

**BRUNSWICK TOWN COUNCIL MINUTES  
DECEMBER 20, 1999  
MUNICIPAL MEETING FACILITY**

**7:00 P.M. Councilor Gleason moved, Councilor Dotts seconded, to enter into executive session to discuss property acquisition and union negotiations. The motion carried with nine (9) yeas.**

**7:45 P.M.** Chair McCausland called the meeting to order and asked for the Pledge to the Flag.

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

**Councilors Absent:** NONE

**Others Present:** Donald Gerrish, Town Manager; Deborah Cabana, Town Clerk; Jerry Hinton, Police Chief; Police Lieutenant Timothy Young; Theo Holtwijk, Director of Planning and Development; John Foster, Town Engineer; Alan Houston, Natural Resources Planner; several citizens, members of the press and TV video crew.

**Minutes of Previous Meeting: Councilor Wilson moved, Councilor McCausland seconded, to accept the minutes of December 6, 1999, as distributed. The motion carried with six (6) yeas and three (3) abstentions – Councilors Dotts, Moll, and Lowe were absent from the December 6, 1999 meeting.**

**Correspondence:** NONE

**Manager's Report:**

**Discuss a letter received from Brunswick Girl Scout Troop 892 regarding a time capsule.** Girl Scout leader Lori Bozeman introduced her co-leader, Christie Hinkley, and two girl scouts, Alison Hinkley and Molly Bozeman. The Girl Scouts were doing work to fulfill a badge requirement for "Local Lore." They requested to bury a time capsule on the mall and keep it on record with the Town Hall until Brunswick's Tri-centennial in 2039. Manager Gerrish was reluctant to authorize the capsule to be buried on the mall but offered to take possession of the capsule for safe keeping until the year 2039. Both the Girl Scout Troop and the Town Council agreed to this arrangement.

**Introduce Thomas Brubaker, the new Town Facilities Manager, to the Council.** Manager Gerrish introduced Thomas Brubaker to the Council and the Public. Mr. Brubaker has been the project manager at Bowdoin College since 1997. He will officially start work on January 10, 2000.

**Letter of appreciation to Wes Beal, owner of Parkwood Inn.** Lieutenant Timothy Young and Chief Hinton presented a letter of appreciation and a plaque to Mr. Wes Beal, owner of the Parkwood Inn. Mr. Beal and his staff were instrumental in the success of the recent drug arrest that occurred at the Hotel on December 7, 1999. Mr. Beal introduced his staff, Cliff Ridley (Night Audit), Tammy Jalbert (General Manager) and Grissel Villegas (Guest Services Agent).

**Bonfire on the Mall at 4:30 P.M. on December 31<sup>st</sup>, 1999.** Manager Gerrish stated that the Town will be sponsoring, in association with the Parks and Recreation Department and the Town's Millennium Planning Committee, an activity on the mall on December 31<sup>st</sup> at 4:30 p.m. There will be a bonfire and entertainment. Reverend Imes will make a millennium speech. The public was encouraged to come and celebrate.

**Holiday Closures.** Manager Gerrish stated that the municipal offices will be closing December 23<sup>rd</sup> at 11:30 a.m. and December 30<sup>th</sup> at 4:30 p.m. in observance of the Christmas and New Year's Holidays. Trash pick-up, however, will be done on both Fridays, December 24<sup>th</sup> and December 31<sup>st</sup>.

**Downeast Magazine article on the Bicycle Path.** Chair McCausland noted an article in the Downeast Magazine on walking and hiking. He thought the article on the Brunswick Bicycle Path was excellent.

**Adjustments to the Agenda:**

Manager Gerrish requested adding item #226, that the Town Council consider setting a public hearing on January 18, 2000 to amend the Marine Resources Ordinance. There was no objection to adding this item to the agenda.

*Councilor Moll requested that future Town Council agendas, Town Council notes, and Recommended Motions be printed on one side only for the Councilor's packets. She uses the other side for notes and finds it difficult when both sides have been printed on.*

**220. The Town Council will hear public comments on the following requests for Junkyard and Automobile Recycling Permits and take any appropriate action.**

**RENEWAL FOR JUNKYARD:**

Robert R. Moody d/b/a Moody's Auto Parts  
117 Bath Road

Robert R. Moody

Patrick Pelkey d/b/a Pelkey Motors  
Cook's Corner

Patrick Pelkey

**RENEWAL FOR AUTOMOBILE RECYCLING:**

Robert R. Moody d/b/a Moody's Auto Parts  
117 Bath Road

Robert R. Moody

The Public Hearing opened at 8:02 p.m. The Public Hearing closed at 8:02 p.m.

**Councilor Wilson moved, Councilor Dotts seconded, to approve the Junkyard and Automobile Recycling Permits for Moody's Auto Parts and Pelkey Motors as advertised. The motion carried with nine (9) yeas.**

**209. (Tabled) The Town Council will discuss the solid waste ordinance pertaining to household refuse pick up and take any appropriate action.**

Councilor Moll stated that irresponsible garbage practices in the downtown area is an ongoing problem seeming to be tied to or reflecting owner occupancy. She requested that the Council direct the Town Manager and staff to come up with a recommendation to include a system of fines and enforcement for container use. It is especially important since feral cats and raccoons in the downtown should not continue to be encouraged by accessible food sources in bags left at the curb.

Manager Gerrish stated that time limits are in the ordinance. However, the process of enforcement takes too long. There is a process in other communities where tickets are issued. He suggested having enforcement a little sooner. He would review with staff and return with a proposal for council discussion.

**221. The Town Council will hold a preliminary discussion on proposed parking and traffic changes on Cleaveland Street and Upper Federal Street and take any appropriate action.**

Manager Gerrish stated that the Council had requested that staff review this area and return with recommendations for the Council. Three changes were proposed for this area as follows: to make Cleaveland Street one-way, westerly from Federal Street to Maine Street; that parking on Cleaveland Street would be changed from all day to 2 hour; and the all day parking on the easterly side of Federal Street would be changed to 2 hour parking. He believed this would address many issues along Cleaveland Street, making it safer. This proposal was sent to all the property owners along Federal Street from the railroad bridge up to Bath Road and all the residents on Cleaveland Street.

*Warren Dwyer of 74 Federal Street* – stated that he and his wife were completely in favor of the proposed change.

*Ernest Bevilacqua of 76 Federal Street* - distributed an 1850's map of the area. He and his wife endorsed the proposed changes. He requested that the designated parking spaces on Cleaveland Street be painted.

*James Storer of 50 Cleaveland Street* - felt the town was taking appropriate action. He was pleased with the proposed changes and hoped the Council would endorse the two-hour parking.

*Polly Parnell of 69 Federal Street* – was concerned that the two lanes going westerly on Cleaveland was a potential gridlock problem.

*Jay Sherman of 72 Federal Street* - wanted to clarify if the portion of street in front of the Spanish Triangle was also Cleaveland Street. It was confirmed that it is Cleaveland Street and it is proposed to be one-way also.

Councilor Galloupe commented that traffic currently moves slowly on Cleaveland and he wondered if it was made one-way if traffic would move faster. He also thought the two-hour parking might encourage a “musical chair” situation. He questioned if the two-hour parking would really accomplish what is wanted.

Councilor Swanson commented that traffic would increase on Green Street for those traveling down Maine Street to get onto the highway.

Councilor Feldman agreed with the residents who live in the area that the proposed changes make sense.

**Councilor Feldman moved, Councilor Galloupe seconded, to set a public hearing on January 18, 2000 to consider amending the Traffic and Vehicles Ordinance relative to two hour parking (Section 15-76) on Cleaveland Street and Federal Street and changing Cleaveland Street (Section 15-46) to a one-way street.**

Councilor Wilson thought the two-hour parking was probably a good idea.

Councilor Moll walks this area three times a day and feels it is not safe. She felt the proposed changes would go a long way toward making it safer. She agreed that designated markings for parking are imperative.

Councilor Lowe agreed with the proposed changes but did not fully understand the rationale for the proposed two-hour parking on Federal Street.

Manager Gerrish stated that residents should have the opportunity to park in front of their homes. It is not unusual, especially during college session, for students to park all day from early in the morning until evening. He felt the proposed two-hour parking would improve this situation.

Councilor Gleason agreed with the proposed changes. He agreed with Polly Parnell and her concern for turning left on Maine Street.

**The motion was voted on and carried with nine (9) yeas.**

**222. The Town Council will consider setting a public hearing for January 18, 2000 to amend the Personnel Ordinance (Section 12-46) relative to compensatory time for the Town Facilities Manager and take any appropriate action.**

**Councilor Wilson moved, Councilor Lowe seconded, to set a public hearing for January 18, 2000 to amend the Personnel Ordinance (Section 12-46) relative to compensatory time for the Town Facilities Manager. The motion carried with nine (9) yeas.**

**223. The Town Council will consider setting a public hearing for January 18, 2000 to amend the Traffic and Vehicles Ordinance (Section 15-74) relative to No Parking Areas on Park Row and take any appropriate action.**

**Councilor Moll moved, Councilor Wilson seconded, to set a public hearing for January 18, 2000 to amend the Traffic and Vehicles Ordinance (Section 15-74) relative to No Parking Areas on Park Row. The motion carried with nine (9) yeas.**

**224. The Town Council will discuss the leasing or selling of the property on 44 Water Street to Bath/Brunswick Daycare.**

Mr. Gerrish explained that the Council had authorized him to negotiate with Bath-Brunswick Daycare concerning the Town selling or leasing the property at 44 Water Street. The proposal was to include a renovation of the existing building and a new addition. Rural Development is the funding agency for the project. The Town and BBDC had a study done on the building and it was determined that the building had substantial salvage value and the cost associated with renovations will be less than costs associated with complete demolition and reconstruction. Since March the Town, BBDC, and Rural Development have been meeting to try and finalize the project. He wanted direction from the Council on how to proceed with the project as it stands today:

1. There is only 1.1 million dollars available from the Rural Development to complete the project.
2. New estimates for the renovations and new building are at \$1.5 million.
3. Rural Development has serious concerns if there is insufficient money for the renovations, considering all the work they believe will be necessary.
4. BBDC has resources to service only \$1.1 million debt over the 40 years of the loan.
5. Rural Development has preference of building a new building.

Questions that need to be answered:

1. Would the Town sell or lease the land if the building was torn down?
2. Would a "replica" of the old building be satisfactory to meet the needs of the Town?
3. Is the Town or Community willing to help fund the additional money needed?
4. What is the Town's overriding interest in the building and the site?

Lee Parker of the Bath-Brunswick Daycare explained the aforementioned concerns. She stated that Rural Development does not want to have their dollars go into renovating the old part of the building. The Daycare

is left with the options of the Town either helping to fund the project or the Daycare leaving the space and going elsewhere. She asked for some direction and support from the Council.

Councilor Gleason does not generally support the removal of old buildings in town. He personally would not be offended with removing the building and having a completely new construction. He would not be opposed to selling the property to the Daycare or extending a long-term lease with a “reverter” clause that the land would come back to the town.

Councilor Lowe agreed completely with Councilor Gleason. He supported constructing a new building that would be in keeping with the architectural integrity of the area.

Councilor Moll was also interested in a reverter clause and a compatible building.

Councilor Wilson agreed with a reverter clause and wanted to see social services continued on this site. If it were possible to retain historic integrity of some sort, it would be nice to do.

Councilor Dotts stated that the building was pretty worn out and did not want to pour more money into the building.

Councilor Galloupe had taken a tour of the building. Initially, he was in favor of keeping this old building. However, after the tour, he was not impressed with the structural integrity of the building. He agreed with the previous Councilors' proposal.

Councilor Swanson stated if the building was worn out, then it's worn out. She also agreed with the other Councilors.

Councilor Feldman agreed with Councilors Gleason and Lowe. He supported this arrangement that would not cost the Brunswick taxpayers more money and would provide continued use of the facility.

Lars Rydell thanked the Council for their consideration and willingness to adjust their original position, which will help the Daycare.

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

ASSESSMENT REVIEW BOARD, 2 Full Members - Three year terms to expire 01/12/03

Councilor Wilson nominated Donna E. Copeland.  
Councilor Feldman nominated Michael W. Olivo.

**Councilor Wilson moved, Councilor Moll seconded, that nominations cease and that the Chair cast a vote for Donna E. Copeland and Michael W. Olivo to be reappointed as full members of the Assessment Review Board for three-year terms to expire 01/12/03. The motion carried with nine (9) yeas.**

BICYCLE AND PEDESTRIAN ADVISORY COMMITTEE  
1 Full Member – Representative from the general public

Councilor Feldman nominated John A. Balicki.

**Councilor Feldman moved, Councilor Wilson seconded, that nominations cease and that the Chair cast one vote for John A. Balicki to be appointed to the Bicycle and Pedestrian Advisory Committee as a full member from the general public. The motion carried with nine (9) yeas.**

GROWSTOWN SCHOOL COMMITTEE,

1 Full Member – Neighborhood Representative - Three-year term to expire 01/18/03

Councilor Galloupe nominated Joan E. Hoppe.

**Councilor Galloupe moved, Councilor Wilson seconded, that nominations cease and that the Chair cast one vote for Joan E. Hoppe to be appointed to the Growstown School Committee as a full member for a three-year term to expire 01/18/03. The motion carried with nine (9) yeas.**

HOUSING AUTHORITY, 1 Full Member - Balance of three-year term to expire 06/03/02

Councilor Wilson nominated Russell B. Pierce.

**Councilor Wilson moved, Councilor Moll seconded, that nominations cease and that the Chair cast one vote for Russell B. Pierce to be appointed to the Housing Authority as a full member for the balance of a three-year term to expire 06/03/02. The motion carried with nine (9) yeas.**

MARINE RESOURCE COMMITTEE, 1 Town Licensed Resident Commercial Shellfish  
Harvester – Balance of a one year term to expire 05/01/00

Councilor Swanson nominated John C. Lemont.

**Councilor Feldman moved, Councilor Galloupe seconded, that nominations cease. The motion carried with nine (9) yeas.**

John Lemont received six votes – Councilors Feldman, Swanson, Galloupe, Dotts, Gleason, and Lowe and three votes opposed – Councilors Wilson, Moll, and McCausland

**John C. Lemont was appointed to the Marine Resource Committee as a Town Licensed Resident Commercial Shellfish Harvester for the balance of a one-year term to expire 05/01/00.**

OPEN SPACE TASK FORCE, 1 Full Member - Representative from the general public

Councilor Lowe nominated Ellen E. McPherson.

**Councilor Lowe moved, Councilor Wilson seconded, that nominations cease and that the Chair cast one vote for Ellen E. McPherson to be appointed to the Open Space Task Force as a full member. The motion carried with nine (9) yeas.**

PERSONNEL BOARD, 1 Full Member - Three year term to expire 01/12/03;

1 Associate Member - Three year term to expire 01/12/03

Councilor Swanson nominated Harold W. Adams as a full member.

**Councilor Feldman moved, Councilor Wilson seconded, that nominations cease and that the Chair cast one vote for Harold W. Adams as a full member to the Personnel Board for a three-year term to expire 01/12/03. The motion carried with nine (9) yeas.**

Councilor Lowe nominated Craig A. Worthing as the associate member.

**Councilor Lowe moved, Councilor Gleason seconded, that nominations cease and that the Chair cast one vote for Craig A. Worthing as the associate member to the Personnel Board for a three-year term to expire 01/12/03. The motion carried with eight (8) yeas and one (1) nay – Councilor Swanson opposed.**

PLANNING BOARD, 1 Associate Member - Balance of three-year term to expire 02/23/01

Councilor Gleason nominated Charles R. Rooney, Jr.

**Councilor Gleason moved, Councilor Wilson seconded, that nominations cease and that the Chair cast one vote for Charles R. Rooney, Jr. as an associate member to the Planning Board for the balance of a three-year term to expire 02/23/01. The motion carried with five (5) yeas and four (4) nays - Councilors Swanson, Galloupe, Dotts, and Lowe opposed**

WELFARE APPEALS BOARD, 3 Full Members - Two year terms to expire 01/02/02

Councilor Wilson declared a conflict of interest as applicant Elizabeth Wilson is his mother.

Councilor Moll nominated Elizabeth D. Wilson and Pauline A. Brilliant.

**Councilor Moll moved, Councilor Lowe seconded, that nominations cease and that the Chair cast a vote for Elizabeth D. Wilson and Pauline A. Brilliant as full members of the Welfare Appeals Board for two-year terms to expire 01/02/02. The motion carried with eight (8) yeas and one (1) abstention – Councilor Wilson.**

226. The Town Council will consider setting a public hearing on January 3, 2000 to amend the Marine Resources Ordinance and take any appropriate action.

**Councilor Feldman moved, Councilor Dotts seconded, to set a public hearing on January 18, 2000 to consider amending the Marine Resources Ordinance. The motion carried with nine (9) yeas.**

The meeting adjourned at 9:05 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.*

Deborah S. Cabana  
Town Clerk  
January 5, 2000

*January 18, 2000*

Date of approval

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Council Chair