

-Approved-
BRUNSWICK TOWN COUNCIL
Minutes
April 11, 2011
7:00 P.M.
Municipal Meeting Room
Maine Street Station
16 Station Avenue

Councilors Present: Chair Joanne T. King, W. David Watson, Benjamin J. Tucker, John M. Perreault, Gerald E. Favreau, Margo H. Knight, E. Benet Pols, and Deborah R. Atwood

Councilors Absent: Councilor Suzan Wilson

Town Staff Present: Gary Brown, Town Manager; Fran Smith, Town Clerk; John Eldridge, Finance Director; Richard Rizzo, Police Chief; John Foster, Public Works Director; Ken Brilliant, Fire Chief; Denise Clavette, Special Projects Assistant; Terry Goan, Police Officer; and TV video crew.

Chair King called the meeting to order and asked for the Pledge of Allegiance and roll call.

Public Comment: None

Correspondence:

Councilor Knight thanked the Fire Department, Red Cross and Salvation Army for their work surrounding the serious fire on Oak Street. She spoke on Cuba Week and a public arts festival.

Chief Brilliant responded to questions from Councilor Favreau, Manager Brown, and Councilor Watson.

Councilor Perreault relayed comments from a boy living at the fire location who was grateful to the Fire Department for saving his pet.

Councilor Perreault received phone calls asking why computer work at Town Hall was not put out to bid; Manager Brown responded.

Adjustments to the Agenda:

To add setting a public hearing for the removal of reverse angle parking and accepting federal land.

MANAGER'S REPORT:

(a) Council Committee Updates

Reports were given on the Teen Center Board

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(b) Information on downtown road work being done by Brunswick-Topsham Water District

Manager Brown gave this report. He added that the Black Bridge will be closed for a while.

Councilor Watson suggested that Brunswick and Topsham talk about having the Black Bridge become one-way.

(c) Acceptance of the Maine Association of Substance Abuse Programs Subcontract for Prevention Services and Approved Expense Reimbursement Grant

Terry Goan, Police Officer, spoke on this item.

Councilor Tucker moved, Councilor Perreault seconded, to accept the Maine Association of Substance Abuse Programs Subcontract for Prevention Services and Approved Expense Reimbursement Grant in the amount of \$2,500. The motion carried with eight (8) yeas.

(A copy of the grant will be attached to the official minutes.)

(d) Acceptance of the Strategic Underage Drinking Grant

Councilor Tucker moved, Councilor Perreault seconded, to accept the Strategic Underage Drinking Grant in the amount of \$3,000. The motion carried with eight (8) yeas.

(A copy of the grant will be attached to the official minutes.)

(e) Budget Update

Manager Brown gave this update and responded to questions from Councilor Tucker and Councilor Watson.

(f) Longfellow School Phase I Environmental Assessment/Study

Manager Brown spoke on this item.

Councilor Watson, Councilor Perreault, and Councilor Tucker asked questions, to which Manager Brown responded.

Councilor Favreau spoke on the scope of this type of work that was done at the old high school.

Councilor Watson moved, Councilor Tucker seconded, to expend funds for Longfellow School Phase I Environmental Assessment/Study, after review by the Town Attorney. The motion carried eight (8) yeas.

- (g) (ADDED) MMA grant for Risk Management Services for Structural Firefighter Gear

Manager Brown explained this grant.

Councilor Favreau moved, Councilor Pols seconded, to accept a grant from for Risk Management Services for Structural Firefighter Gear. The motion carried with eight (8) yeas.

- (h) (ADDED) Harpswell's letter regarding shared emergency services

Manager Brown spoke on the request from Harpswell to utilize Brunswick's emergency services.

PUBLIC HEARINGS

30. The Town Council will hear public comments on an Alcoholic Beverage license application, and will take any appropriate action. (Manager)

Full-Time Malt

Harris Golf, Inc.

D/B/A: Mere Creek Golf Course

41 Merriconeag Dr.

Jeffrey Harris

Chair King opened the public hearing; hearing no comments, she closed the public hearing.

Manager Brown spoke on this item.

Councilor Favreau moved, Councilor Perreault seconded, to approve an Alcoholic Beverage license application for Harris Golf, Inc., D/B/A: Mere Creek Golf Course, 41 Merriconeag Drive. The motion carried with eight (8) yeas.

31. The Town Council will hear public comments on the proposed Property Assessed Clean Energy (PACE) Ordinance, and will take any appropriate action.

Councilor Atwood spoke on this item.

Councilor Favreau asked a question, to which Councilor Atwood responded.

Denise Clavette spoke on this item and responded to questions from Councilor Favreau.

Councilor Favreau expressed his concerns with this ordinance and contract.

Chair King asked a question, to which Ms. Clavette responded.

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Councilor Pols spoke on this item.

Chair King asked a question, to which Councilor Tucker responded.

Councilor Watson asked a question, to which Councilor Atwood responded.

Chair King opened the public hearing; hearing no comments, she closed the public hearing.

Councilor Perreault, Councilor Tucker, and Councilor Atwood spoke on this item.

Councilor Favreau asked a question, to which Councilor Atwood responded.

Councilor Perreault moved, Councilor Tucker seconded, to adopt the proposed Property Assessed Clean Energy (PACE) ordinance. The motion carried with seven (7) yeas. Councilor Favreau was opposed.

(A copy of the adopted ordinance will be attached to the official minutes.)

NEW BUSINESS

32. The Town Council will discuss residents' request to have the Town accept the seven fire hydrants in Willow Grove, and will take any appropriate action.

Councilor Pols spoke on this item.

Councilor Pols moved, Councilor Atwood seconded, to accept the seven fire hydrants at Willow Grove as town hydrants.

Thomas Green, 28 Willow Grove, spoke on behalf of Willow Grove residents and why they are requesting this action from the Council and how they are unique in their situation with the Water District owning the water lines.

Councilor Pols again spoke on this item.

Chair King asked questions, to which John Foster and Councilor Pols responded.

Manager Brown asked a question, to which Mr. Foster responded.

Councilor Perreault, Councilor Favreau, and Chair King asked several questions, to which Manager Brown responded.

Councilor Tucker asked what the manager's recommendation was and Manager Brown said staff recommendation was not to accept the hydrants, but it is a Council decision.

Mr. Green responded to questions and said they will shovel the hydrants so the Fire Department does not have to. He spoke on how the fees are assessed.

Chair King asked a question, to which Councilor Perreault and Councilor Pols responded.

Councilor Tucker and Councilor Knight spoke on this item.

AMENDMENT TO MOTION

to add language “because the subsurface water system is already property of the Water District.” It was supported by Councilor Pols and Councilor Atwood as the motion makers.

Councilor Favreau spoke on this item.

Councilor Watson spoke on this item.

Manager Brown responded to a question.

Councilor Pols moved, Councilor Atwood seconded, to accept the seven fire hydrants at Willow Grove as town hydrants because the subsurface water system is already property of the Water District. The motion carried with six (6) yeas. Councilor Perreault and Councilor Favreau were opposed.

(A copy of supporting materials will be attached to the official minutes.)

33. **The Town Council will consider a lease agreement for parking with Brooks Farm and Feed, and will take any appropriate action.**

Manager Brown spoke on this item.

Councilor Perreault, Councilor Favreau and Councilor Atwood asked questions, to which Manager Brown responded.

Councilor Knight moved, Councilor Tucker seconded, to authorize the Town Manager to enter into an agreement for parking with Brooks Farm and Feed at a cost of \$5,000 per year for two years. The motion carried eight (8) yeas.

(A copy of Manager Brown’s memo will be attached to the official minutes.)

34. **The Town Council will consider notifying the appropriate Federal authorities that the Town of Brunswick is no longer interested in acquiring the Shooting Range facility at NASB, and will take any appropriate action.**

Manager Brown spoke on this item.

Councilor Watson moved, Councilor Tucker seconded, to authorize the Town Manager to notify the appropriate Federal authorities that the Town of Brunswick is no longer

interested in acquiring the shooting range facility at NASB. The motion carried with eight (8) yeas.

(A copy of the letter from Manager Brown will be attached to the official minutes.)

35. The Town Council will consider a request for Sellers of Prepared Food on Public Ways for outdoor seating for Gelato Fiasco, 74 Maine Street, and will take any appropriate action.

Councilor Watson moved, Councilor Favreau seconded, to approve a license for Sellers of Prepared Food on Public Ways on a Sidewalk for the Gelato Fiasco, 74 Maine Street. The motion carried with eight (8) yeas.

36. (ADDED) The Town Council will consider setting a public hearing to eliminate reverse angle parking on Station Avenue, and will take any appropriate action.

Manager Brown spoke on this item.

Councilor Perreault asked questions, to which Mr. Foster responded.

Councilor Tucker responded to Councilor Perreault's question.

Chair King moved, Councilor Watson seconded, to set a public hearing for April 25, 2011, on ordinance amendments to Chapter 15 to eliminate reverse angle parking on Station Avenue. The motion carried with eight (8) yeas.

37. (ADDED) The Town Council will consider accepting the Constructive Possession for Surplus Federal Property at NASB – East Brunswick Remote Radio Transmitter Site, and will take any appropriate action.

Manager Brown spoke on this item.

Councilor Watson moved, Councilor Favreau seconded, for the Town of Brunswick to accept the Constructive Possession for Surplus Federal Property at NASB – East Brunswick Remote Radio Transmitter Site (approximately 66.2 acres) and to have the Recreation Department take the lead on the next steps in this process. The motion carried with eight (8) yeas.

(A copy of the letter and agreement will be attached to the official minutes.)

CONSENT AGENDA

- (a) Approval of the Minutes of March 21, 2011
- (b) Appointment of Jeff Hutchinson as Codes Officer and Local Plumbing Inspector with a term to expire on 05/03/2012
- (c) Appointment of Carl Adams as alternate Codes Officer and alternate Local Plumbing Inspector with a term to expire on 05/03/2012

- (d) Approval of Utility Location Permits from the Brunswick & Topsham Water District to replace a main on a section of Summer Street and on sections of Maine Street and Park Row
- (e) Approval of Quit Claim Deeds for properties located at
 - Map 051 Lot 001 Sub 000 Typ 468
 - Map 051 Lot 001 Sub 000 Typ 185
 - Map 017 Lot 011 Sub 000 Typ 000
 - Map 051 Lot 001 Sub 000 Typ 098
 - Map 022 Lot 054 Sub 000 Typ 176
 - Map 051 Lot 001 Sub 000 Typ 460
 - Map 051 Lot 001 Sub 000 Typ 311
 - Map 022 Lot 054 Sub 000 Typ 155
 - Map U13 Lot 071 Sub 000 Typ 000
- (f) Approval of games of chance for the St. John the Baptist Parish Bazaar on June 16, 2011, June 17, 2011, and June 18, 2011

(A copy of the Utility Location Permits will be attached to the official minutes.)

Councilor Watson moved, Councilor Atwood seconded, to approve the Consent Agenda. The motion carried with seven (7) yeas. Councilor Tucker abstained since one of the persons receiving a quit claim deed was a client of his firm.

Councilor Watson moved, Councilor Perreault seconded, to adjourn the meeting. The motion carried with eight (8) yeas.

The meeting adjourned at 9:06 p.m.

PLEASE NOTE: THESE MINUTES ARE ACTION MINUTES. A VIDEO RECORDING OF THE MEETING IS AVAILABLE AT THE TOWN CLERK'S OFFICE DURING REGULAR BUSINESS HOURS.

*Frances Smith
Town Clerk/Assistant to the Town Manager
April 20, 2011*

*April 25, 2011
Date of Approval*

Council Chair