

BRUNSWICK TOWN COUNCIL

MINUTES

November 1, 1999

MUNICIPAL MEETING FACILITY

7:00 p.m.

Councilor Wilson moved, Councilor Dotts seconded, that the Town Council enter Executive Session to consider a poverty property tax abatement. The motion carried with eight yeas.

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, and David Gleason.

Councilors Absent: Forrest Lowe

Others Present: Donald Gerrish, Town Manager; Melissa Smith, Deputy Town Clerk; Commander Bruce Boucher, Police Department; John Foster, Town Engineer; citizens, members of the press and TV Video Crew.

Minutes of Meetings:

Councilor Wilson moved, Councilor Dotts seconded, to approve the minutes of October 18, 1999 as distributed. The motion carried with eight yeas.

Correspondence:

Manager Gerrish stated a resignation was received from Margaret L. Hazlett of the Open Space Task Force.

Councilor Moll stated she had received a letter from George H. Glover, Jr., spokesperson for the Northwest Brunswick Neighborhood Association, concerning the failure to appoint a Downtown Livability Committee. (Attachment to permanent minutes)

Councilor Moll stated that the letter suggested incivility on her part. She said that she tries very hard to be helpful, welcoming, and civil to all who come to the Council. She doesn't call anyone names or accuse them of preposterous actions and she is not hateful. Councilor Moll addressed the correspondent and the citizens (on TV), saying that she would continue to be competent, helpful, and above all, civil, in her time on the Council.

The Council decided to devote the first hour of the next Council Meeting to address any unfinished issues with the Northwest Brunswick Neighborhood Association. Department heads will be requested to attend the meeting and be available to answer questions which pertain to their department.

Manager's Report:

1. Budget Update.

Manager Gerrish stated that the expenditure side of the budget was in good shape. The revenue side is strong with the excise tax collected for last month \$190,000.00 and the state revenue

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sharing continues to be high for the first four months of the budget.

2. Introduction of New Employees.

Commander Bruce Boucher presented a new Police Officer, Carolyn Pochepan. Officer Pochepan is originally from Massachusetts and now lives in Yarmouth. Ms. Pochepan has a Bachelor of Arts degree in Speech Communications from the University of Maine in Orono. She is currently going through the Field Training Officer Program. She is scheduled to start the Basic Police Academy in April of 2000. Carolyn was the first female firefighter in her hometown of Oxford, MA.

Commander Boucher then introduced a new Communications Officer, Brian Gregoire. Officer Gregoire is originally from Kingston, Massachusetts, and now lives in Falmouth. He has a Bachelor of Arts degree in Sociology from St. Joseph's College in Maine. He has worked as an EMT in Massachusetts and Maine. Currently he is going through the Communications Officer Field Training Program. He is also scheduled to start his training at the State level in December on the Metro System and as Public Safety Dispatcher. 911 Enhancement Training will follow.

3. Update on Proposed Business Park Process.

Manager Gerrish announced that the Planning Board has scheduled a meeting on Tuesday, November 9th concerning the Proposed Business Park Process. All interested citizens are invited to attend.

Councilor Feldman also announced that on, Tuesday, November 2nd at 7:15 p.m., the Planning Board will begin to discuss the implementation of the Cook's Corner Master Plan.

4. Received Check from Parkview Hospital.

Mr. Jon W. Gepford, President/CEO of Parkview Hospital, presented the Town with a check for \$4,959.00. This check is to be used for community safety by the purchase and installation of a traffic light control system named PRAM to be located at the corner of Federal St and Bath Road. The signal system allows an approaching emergency vehicle to change and control the direction of traffic at that light, favorable to the emergency vehicle. Council agreed to accept the money to be used for the aforementioned purposes.

5. Update on New Meadows River Watershed.

Manager Gerrish stated that the Town of Brunswick, with the communities of West Bath, Bath, Harpswell, and several federal agencies including Bowdoin College, Friends of Casco Bay, and New Meadows Lakes Association, have been doing a project on the New Meadows River Watershed. The project has received an EPA grant that will start in February 2000. A donation and grant have also been received from Friends of Casco Bay. Manager Gerrish asked the Council for authorization to accept the EPA grant, to be the financial steward for the project, and to start the project early.

Councilor Feldman moved, Councilor Wilson seconded, to except the grant, to be the financial steward for the project, and to start the project early. The motion carried with eight yeas.

Adjustments to the Agenda: None

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

NEW:

Tung Dang d/b/a Brunswick Eagle
119 Maine Street

Tung Thai Dang

Dorothy G. Heggie d/b/a Country Cabin Coffees
125 Bath Road

Dorothy G. Heggie

The public hearing opened at 7:50 p.m. The public hearing closed at 7:50 p.m.

Councilor Moll moved, Councilor Dotts seconded, to approve the Victualer Licenses for the Brunswick Eagle and Country Cabin Coffees, contingent on final inspection approvals. The motion carried with eight yeas.

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

NEW:

FULL-TIME MALT AND VINOUS:

Tung Thai Dang d/b/a Brunswick Eagle
119 Maine Street

Tung Thai Dang

RENEWAL:

FULL-TIME MALT:

Captial Pizza Huts, Inc. and Pizza Hut, Inc. d/b/a Pizza Hut
107 Pleasant Street

Richard J. Bloomer

FULL-TIME MALT AND VINOUS:

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

Raj Kumar Sharma

FULL-TIME SPIRITUOUS AND VINOUS:

Hong Kong Express d/b/a Hong Kong Express
164 Pleasant Street

Chun C. Kau

FULL-TIME MALT, SPIRITUOUS AND VINOUS:

Andrew V. Atripali d/b/a Vincenzo's Restaurant
15 Cushing Street

Andrew V. Atripali

The public hearing opened at 7:52 p.m. The public hearing closed at 7:52 p.m.

Councilor Moll moved, Councilor Wilson seconded, to approve the Alcohol Beverage Licenses for the Brunswick Eagle, Pizza Hut, Bombay Mahal, Hong Kong Express, and Vincenzo's Restaurant. The motion carried with eight yeas.

- 196. The Town Council will hear public comments to consider creating, on an emergency and regular basis, a shot gun and black powder hunting only in east Brunswick from Route 24 westerly to the Naval Air Station Property and Princes Point and take any appropriate action.**

Manager Gerrish stated that a petition was received from the residents of Coombs Road on

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October 18, 1999. (The petition is attached with the minutes of that meeting.)

The public hearing opened at 7:55 p.m.

Michaelanne Rosenzweig of 232 Coomb Road – spoke in favor of the shotgun and black powder hunting only. Residents had collected 27 signatures from their neighbors in favor of this ordinance. Mrs. Rosenzweig was disappointed that their neighborhoods were not considered when the ordinance was first proposed.

Paul Friedland of 348 Princes Point Road – spoke in favor of the ordinance. This area is very wooded and people feel unsafe during hunting season.

Jeffrey Degen of 48 Coombs Road – spoke against the shotgun and black powder hunting only ordinance. He was not convinced rifles were more dangerous than shotguns.

Charles Osolin of 161 Princes Point Road – spoke in support of this ordinance.

John Rothwell of 270 Princes Point Road – spoke in favor of shotgun and black powder hunting only. He believes rifles in this area are very dangerous and he will not jog for fear of getting shot.

Sandra Carslick of 128 Coombs Road – spoke in favor of this ordinance. She believes no hunting should be allowed in neighborhoods.

Irl Rosner, M.D. of 396 Princes Point Road – spoke in favor of the ordinance. This is a very busy road with many people walking, jogging, children bicycling and playing on this road.

The public hearing closed at 8:12 p.m.

After much discussion among the Councilors, the consensus was all were in favor.

Councilor Gleason moved, Councilor Wilson seconded, to approve the proposed amendments to Section 17-3 (Discharge of firearms prohibited) of the Weapons Ordinance for the purpose of creating a shotgun and black powder hunting only from Route 24 westerly to the Naval Air Station property and Princes Point, on an emergency and regular basis. The motion carried with eight yeas.

197. The Town Council will consider a request by the Marine Resources Committee to set a public hearing for November 15, 1999 for the purposes of repealing the Northeastern Maquoit Bay Conservation Closure (Area X) and take any appropriate action.

Manager Gerrish recommended to repeal this closure and to set a public hearing for November 15, 1999.

Councilor Dotts moved, Councilor Wilson seconded, to set a public hearing on November 15, 1999 for the purposes of repealing the Northeastern Maquoit Bay Conservation Closure (Area X). The motion carried with eight yeas.

198. The Town Council will consider accepting the deed and taking ownership of the balance of Wildwood Drive for Phase IV of the Wildwood Subdivision and take any appropriate action.

Councilor Wilson moved, Councilor Gleason seconded, to accept the deed and take ownership of the balance of Wildwood Drive for Phase IV of the Wildwood Subdivision. The motion carried with eight yeas. (Attachment to permanent minutes)

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- 199. The Town Council will consider a request by the Columbus Club Bowling Bowl to change the classification of their existing Alcoholic Beverage License from a bowling facility to a malt restaurant and take any appropriate action.**

Mr. Douglas Rice, owner of Columbus Club Bowling Bowl, stated the Bowling Bowl has been in operation since 1959. In 1990 they started selling beer and wine to the leagues. Last year, because of IRS tax filings they had to change their corporation and remove it from the corporation that deals with the Knights of Columbus. The corporation filed the application in the same manner anticipating no problems. This year the State Alcoholic Beverage Bureau denied the license stating their requirement that a bowling facility must have eight lanes. The Columbus Club Bowling Bowl only has seven lanes. The Bowling Bowl would like to change their classification to a Class Four Malt Restaurant. The Alcoholic Beverage Bureau has issued a temporary license until November 30, 1999. Mr. Rice must receive approval from the Council or his license will be terminated. (Attachment to permanent minutes)

Councilor Wilson moved, Councilor Feldman seconded, to approve the request of the Columbus Club Bowling Bowl to change the Classification of their Alcoholic Beverage License from a Bowling Facility to a Malt Restaurant. The motion carried with eight yeas.

- 200. The Town Council will consider selling Lot 18 in the Industrial Park to Coastal Realty Group LLC (Michel Ouellet) and take any appropriate action.**

Manager Gerrish stated that Lot 18 was one of the last two lots left in the Industrial Park. (Attachment to permanent minutes)

Councilor Galloupe moved, Councilor Swanson seconded, to authorize the Town Manager to enter into an agreement with Coastal Realty Group LLC (Michel Ouellet) for the purposes of selling Lot 18 in the Industrial Park for a purchase price of \$30,000. The motion carried with eight yeas.

- 201. The Town Council will consider taking action on a poverty property tax abatement request.**

Councilor McCausland moved, Councilor Galloupe seconded, to deny the poverty property tax abatement. The motion carried with eight yeas.

- 202. The Town Council will consider making appointments to the following boards/committees and take any appropriate action.**

CABLE TV COMMITTEE

1 CITIZEN MEMBER - Balance of a three-year term to expire 9/06/00

Councilor Wilson nominated Roger Q. Fenn.

Councilor Feldman moved, Councilor Dotts seconded, that nominations cease and the Chair cast one ballot for Roger Q. Fenn. The motion carried with eight yeas.

Roger Q. Fenn was appointed to the Cable TV Committee for the balance of a three-year term to expire 09/06/00.

PLANNING BOARD

1 - FULL MEMBER - Balance of a three-year term to expire 02/23/01

Councilor Swanson nominated William Smith.

Councilor Wilson moved, Councilor Dotts seconded, that nominations cease and the Chair cast one ballot for William Smith. The motion carried with eight yeas.

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William Smith was appointed to the Planning Board as a full member for the balance of a three-year term to expire 02/23/01.

VILLAGE REVIEW BOARD

- 1 - CITIZEN MEMBER –A three-year term to expire 10/20/02**
- 1 - PROFESSIONAL MEMBER- (in the fields of architecture, history, planning, law or other related fields.) Balance of a three-year term to expire 10/20/01**
- 2 - ASSOCIATE MEMBERS - One year terms to expire 10/20/00**
- 1 – PEJEPSCOT HISTORICAL SOCIETY MEMBER – Balance of a three-year term to expire 10/20/00**
- 1 - PROFESSIONAL MEMBER- (in the fields of architecture, history, planning, law or other related fields.) A three-year term to expire 10/20/02**

Councilor Swanson nominated Emily F. Swan for the professional member for the balance of a three-year term to expire 10/20/01 and Brooks W. Stoddard for the professional member for a three-year term to expire 10/20/02.

Councilor Feldman moved, Councilor Wilson seconded, that nominations cease and the Chair cast one ballot for each. The motion carried with eight yeas.

Emily F. Swan was appointed to the Village Review Board as a full member for the balance of a three-year term to expire 10/20/01 and Brooks W. Stoddard was appointed to the Village Review Board as a full member for a three-year term to expire 10/20/02.

Meeting Adjourned 8:30 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.

Melissa L. Smith
Deputy Town Clerk
11/04/99

Date of Approval

Council Chair