

BRUNSWICK TOWN COUNCIL MINUTES
October 2, 2000
MUNICIPAL MEETING FACILITY

7:00 P.M. **The Town Council will vote to enter into Executive Session to discuss possible acquisition of property.**

Councilor Dotts moved, Councilor Wilson seconded, to enter into Executive Session to discuss possible acquisition of property. The motion carried with eight (8) yeas.

7:30 P.M. Chair McCausland called the meeting to order and asked for the Pledge to the Flag.

Councilors Present: Chair McCausland, Michael Feldman, Robert Galloupe, Timothy Dotts, Clement Wilson, Faith Moll, Forrest Lowe, and David Gleason.

Councilors Absent: Eleanor Swanson.

Others Present: Pamela Fogg, Assistant Town Manager; Fran Smith, Town Clerk; Jerry Hinton, Police Chief; Thomas Farrell, Director of Parks and Recreation Department; several citizens, members of the press and TV video crew.

Minutes of Previous Meetings: September 18, 2000

Councilor Wilson moved, Councilor Dotts seconded, to approve the minutes of September 18, 2000. The motion carried with eight (8) yeas.

Chair McCausland introduced and welcomed the new Town Clerk, Fran Smith.

Correspondence: A resignation letter from Ellen McPherson, a member of the Brunswick Bicycle and Pedestrian Advisory Committee, was received. Ms. Fogg thanked her for her service.

Manager's Report:

- 1. Financial Update** – Despite earlier concerns, the revenues for excise tax are just about where they should be for the first quarter.
- 2. MMA Mail Ballot for 2001 Slate of Officers** –

Councilor Wilson moved, Councilor Feldman seconded, to approve the MMA ballot for the 2001 Slate of Officers as written and to nominate Don Gerrish as the Delegate to the MMA Annual Business Meeting, with Councilor Wilson as the alternate. The motion carried with eight (8) yeas.

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- 3. Update on Marina Issues** – Ms. Fogg presented a letter prepared by the Town Attorney on the Marina Issue. Since the Director of Planning and Development was unavailable, this issue will be continued at a future meeting. *(The letter is attached to the official minutes.)*

Councilor Moll said she was pleased with the Big Box presentation. It was well attended with two hundred fifty (250) one night and two hundred (200) the next night. She commended the Planning Board, the Director, and the speakers on the good program they presented. The tape is available and will be rebroadcast on the public cable. Chair McCausland added that it was a good discussion with many nonresidents attending.

Ms. Fogg presented a request for election workers for the election on November 7, 2000. If interested, please contact the Town Clerk's office.

Adjustments to the Agenda: None

- 161. The Town Council will hear public comments on the following request for Victualer License and take any appropriate action.**

NEW

John T. and Jerri L. Walker d/b/a Country Cabin
125 Bath Road

John T. and Jerri L. Walker

The Public Hearing opened at 7:40 p.m. The Public Hearing closed at 7:40 p.m.

Councilor Wilson moved, Councilor Dotts seconded, to approve the victualer license as advertised. The motion carried with eight (8) yeas.

- 162. The Town Council will hear public comments on the following requests for Alcoholic Beverage Licenses and take any appropriate action.**

RENEWALS:

Bangkok Garden Restaurant d/b/a Bangkok Garden Restaurant
14 Maine Street

Kaysone Senesombath

Bombay Mahal, Inc. d/b/a Bombay Mahal
99 Maine Street

Raj Kuman Sharma

The Public Hearing opened at 7:41 p.m. The Public Hearing closed at 7:41 p.m.

Councilor Moll thanked the Police Department for their reports indicating the number of calls for service at the restaurants. (Through grants, they have purchased the technology to get this information.) She will place great weight on these reports and the number of complaints made against the businesses when considering applications for liquor licenses. The two before the Council tonight have had no complaints.

Councilor Moll moved, Councilor Wilson seconded, to approve the Alcoholic Beverage licenses as advertised. The motion carried with eight (8) yeas.

- 163. The Town Council will receive a report from the Town Commons Planning Committee regarding Preservation Management Recommendations for the Town Commons and take any appropriate action.**

Chair McCausland indicated that the Council has received a report from the Parks and Recreation Department. The Town Manager would like to get a second opinion from another forester to give the pros and cons before the Council takes action. *(The memo is attached to the official minutes.)*

Councilor Feldman had been prepared to vote for this item tonight and was surprised when this memo was distributed shortly before tonight's meeting. This memo disagreed with what the Council had previously read. Therefore, it is good to ask for another opinion. He would like to receive the committee's input over the next few weeks.

Councilor Moll moved, Councilor Feldman seconded, to table this item, to instruct the Town Manager to seek another opinion as he sees fit with input from staff and others, and to return to Council with another opinion and recommendation. The motion carried with seven (7) yeas, one (1) nay – Wilson.

- 164. The Town Council will consider setting a public hearing to amend the Traffic and Vehicles Ordinance relative to No Overnight Parking in the municipal parking lot on Union Street between the hours of 11:00 p.m. and 5:00 a.m. and take any appropriate action.**

Chief Hinton said this proposed ordinance prohibits overnight parking in the town lot off Union Street and results from a request from Steve Podgajny, the Library Director. This lot has some overnight parkers and has even had abandoned cars left there. Mr. Podgajny has suggested banning parking from 11:00 p.m. to 5 a.m. all year round. With the exception of the winter parking ban, all other town parking lots allow overnight parking. The Library's lot is having the most examples of misuse.

Councilor Moll moved, Councilor Gleason seconded, to set a public hearing for October 16, 2000, to consider the proposed amendment to the Traffic and Vehicles Ordinance relative to Section 15-73 Overnight Parking Restricted on a regular basis. The motion carried with eight (8) yeas.

- 165. The Town Council will consider authorizing an appropriation for the purchase of 2 land parcels along Middle Bay Road as approved by the Town Council at the September 5, 2000 meeting and take any appropriate action.**

Ms. Fogg said there is a copy of the resolution before the Council. The Council will be considering the authorization of appropriations for the purchase of a portion of the

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Goodwin/Davis property for the sum of ninety four thousand nine hundred (\$94,900) from the College to the Ocean Trail. This was approved at the September 5 meeting.

Councilor Gleason questioned whether the resolution included the matching fund element as the Council discussed. His understanding was that the emergency appropriation was not for the sum stated in the resolution of four hundred fifty thousand dollars (\$450,000).

It sounds as if the town is paying that amount regardless of whether other contributions come in or not, and that the resolution should be made clearer before coming back to the Council.

Councilor Lowe moved, Councilor Feldman seconded, to approve the authorizations in the amount of \$94,900 from unappropriated surplus for the purchase of a portion of the Goodwin/Davis property from the College to the Ocean Trail. The motion carried with eight (8) yeas.

166. The Town Council will consider authorizing a Real Estate Tax Abatement due to the absence of the taxpayer and take any appropriate action.

Councilor Moll moved, Councilor Feldman seconded, to approve the authorization of the Real Estate Tax Abatement. The motion carried with eight (8) yeas.

167. The Town Council will consider making appointments to the following boards and committees:

SOLID WASTE MANAGEMENT ADVISORY COMMITTEE:

1 FULL MEMBER – Balance of three-year term to expire 01/01/02

Councilor Moll nominated Kenneth H. Brief.

Councilor Moll moved, Councilor Wilson seconded, that nominations cease and that the Chair cast one vote for Kenneth H. Brief as specified above. The motion carried with eight (8) yeas.

VILLAGE REVIEW BOARD:

2 ASSOCIATE MEMBERS – One year term to expire 10/20/01

1 FULL MEMBER (builder category) – Three year term to expire 10/20/03

Councilor Moll nominated Janet Roberts for reappointment as an associate member.

Councilor Moll nominated Melvin L. Tukey for reappointment as an associate member.

Councilor Moll nominated Campbell Ahrens Clegg for reappointment as a full member in the builder category.

Councilor Moll moved, Councilor Wilson seconded, that nominations cease and that the Chair cast one vote each for Janet Roberts, Melvin L. Tukey, and Campbell Ahrens Clegg as specified above. The motion carried with eight (8) yeas.

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The meeting adjourned at 8:05 p.m.

PLEASE NOTE: THESE MINUTES ARE NOT VERBATIM. A TAPE RECORDING OF THE MEETING IS AVAILABLE AT THE TOWN CLERK'S OFFICE DURING REGULAR BUSINESS HOURS.

Fran Smith, Town Clerk
October 4, 2000

October 16, 2000

Date of approval

Council Chair