a parking facility at Brunswick Station, and will take any appropriate action. (Manager)

**HEARING/ACTION**

69. The Town Council will hear public comments for "An Ordinance Amending Several Prior Bond Ordinances to Reduce the Amount of Bonds Authorized by those Prior Ordinances, to Advance Funds to Several Projects, and, As Necessary, to Ratify Actions Already Taken Under the Ordinances being Amended" and will take any appropriate action. (Manager)

**HEARING/ACTION**

### **NEW BUSINESS**

70. The Town Council will consider a request for a Sellers of Prepared Food on Public Ways for outdoor seating for Flipside, located at 111 Maine Street, and will take any appropriate action. (Manager)

**ACTION**

71. The Town Council will consider authorizing the Town Manager to sign a contract with Perry & Banks to develop a web page for the Town of Brunswick, and will take any appropriate action. (Councilor Watson, Councilor Pols, and Councilor Atwood)

**ACTION**

72. The Town Council will consider setting a public hearing for July 11, 2011, on the proposed Capital Improvement Program for 2012-2016, and will take any appropriate action. (Manager)

**ACTION**

### **CONSENT AGENDA**

- (a) Approval of the minutes of June 6, 2011

**INDIVIDUALS NEEDING AUXILIARY AIDS FOR EFFECTIVE  
COMMUNICATION SHOULD CONTACT  
THE TOWN MANAGER'S OFFICE AT 725-6659  
(TDD 725-5521)**

**Brunswick Town Council**  
**Agenda**  
**June 20, 2011**  
**Council Notes and Suggested Motions**

**MANAGER’S REPORT:**

- (a) Financial Update: Manager Brown will update the Council on the Town’s financial situation as of the end of May. Copies of the financial reports are online only.

Suggested Motion: No motion is required.

- (b) Council Committee Updates: Councilors on Committees will share information with the Council and public on their activities.

Suggested Motion: No motion is required.

- (c) Introduction of promoted Police personnel: This item is to introduce the newly promoted Police personnel to the Council. They are as follows: Marc Hagan to Deputy Chief, Mark Waltz to Captain, Lynne Doucette to Lieutenant, and Joel Bruce to Sergeant.

Suggested Motion: No motion is required

- (d) Authorization to apply for OUI “High Visibility” Enforcement Grant (*Action Required*): This item is to ask the Council’s permission to apply for a Maine Bureau of Highway Safety grant to fund both safety roadblocks and roving patrols for OUIs. Since there are no matching funds, the Police are also asking the Council to allow them to expend the funds if they are successful in getting the grant. A copy of a memo from Deputy Chief Hagan is included in your packet.

Suggested Motion:

Motion to authorize the Police Department to apply for, and if received, to expend, the OUI “High Visibility” Enforcement Grant through the Maine Bureau of Highway Safety, in the amount of \$2,240.

- (e) Report on Department of Labor’s SHAPE award: This item is to report to the Council that the Town has been successful in renewing its Department of Labor’s SHAPE award. We received highest honors for promoting and constantly improving safety and health for employees. We first received this award in 2008. A copy of the letter from the Department of Labor is included in your packet.

Suggested Motion: No motion is required.

## **PUBLIC HEARINGS**

65. This item is the required public hearing on an Alcoholic Beverage License application for The Raven's Nest, located at 103 Pleasant Street. This is the former location of the Monkey Bar. A copy of the application is included in your packet.

*Suggested Motion:*

Motion to approve an Alcoholic Beverage License application for The Raven's Nest located at 103 Pleasant Street.

66. This item is the required public hearing and Council's consideration to adopt amendments to Chapter 11 to add language to prohibit boat storage overnight in or on any navigable waters within the Town of Brunswick without being licensed or permitted to do so. This comes as a result of issues around the New Meadows Lake area. Over the course of the winter, as ice began to settle on the lake, fisherman accessed it through private property on Bath Road, near the New Meadows Marina. Brunswick also experienced problems with harvesters leaving dilapidated boats along the shoreline of the property of the resident who was allowing harvesters access. These actions generated many complaints from local residents and businesses. The proposed ordinance would prohibit boat storage overnight and intends to eliminate concerns of residents and business owners. Copies of the memo from Officer Devereaux (which also explains the next item) and draft language are included in your packet.

*Suggested Motion:*

Motion to adopt amendments to Chapter 11 of the Code of Ordinances to prohibit boat storage overnight in or on any navigable waters within the Town of Brunswick without being licensed or permitted to do so.

67. This item is the required public hearing and Council's consideration to adopt amendments to prohibit parking on sections of Old Bath Road and Bath Road near New Meadows Lake. This comes at the recommendation of Marine Resource Officer Dan Devereaux. Parking has been an issue with a growing number of quahog harvesters coming from areas well beyond Brunswick. At times over the summer of 2010 there were over thirty trucks with trailers parked along each side of Old Bath Road, with most of the problems in Bath and West Bath. They are working to restrict parking, which will add to those parking in Brunswick. With these vehicles parked, it makes the road nearly one lane and raises public safety issues. This area is outside the Compact Limit, so the road is under the maintenance jurisdiction of the MDOT. Emails are included discussing their role. They are still requesting the Town pass an ordinance prior to posting the road. Copies of draft ordinance language, a map of the area, and the emails are included in your packet.

*Suggested Motion:*

Motion to adopt amendments to Chapter 15 of the Code of Ordinances to prohibit parking on sections of Old Bath Road and Bath Road near New Meadows Lake.

68. This item is the required public hearing on this grant application. The Town is seeking \$400,000 in Communities for Maine's Future funds to design and construct a parking deck to support Brunswick Station, which is a mixed-use transit oriented development project. The deck will provide needed parking for both long-term and short-term. Copies of the public hearing notice and a memo from Brian Dancause are included in your packet.

Suggested Motion:

Motion to authorize the Town to submit a \$400,000 Communities for Maine's Future grant application for a parking facility at Brunswick Station.

69. This item is to hold the required public hearing and Council's consideration to adopt "An Ordinance Amending Several Prior Bond Ordinances to Reduce the Amount of Bonds Authorized by those Prior Ordinances, to Advance Funds to Several Projects, and, As Necessary, to Ratify Actions Already Taken Under the Ordinances being Amended." Over the course of several years, beginning in 2004, the Town adopted several bond ordinances that authorized the Town to issue bonds and notes to finance a variety of projects. At this point the Town has issued all of the bonds it intends to issue under the ordinances' authority so the Council needs to amend the ordinances to reduce the amount of notes or bonds authorized to the amount actually issued. The various bond reductions are explained in the ordinance. Copies of the draft ordinance and public hearing notice are included in your packet.

Suggested Motion:

Motion to adopt "An Ordinance Amending Several Prior Bond Ordinances to Reduce the Amount of Bonds Authorized by those Prior Ordinances, to Advance Funds to Several Projects, and, As Necessary, to Ratify Actions Already Taken Under the Ordinances being Amended."

## **NEW BUSINESS**

70. This item is to consider a request for Sellers of Prepared Food on Public Ways for outdoor seating for Flipside, located at 111 Maine Street. This location had seating when it was both 111 Maine and Bohemian Coffee House. A copy of their application is included in your packet.

Suggested Motion:

Motion to approve a request for Sellers of Prepared Food on Public Ways for outdoor seating for Flipside, located at 111 Maine Street.

71. Councilor Watson, Councilor Pols, and Councilor Atwood are sponsoring this item to authorize the Town Manager to sign a contract with Perry & Banks to develop a web site for the Town of Brunswick. The Council subcommittee and staff have met with different web developers and found that this company provided the best fit and capability to redesign the Town's web page, a priority of the Council as discussed at January's retreat. We have negotiated with Perry & Banks to reduce their cost to \$29,500 by reducing the scope of work and creating a phase two. Once the contract is executed, work will begin and is expected to be done in approximately four months.

The contract is being reviewed by the Town Attorney. Copies of the contract, the full proposal, and revised budget are included in your packet.

*Suggested Motion:*

Motion to authorize the Town Manager to sign a contract with Perry & Banks to develop a web site for the Town of Brunswick.

72. This item is to set the Charter required public hearing on the proposed Capital Improvement Program for 2012-2016.

*Suggested Motion:*

Motion to set a public hearing for July 11, 2011, on the proposed Capital Improvement Program for 2012-2016.

**CONSENT AGENDA**

- (a) Approval of the minutes of June 6, 2011: A copy of the minutes is included in your packet.

*Suggested Motion:*

Motion to approve the Consent Agenda.

*Suggested Motion:*

Motion to adjourn the meeting.