

**BRUNSWICK TOWN COUNCIL**

**MINUTES**

**June 21, 1999**

**MUNICIPAL MEETING FACILITY**

**7:30 p.m.**

Chair McCausland called the meeting to order and asked for the pledge to the flag.

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

**Councilors Absent:** None

**Others Present:** Donald Gerrish, Town Manager; Deborah Cabana, Town Clerk; Thomas Farrell, Parks and Recreation Director; John Foster, Town Engineer; Commander Robert Annese; citizens, members the press and TV Video Crew.

**Minutes of Meetings:**

**Councilor Wilson moved, Councilor Dotts seconded, to approve the minutes of June 3, 1999 and June 7, 1999 as distributed. The motion carried with nine (9) yeas.**

Manager Gerrish stated that two of the Town's employees (Bonnie Gardner and Molly Payne) have passed away since the last Town Council meeting. Bonnie had been the secretary to the Manager of Brunswick for the past twelve years. Mr. Gerrish worked with Bonnie Gardner for the last ten years. She was a wonderful employee to work with, as she enjoyed being part of the public process. She was very dedicated to her work and to the Town. Bonnie was a great person with a wonderful sense of humor and will be missed by all.

Chair McCausland noted that Molly Payne was a retired Town employee. Molly worked several years for the Town, first in the Town Clerk's Office and then the Codes Enforcement Office.

*There was a moment of silence for both Bonnie Gardner and Molly Payne.*

**Correspondence:**

Manager Gerrish stated that a letter of resignation had been received from Frank Russo, Board of Trustees for the Sewer District, and Judith Redwine, Village Review Board. A letter of appreciation will be sent to each and the positions will be advertised.

**Manager's Report:**

**1. Update on Freight Train Service from Brunswick to Lisbon.**

The Maine Department of Transportation, Rail Division, will be authorizing work on the rail line from Brunswick to Lisbon starting in July. This work will open the tracks on Pleasant Street (which have been paved over) and other work necessary will be done to allow freight traffic to go on the line. The work is going to allow Grimm Industries (a scrap/metal dealer) to be able to send cars from their operation in Lisbon to Brunswick and then on to Portland. The initial train traffic will be one trip to Brunswick and back to Lisbon per day. It was anticipated that the first service could run as early as the end of July.

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## **2. Discussion of the Sewer Feasibility Study.**

A proposal has been received from Wright Pierce to the Brunswick Sewer District to investigate the cost of extending the sewer service into the southwestern portion of the Town's growth area. The estimated cost of the study is \$6,000 - \$7,500. The proposed cost split with the District and the Town is 50 - 50. The District Board has approved this study at their most recent meeting.

## **3. Special meeting of June 28th to make year end budget adjustments.**

The Council will need to meet before the fiscal year ends to consider resolutions authorizing possible overexpenditure of funds and transfer of funds between municipal departments. It was decided the meeting would be set for June 28th at 5:00 p.m. to be held at the Municipal Meeting Facility.

Chair McCausland reminded the Council and the public that there would be only one Town Council Meeting scheduled for the month of August (August 2, 1999). Unless an emergency situation arose, there would not be a Council meeting on August 16, 1999.

**Adjustments to the Agenda:** None

### **101. The Town Council will hear public comments on the following request for an Alcoholic Beverage License:**

#### **New Full-time Malt and Vinous:**

Bo-Ed, Inc., Sagtuck, Inc., and The Cuisine House, Inc.

d/b/a Atrium Hotel, Winners Sports Grill, and The Cuisine House

21 Gurnet Road Robert and Andrew Rosenthal, Gary Sagris, and Teng-Chao Tao

### **102. The Town Council will hear public comments on the following request for a Special Amusement License:**

Bo-Ed, Inc., Sagtuck, Inc., and The Cuisine House, Inc.

d/b/a Atrium Hotel, Winners Sports Grill, and The Cuisine House

21 Gurnet Road Robert and Andrew Rosenthal, Gary Sagris, and Teng-Chao Tao

*Both items #101 and #102 were considered together.*

The public hearing opened at 7:40 p.m. The public hearing closed at 7:40 p.m.

**Councilor Lowe moved, Councilor Moll seconded, to approve the Alcoholic Beverage License and Special Amusement License application for Bo-Ed, Inc., Sagtuck, Inc., and The Cuisine House, Inc. The motion carried with nine (9) yeas.**

**103. The Town Council will receive a report from the Parks and Recreation Director concerning the Skate Board Park and take any appropriate action, including authorizing Recreation Impact fees to supplement the funding of the project.**

Thomas Farrell, Director of Parks and Recreation, stated an estimate of \$55,000 to complete the project had been received. The Town Council had already authorized \$30,000 for this project. Mr. Farrell gave an update on the progress of the proposal for a concrete ramp system. The proposed location is the parking lot between the Municipal Meeting Facility and the Armory. (A copy of the estimate and the site plan for the proposed skate park will be attached to the minutes.)

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There is no longer an issue with obtaining insurance coverage Mr. Farrell noted that Ray Labbe and Sons would be donating all the labor to place the pavement and to assist Skate Parks, Inc. in properly installing the ramps at no cost to the Town. Crooker and Sons has agreed to provide the pavement materials toward the project, at their cost. He hoped to begin construction some time in July. The entire construction of the project will

take less than one week. It was recommended that the Town Council authorize the additional \$25,000 to be taken from the existing Recreation Impact fees account, which currently has approximately \$41,000.

Councilor Wilson asked if trash removal had been addressed. He also expressed concern regarding the parking spaces.

Mr. Farrell stated that receptacles would be provided and the maintenance crew will visit this park on a daily basis for trash pickup, as they do all the other Brunswick parks. He did not think parking would be a significant problem with local people, however, nonresidents will probably come to check out Brunswick's facility. If it becomes problematic, then it will have to be dealt with.

Manager Gerrish felt the proposed location, at this time, is the best location for the project. If it was decided in the future that this is not the place where the Town's people want to keep it, pre-cast skate facilities are movable. There is a phone system similar to that on the Bike Path that is directly connected to the Police Department. The Park Rangers will make daily visits to the facility.

Councilor Swanson was disappointed that the facility would not be open evenings. She hoped it would be more available for youth activity and possibly attract some of those hanging out on Maine Street on summer evenings.

Mr. Farrell stated it is not a lighted facility and the lighting would have to be that of an athletic field. Money has not been budgeted for lighting. He felt closing at dusk is a reasonable time for this activity, in consideration of the neighbors.

Councilor Moll would not vote for the facility if it was lit up with the bright street lights. It has been her experience that skate boarders do come down Federal Street around 2:00 to 3:00 in the morning and as long as they don't shout, she finds it to be a very calming noise.

*Rob Rohr of 40 Weymouth Street* - supported the skate board park. However, he was concerned with the location of the park, given the High School Reuse Committee's suggestion of using the old high school for either municipal offices or the Police Department. He suggested reviewing the Committee's recommendations which were tabled until SAD 75 was out of the building.

Mr. Gerrish stated that the use of the old high school was taken into consideration. There is the potential that the skate board park may have to be moved in the future, but today it was felt that it was the best location.

*James Burbank of the Recreation Commission* - urged the Council's approval of this expenditure for the Skate Park.

**Councilor Moll moved, Councilor Feldman seconded, to authorize \$25,000 to be taken from the Recreation Impact Fees to be allocated toward the proposed Skate Board Park. The motion carried with nine (9) yeas.**

**104. The Town Council will consider setting a public hearing to amend the Brunswick Zoning Ordinance regarding Building Footprint Exceptions.**

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Manager Gerrish stated that the Planning Board is making the recommendation to the Council to set a public hearing to consider amending the Brunswick Zoning Ordinance regarding Building Footprint Exceptions for boarding care and day care uses. A memo from Planning Board Chair Rita Worthing, outlining this request as well as a memo from Phil Carey, who has compiled a table showing the maximum building footprint standards, will be attached to the official minutes.

**Councilor Moll moved, Councilor Dotts seconded, to set a public hearing on July 6, 1999 to amend the Brunswick Zoning Ordinance regarding Building Footprint Exceptions. The motion carried with nine (9) yeas.**

**105. The Town Council will consider authorizing the Town Manager to purchase property on River Road along the Androscoggin River and take any appropriate action.**

This parcel is 30 acres along the Androscoggin River with approximately 8,300 feet of frontage. The cost of the parcel is \$110,000. This purchase will allow the Town to continue its effort to have access along the river. Manager Gerrish felt it was a great opportunity.

**Councilor Lowe moved, Councilor Swanson seconded, to authorize the Town Manager to purchase property on the River Road along the Androscoggin River when he and the Town Attorney are satisfied with the title review, the property descriptions, the easements for access, and any issues which arise during the process. The motion carried with nine (9) yeas.**

**106. The Town Council will consider a request by Joan P. McDuff to make a donation of \$1,600 for two granite benches to be placed at the Mill Street Canoe Landing and take any appropriate action.**

A request had been received by Joan P. McDuff who desires to make a donation of \$1,600 for two granite benches to be placed at the Mill Street Canoe Landing in memory of her parents Conrad and Lucille McDuff.

**Councilor Wilson moved, Councilor Dotts seconded, to accept a donation of \$1,600 from Joan P. McDuff for the purpose of purchasing two granite benches to be placed at the Mill Street Canoe Landing. The motion carried with nine (9) yeas.**

**107. The Town Council will consider authorizing a "Stop" sign and a "No Parking to Corner" sign at School Street and the Park Row Intersection.**

Commander Annese reviewed this intersection regarding vehicular and bicycle traffic and it was determined that a stop sign on school street would enhance the safety of this intersection. Furthermore, it was felt that having two accesses into this intersection was creating an undue hazard for pedestrians crossing. The Police Department would be authorized to hand out summons effective thirty (30) days from today.

**Councilor Feldman moved, Councilor Wilson seconded, to authorize the Police Department to place a "Stop" sign and a "No Parking to Corner" sign at the School Street/Park Row Intersection. The motion carried with nine (9) yeas.**

**108. The Town Council will consider setting a public hearing for July 6, 1999 to amend Chapter 11 Marine Activities, Structures and Ways, Section 11-140 Limitation on Numbers of Licenses and Section 11-165 Sunday Shellfish Harvesting Prohibited to allow Sunday harvesting in June, July, and August of each year .**

**Councilor Feldman moved, Councilor Dotts seconded, to set a public hearing on July 6, 1999 to amend Chapter 11 Marine Activities, Structures and Ways, Section 11-140 Limitation on Numbers of Licenses and Section 11-165 Sunday Shellfish Harvesting Prohibited to allow Sunday harvesting in June, July, and August of each year . The motion carried with nine (9) yeas.**

**109. The Town Council will consider setting a public hearing for July 6, 1999 to repeal the Thomas Point Beach Conservation Closure with the opening set for July 20, 1999.**

**Councilor Dotts moved, Councilor Swanson seconded, to set a public hearing on July 6, 1999 to repeal the Thomas Point Beach Conservation Closure with the opening set for July 20, 1999. The motion carried with nine (9) yeas.**

**110. The Town Council will consider a request by the Curtis Memorial Library to hang a banner over Maine Street from September 20 until October 4th, 1999 to announce the opening of the new Curtis Library on October 1, 1999.**

Previous approval was given to the Curtis Memorial Library to hang a banner over Maine Street from September 13 - 27, 1999. However, the opening day has been moved back one week to October 1. Therefore, they have requested that the dates be changed to September 20- October 4, 1999.

**Councilor Wilson moved, Councilor Feldman seconded, to authorize the Curtis Memorial Library to hang a banner over Maine Street from September 20 until October 4th, 1999. The motion carried with nine (9) yeas.**

**111. The Town Council will consider the approval of the 6-month beano license renewals.**

These are the 6-month renewals for Beano and Games of Chance for 55 Plus Center, Knights of Columbus, Evergreen Senior Citizens, and the Elks.

**Councilor Wilson moved, Councilor Dotts seconded, to approve the 6-month beano license renewals for 55 Plus Center, Knights of Columbus, Evergreen Senior Citizens, and the Elks. The motion carried with seven (7) yeas and two (2) nays - Councilors Moll and Swanson.**

**112. The Town Council will consider approving a two year contract with the BPCOA (Communications) Union.**

**113. The Town Council will consider approving a two year contract with the BPWNC (Public Works).**

**114. The Town Council will consider approving a two year contract with the BPBA (Police) Union.**

**115. The Town Council will consider approving a two year contract with the AFSCME (Clerical) Union.**

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***Items #112, #113, #114, and #115 were considered together.***

Manager Gerrish explained that the above four contracts are very similar in that a 3% salary increase has been negotiated for this year and next year. The other financial consideration is the Town's contribution to the 457 or deferred compensation plan. The Town currently contributes 2%. The Town will increase their participation to 3 ½% the first year and 4% the second year.

**Councilor Lowe moved, Councilor Galloupe seconded, to approve the two year contracts with the BPCOA (Communications) Union, the BPWNC (Public Works) Union, the BPBA (Police) Union, and the AFSCME (Clerical) Union. The motion carried with nine (9) yeas.**

**116. The Town Council will consider authorizing salary adjustments for Department Heads and non-union employees.**

This item is to authorize a 3% salary increase for the Town Manager, the Department Heads and non-union employees, to be in line with the new union contracts.

**Councilor Dotts moved, Councilor Wilson seconded, to approve the salary adjustments for the Town Manager, Department Heads, and non-union employees. The motion carried with nine (9) yeas.**

The meeting adjourned at 8:37 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

August 2, 1999

Date of approval

Council Chair

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