

BRUNSWICK TOWN COUNCIL

MINUTES

March 1, 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, Timothy Dotts, Robert Galloupe, Clement Wilson, Vice-Chair Faith Moll, Forrest Lowe and David Gleason.

Councilors Absent: None

Others Present: Donald Gerrish, Town Manager; Melissa Smith, Deputy Town Clerk; Thomas Farrell, Director of Parks and Recreation; John Eldridge, Finance Director; Geoffrey Hole, Town Attorney; citizens, members the press and TV Video Crew.

Correspondence:

A letter of resignation from Geraldine Curtis, member of the Conservation Committee, was received. A letter of appreciation will be sent and the opening will be advertised.

Councilor Galloupe read a letter from Janet Brand. (Attachment to permanent minutes.)

Minutes of Meetings:

Councilor Wilson moved, Councilor Moll seconded, to approve the minutes of February 16, 1999 as distributed. The motion carried with nine yeas.

Manager's Report:

1. State of the College Address by President Edwards.

For the 5th year, Bowdoin College President Robert Edwards addressed the Council on the State of the College. President Edwards stated that this year it was impossible to talk about Bowdoin without talking about Brunswick because so much of what had been achieved was important to both the College and the Town. These achievements have been the result of cooperation between the two entities. Close working relationships were established between President Edwards' colleagues and members of the Planning Department, Planning Board, and the Council.

Bowdoin College is in the midst of a \$100 million building program this decade. A relationship among those responsible for the rational development and growth of the Town, those responsible to the Bowdoin College Board and future generations of students, and the volunteer citizens who take an interest in both the Town and College, is being developed with a common focus. Some of the focus is in the area of planning and development of Maine St. and the downtown area. While mutual interests are not identical, there is a material overlap. An example is the new Union St. building, which was Town property that meets an urgent college need, contributes architecturally to the neighborhood, mitigates a college parking problem, and contributes to the Town's plan for the railway station.

Another area of commonality is the need for a traffic pattern which integrates the Mall, First Parish Church, and the College campus. President Edwards foresees other collaborations ahead, such as to fulfill a common need for recreation space, and to obtain more access to water for rowing. He foresees a town sponsored rowing program for young people, while simultaneously meeting the needs of the Merrymeeting Rowing Club and the College's rowing team.

**TOWN COUNCIL MINUTES
MARCH 1, 1999
PAGE TWO**

Other areas of cooperation which have derived from common needs are the Zoning changes which were necessary to convert fraternity houses into college housing, and rescue services, which have literally saved lives on campus.

The Trustees of Bowdoin College approved a balanced budget of \$75,000,000.00. The comprehensive tuition and fees increased 4.3% with financial aid improved 5.7%, enabling the College to admit the incoming class, regardless of the accepted students ability to pay. Bowdoin College received almost 4,000 applications for the first year class of about 450 students. Thirty-three national merit scholars listed Bowdoin College as their first choice. The pool of applicants for faculty positions was especially talented and the College was successful in attracting ten of their eleven first choices. These faculty candidates usually asked about the Town, its life, and the quality of the schools. The greatest point of cooperation was the College sharing its human resources with the Town. The most important collaboration, one you may see in future years, was Bowdoin's Museum of Art, Arctic Museum, and the Maine State Music Theatre. These places attract the right kind of tourist and residents. Bowdoin people volunteer to help many local organizations. Bowdoin College was able to attract people to Bowdoin because the College can describe Brunswick as a healthy, active, civic minded Town that sustains these organizations. This is what makes this Town so attractive.

2. Browntail Moth Update.

Manager Gerrish received a letter from Dick Bradbury, Forest Entomologist from the Maine Department of Conservation, concerning the winter survey which was completed for Browntail Moth Webs in Brunswick. Mr. Bradbury concluded that a control program run by the Town was not warranted. Individual landowners may want to take action themselves by cutting out the webs and burning them or by contracting with a professional arborist or licensed pesticide applicator. (Attachment to permanent minutes.)

3. Budget Update.

Manager Gerrish gave an update on the budget. Through eight months of the fiscal year, the revenue side has continued to be on mark if not a little higher than anticipated. Excise tax was a little higher and State Revenue Sharing continues to be strong. On the expenditure side, all departments are in good shape.

Adjustments to the Agenda:

Manager Gerrish asked the Council to wave the rules and add agenda item #37, to authorize the Town Manager to dispose of properties acquired by the Town for non-payment of real estate taxes.

29. The Town Council will hear public comments on the following requests for Sellers of Prepared Food on Public Ways on the Brunswick Mall for:

Brunswick Farmer's Market Mall	Eric R. Welzel, President
Danny's Dogs on the Mall Mall	Sean L. McDonald
Down East Hot Dog Mall	Stephen S. Sprague
Spring Creek Bar-B-Q Mall	Kimberly Groat
Wrappers Mall	Cindi J. Neale

**TOWN COUNCIL MINUTES
MARCH 1, 1999
PAGE THREE**

as well as, a request for Sellers of Prepared Food on Public Way for sidewalk space on Maine Street for:

Bohemian Coffee House
111 Maine Street

Peter M. Robbins

The public hearing opened at 7:59 p.m. The public hearing closed at 7:59 p.m.

Councilor Moll moved, Councilor Gleason seconded, to approve the licenses for Sellers of Prepared Food on Public Ways on the Brunswick Mall for Brunswick Farmer's Market; Danny's Dogs on the Mall; Down East Hot Dog; Spring Creek Bar-B-Q, Wrappers, and the license for Prepared Food on Public Way for sidewalk space on Maine Street for the Bohemian Coffee House. The motion carried with nine yeas.

30. **The Town Council will hear public comments on the proposed amendments to the Streets, Sidewalks, and Other Public Places Ordinance relative to adding the Androscoggin River Bicycle Path, prohibiting horses on the Bicycle Path, to clarify the section on hunting and firearms, and Section number changes.**

Thomas Farrell, Director of Parks and Recreation, stated that there was an issue with dogs on the Androscoggin Bicycle Path. There were a number of phone calls pertaining to this issue. Some dog owners pick up after their dogs and are consistent about doing this. Other dog owners are not, according to the maintenance personnel. It was decided, through the process of educating people and with persuasive compliance, to put signs up to encourage people to pick up after their dogs. There will also be posted some information on how to go about doing this. It is felt that dogs should not be prohibited from the bike path at this time. Mr. Farrell asked the people to indulge him for a month or two to see how this process works. If need be, he will come back with an ordinance change.

The public hearing opened at 8:04 p.m. The public hearing closed at 8:04 p.m.

Councilor Wilson moved, Councilor Feldman seconded, to approve the amendments to the Streets, Sidewalks, and Other Public Places Ordinance as recommended. The motion carried with nine yeas.

Councilor Galloupe requested that the amendment in Sec. 14-135 read as follows:

This section does not prohibit a licensed hunter in possession of a weapon, which is not ready to fire a projectile, from passing through a park to other areas lawful for hunting during hunting season.

Councilor Wilson moved, Councilor Feldman seconded, to approve the amendments to the Streets, Sidewalks, and Other Public Places Ordinance as amended. The motion carried with nine yeas.

32. **The Town Council will consider adopting a Resolution concerning Education Funding by the 119th Legislature, and take any appropriate action.**

Superintendent of Schools James Ashe, distributed a packet to each of the Councilors and addressed the Council on the most important issues included in this resolution. (Attachment to permanent minutes.)

Councilor Moll moved, Councilor Dotts seconded, to adopt the Resolution Concerning Education Funding by the 119th Legislature and to provide copies of the Resolution to the Governor, appropriate members of the State Legislature and the Maine School Management Association. The motion carried with nine yeas.

- 33. The Town Council will consider the allocation of remaining funds from the new High School Construction project account to be used for athletic facilities at the new High School.**

Manager Gerrish distributed a memo from Finance Director John Eldridge. (Attachment to permanent minutes.) Manager Gerrish asked Mr. Eldridge to give the Council an overview of the process that the Town has gone through and where the Town is relative to the High School Construction project account.

Manager Gerrish asked Superintendent of Schools James Ashe to explain briefly where the money would go. Mr. Ashe stated that the Community Complex Committee had been working diligently to finish off the projects at the athletic fields for the High School. Members, family, and friends have been donating their time and skills. This group has raised \$27,000 with sponsorships of various groups in Town. The Committee is going to have a major fund raising campaign to complete all of the projects. This money would be a great boost for this Community Group.

Councilor Feldman moved, Councilor Wilson seconded, to allocate the remaining funds from the new High School Construction project to be used for storage space, concession stands and bathrooms. The motion carried with nine yeas.

- 31. The Town Council will consider setting a public hearing for March 15, 1999 to consider amending the Marine Activities, Structures and Ways Ordinance, relative to Section 11-96. Established, members, terms of office, etc.; and Section 11-140. Limitation on number of licenses relative to wording in Notice of Intent.**

Manager Gerrish asked the Council to accept the Marine Activities, Structures, and Ways Ordinance for three years, as per state law and set a public hearing March 15, 1999. The current ordinance expires May 1, 1999. Mr. Gerrish noted the word "amending" in the agenda item should be "accepting".

Councilor Moll moved, Councilor Lowe seconded, to set a public hearing for March 15, 1999 to accept the Marine Activities, Structures and Ways Ordinance, relative to staggering the terms of the members; as well as the Notice of Intent must be delivered in person and must be received by the Town Clerk by the deadline and to extend the ordinance for three years until May 1, 2002. The motion carried with nine yeas.

- 34. The Town Council will consider clarification of the deed for Conveyance at Coffin Ice Pond, and take any appropriate action.**

Manager Gerrish stated the Town accepted the gift of Coffin Ice Pond, off Route 123. At the same time there was development going on by Downeast Energy, formerly Brunswick Coal and Lumber, on the Pines subdivision. The Town needs to clarify the deeds in this area as per Town Planner Philip Carey's Memo. (Attachment to permanent minutes.)

Councilor Lowe moved, Councilor Swanson seconded, to approve the clarified deeds on the conveyance of a strip of land along the shore of the Coffin Ice Pond. The motion carried with nine yeas.

- 35. The Town Council will consider the request of the Memorial Day Committee to hang a banner over Maine Street from May 24-June 1, 1999 to promote the 1999 Memorial Day parade and ceremonies.**

Councilor Feldman moved, Councilor Swanson seconded, to approve the request of the Memorial Day Committee to hang a banner over Maine Street from May 24th through June 1st, 1999 to promote the parade and ceremonies. The motion carried with nine yeas.

MARCH 1, 1999

PAGE SIX

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.

Melissa L. Smith
Deputy Town Clerk
03/5/99

Date of Approval

Council Chair