

-- APPROVED --
BRUNSWICK TOWN COUNCIL MINUTES
May 19, 2003
7:30 p.m.
Municipal Meeting Facility

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

Councilors Present: Chair Charles R. Priest, W. David Watson, Jacqueline A. Sartoris, Robert A. Galloupe, Douglas A. Rice, Nancy E. Randolph, and Forrest Lowe. Councilor Stephen H. McCausland arrived after the roll call.

Councilors Absent: None

Others Present: Donald H. Gerrish, Town Manager; Fran Smith, Town Clerk; Patricia Harrington, Assistant Town Manager; John Foster, Public Works Director; Jerry Hinton, Police Chief; Gary Howard, Fire Chief; Steve Walker, Natural Resource Planner; Donald Goulet, Police Commander; Kevin Schofield, Police Lieutenant; Stanley Gerzofsky, State Representative District 50; several citizens, members of the press, and TV video crew.

Minutes of Previous Meetings: May 5, 2003

Hearing no objection from the Council, Chair Priest declared the minutes of May 5, 2003, accepted as written.

Manager's Report:

1) Acceptance of Police Grant for \$3,200 for 2003 OUI Emphasis

Mr. Hinton explained this grant is from the state highway safety department to use for OUI checks.

Councilor Randolph moved, Councilor Watson seconded, to accept and to authorize the expenditure of the Police Grant for \$3,200 for the 2003 OUI Emphasis. The motion carried with seven (7) yeas.

2) Introduction of new Police Commander, Lieutenant and Detective Sergeant

Chief Hinton introduced the new Police Commander, Don Goulet, and the new Police Lieutenant, Kevin Schofield. Mark Waltz was not present due to another board meeting.

3) Update on New Meadows River Water Shed Committee

Steve Walker, Natural Resources Planner, and Mike Feldman, Committee member, gave this update.

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Mike Feldman said the Committee's purpose is to protect the New Meadows River and to educate people about it. There are many others involved from the state and federal government, Bowdoin College, and other communities' marine wardens. The river creates jobs in the areas of agriculture, recreational use, and tourism. The group is working to protect this resource. The condition of the river also affects the value of homes along it.

Mr. Walker discussed their progress. At Brigham's Cove, they were able to open a fifteen hundred foot (1,500 ft) area of clam flats that had not been used in the past. The next step is to look at non-point pollution. They will be creating an action plan for the upper and lower watershed studies and will be applying for a 319 Grant. The watershed management plan is also being worked on, and other communities are being asked what they would like to have done.

4) Passage of Town Commons Proclamation

Manager Gerrish said this is an annual Town Commons Proclamation needing Council approval.

Chair Priest read the proclamation.

Councilor Galloupe moved, Councilor Sartoris seconded, to pass the Town Commons Proclamation. The motion carried with eight (8) yeas.

(A copy of Town Commons Proclamation will be attached to the official minutes.)

5) Support of Midcoast Route I Corridor Preservation Strategic Plan

Manager Gerrish said that the state has asked Brunswick to support looking at a strategic plan for the Route One area. Staff recommends support of it.

(A copy of a letter from the Department of Transportation requesting support of the Plan will be attached to the official minutes.)

Councilor Randolph moved, Councilor Watson seconded, to authorize the Town Manager to write a strong letter of support for the Midcoast Route I Corridor Preservation Strategic Plan and for Gateway 1. The motion carried with eight (8) yeas.

6) Memorandum of Understanding with Kasprzak Condominiums, Inc. for funding of River Road "S" Curve

Manager Gerrish said this item would approve the Memorandum of Understanding with Kasprzak, Inc. for the funding of the River Road "S" Curve project. He recommends Council approval.

Councilor Rice moved, Councilor Sartoris seconded, to approve the Memorandum of Understanding with Kasprzak, Inc. for the funding of the River Road “S” Curve project and to authorize the Manager to enter into this agreement. The motion carried with seven (7) yeas. Councilor McCausland was opposed.

(A copy of the Agreement with Kasprzak Condominiums, Inc. will be attached to the official minutes.)

Adjustments to Agenda: None

77. The Town Council will hear public comments on the following requests for renewals of alcoholic beverage licenses and will take any appropriate action.

Full-time Malt and Vinous

**New Brunswick Diner, LLC d/b/a Brunswick Diner
101 ½ Pleasant Street**

Jane Davis

**Someplace(s) Different, Inc. d/b/a Captain Daniel Stone Inn and Narcissa
Stone Restaurant
10 Water Street**

Louis Holmes

**P&M Corporation d/b/a Captain Mike’s
32 Bath Road**

Michael C. Cota

**Parkwood Inn, LTD, d/b/a Parkwood Inn
71 Gurnet Road**

Lois E. Beal

**Star Fish Enterprises, LLC d/b/a Star Fish Grill
100 Pleasant Street**

Alyson B. Cummings

**Stick To Your Ribs, Inc. d/b/a Stick To Your Ribs BBQ & Drive-In
18 Bath Road**

Mark Lukachko

**Wayne Alexander d/b/a Ye Old English Fish & Chips Shoppe
17 Bow Street**

Wayne Alexander

Chair Priest opened the public hearing; hearing no comments, he closed the public hearing.

Councilor Sartoris moved, Councilor Lowe seconded, to approve requests for renewals of alcoholic beverage licenses for Brunswick Dinner, Captain Daniel Stone Inn/Narcissa Stone Restaurant, Captain’s Mike’s, Parkwood Inn, Star Fish Grill, Stick to Your Ribs, and Ye Old English Fish & Chips Shoppe. The motion carried with eight (8) yeas.

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(A copy of the public hearing notice will be attached to the official minutes.)

- 78. The Town Council will hear public comments on the following requests for Special Amusement licenses and will take any appropriate action.**

**New Brunswick Diner, LLC d/b/a Brunswick Diner
101 ½ Pleasant Street**

Jane Davis

**Someplace(s) Different, Inc. d/b/a Captain Daniel Stone Inn and Narcissa
Stone Restaurant
10 Water Street**

Louis Holmes

**Star Fish Enterprises, LLC d/b/a Star Fish Grill
100 Pleasant Street**

Alyson B. Cummings

Chair Priest opened the public hearing; hearing no comments, he closed the public hearing.

Councilor Galloupe moved, Councilor Lowe seconded, to approve requests for Special Amusement licenses from the Brunswick Diner, Captain Daniel Stone Inn/Narcissa Stone Restaurant, and Star Fish Grill. The motion carried with eight (8) yeas.

(A copy of the public hearing notice will be attached to the official minutes.)

- 79. The Town Council will hear public comments on annual renewals of Victualer Licenses, list attached, and will take any appropriate action.**

Chair Priest opened the public hearing; hearing no comments, he closed the public hearing.

Councilor Lowe moved, Councilor Watson seconded, to approve requests for annual renewals of Victualer Licenses on the attached list. The motion carried with eight (8) yeas.

(A copy of the public hearing notice with the list of licenses will be attached to the official minutes.)

- 80. The Town Council will hear public comments on annual renewals of Innkeeper Licenses, list attached, and will take any appropriate action.**

Chair Priest opened the public hearing; hearing no comments, he closed the public hearing.

Councilor Galloupe moved, Councilor Randolph seconded, to approve requests for annual renewals of Innkeepers Licenses on the attached list. The motion carried with eight (8) yeas.

(A copy of the public hearing notice with the list of licenses will be attached to the official minutes.)

71. The Town Council will receive an update on the proposed MDOT rehabilitation of the railroad crossing on Maine Street will take any appropriate action.

John Foster, Public Works Director, gave this update regarding the Maine Street railroad crossing.

(A copy of Mr. Foster's memo will be attached to the official minutes.)

Manager Gerrish said he is bringing this back since the first time all the details were not there. The issue is: the lights the state is recommending are needed, since they feel these meet necessary standards. The town is working with the state to make them look better and have them fit into the community.

Councilor Randolph asked that this not go forward in the downtown area since it will destroy the feel of downtown. She recommended bringing the town's concerns to the town's senators.

Manager Gerrish answered Councilor Rice's question on speed limit restrictions. The state said with the volume of traffic and configuration of the road, the stop would need lights and a crossing arm.

Councilor Lowe said what is being proposed is too big and will effect the downtown. He does not support it and would like alternatives pursued.

Chief Hinton said, responding to Councilor Lowe's question, he did not have the accident figures for this site with him, but could get them.

Councilor Rice said he would be interested in the numbers from the Chief since the safety aspect must be kept in mind.

Manager Gerrish said it is a package project.

Councilor Watson moved, Councilor Randolph seconded, to table this item. The motion carried with eight (8) yeas.

72. The Town Council will consider accepting the services of Gavin Consulting (pro bono) for a consulting/strategic planning session with the entire Town Council and will take any appropriate action.

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Councilor Randolph said Mr. Gavin has offered two (2) to three (3) sessions to work with the Council. The current ten year old comprehensive plan states the Council creating a mission statement.

Councilor Watson moved, Councilor Randolph seconded, to accept the Gavin Consulting service for a strategic planning session for the Town Council.

Councilor Lowe recommended doing it the first of the year when thinking about the Council goals for the year.

Councilor Randolph said she would still prefer to do it sooner once the new councilor is elected.

Councilor Watson moved, Councilor Randolph seconded, to accept the Gavin Consulting service for a strategic planning session for the Town Council. The motion carried with six (6) yeas. Councilors McCausland and Rice were opposed.

81. The Town Council will discuss the location of a new Fire/Police Station and will take any appropriate action.

Manager Gerrish discussed the sites the town has been reviewing. There is no perfect site in Brunswick.

Councilor McCausland asked about the college and Attorney Hole's letter.

Manager Gerrish said the letter is about the future development of the Maine Street site, which has to conform to the existing Zoning Ordinance. The fire station use would be allowable with the zoning.

Councilor Sartoris said it appears that Bowdoin feels that the town would work with them on the future development of the site.

Manager Gerrish said under the Memorandum of Understanding, the Zoning Ordinance would be the controlling factor.

Councilor Randolph said she wants to look at any suggested site, in addition to those the town is looking at. It is important to get the right site.

Councilor Watson said none of the sites are what he would like to see for the future so he agrees with Councilor Randolph.

Councilor Rice said maybe the Council could remove some from the list. They are never going to find the perfect site. He is willing to take the Stanwood Street site off the table.

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Councilor Galloupe said that they need to research each site and he does not want to take any site off until there is a thorough discussion of all proposed sites since this is a fifty (50) year decision.

Councilor Lowe said they have not put together a comprehensive study of the sites and what is important – like street size, cost, impact on neighbors, and how much to purchase the site. The Council needs to talk through those as a group and maybe come up with a consensus of what will and will not work.

Councilor Sartoris agreed that there needs to be more analysis and answers for questions.

Councilor Watson agreed with Councilor Lowe and questioned if only the four sites should be reviewed or should it be opened up to more sites.

Councilor McCausland asked about having a bond and the timing for a November election.

Manager Gerrish responded that the question would need to be ready by early September. He suggested that it be a bond issue, which is done by ordinance.

Councilor McCausland asked if the Council makes a decision on a site, how long it would take to determine the cost of the project.

Manager Gerrish said the town would have to hire an engineer to get that cost. They will need to have a cost and a site, but all the details do not have to be worked out.

Councilor Galloupe asked if the sites' strengths could be done quickly and inexpensively, as it may make a decision easier.

Manager Gerrish said the staff could put together a matrix, looking at the key issues like size of site, how to purchase the property, and possible cost.

Chair Priest said more information is good, but some issues are political. He is concerned more information is not going to make the Council better off in a month.

Councilor Watson said he did not like the Stanwood site, with the playing field being located there. He feels that a decision would have to be made by the end of July in order to get staff enough time for a November election.

Manager Gerrish said the end of July would be too late; sooner would be better.

Councilor Sartoris said the good news is the town is going to build a public safety building so the town can start working on what they need for this building prior to a site selection. The Cooks Corner substation needs to be looked at to see if there should be an ambulance service there prior to a fire station substation.

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Councilor Watson discussed EMS response time in the East Brunswick area. There needs to be a better response time in order to save citizens' lives.

The Council discussed whether they should take sites off the list to study further.

Councilor McCausland wanted to remove Stanwood from the list.

Councilor Galloupe said he did not want to remove any from the list until they have thoroughly discussed all of them.

Councilor Watson said the candidates running should be involved with discussions.

Councilor Sartoris said the same analysis should be done for all the sites.

Councilor Randolph said she favors the Stanwood Street site, but would like to look at the Aubuchon site since it was once on the table and has been suggested by a citizen.

Manager Gerrish, along with staff, would work on additional information for the proposed sites.

Councilor Watson said he would like to move to name the building in honor of Councilor Crimmins.

Chair Priest said that could be taken into consideration at the appropriate time.

85. The Town Council will discuss the recommendations of the Davis Fund Committee and will take any appropriate action.

This Item was taken out of order and done after Item #81

Karen Hastings, secretary for the Committee, made a presentation on behalf of the Committee. They tried to look at a variety of organizations and age groups. They had twenty three (23) applications, but only had ten thousand dollars (\$10,000) to give. She listed the groups and amounts they recommended to be given.

Councilor Randolph moved, Councilor Watson seconded, to approve the recommendations from the Davis Fund Committee for funding events in Brunswick. The motion carried with seven (7) yeas. Councilor McCausland was temporarily absent at the time of the vote.

(A list of the Davis Fund Committee Grant Award Recommendations will be attached to the official minutes.)

82. The Town Council will receive a request from the Brunswick Sewer District to extend the sewers in the Industrial Park and will take any appropriate action.

Councilor Sartoris moved, Councilor Rice seconded, to approve the request from the Brunswick Sewer District to extend the sewers in the Industrial Park. The motion carried with seven (7) yeas. Councilor McCausland was temporarily absent at the time of the vote.

(A copy of a letter from town staff and the Brunswick Sewer District will be attached to the official minutes.)

- 83. The Town Council will receive a request from the Brunswick Sewer District to extend the sewers to the Marriott Fairfield Inn and will take any appropriate action.**

Councilor Lowe moved, Councilor Watson seconded, to approve the request from the Brunswick Sewer District to extend the sewers to the Marriot Fairfield Inn. The motion carried with seven (7) yeas. Councilor McCausland was out of room at time of vote.

(A copy of a letter from town staff and the Brunswick Sewer District will be attached to the official minutes.)

- 84. The Town Council will receive a request from Martha's Fudge for permission to be a Seller of Prepared Food on the Mall and will take any appropriate action.**

Councilor Randolph expressed concerns about the appearance of the cart.

Councilor McCausland expressed concerns about fudge being sold on the mall, and said he would not support it.

Manager Gerrish said the Council cannot control what the vendors sell.

Councilor Galloupe said there is nothing in the rules as to what can be on the site.

Councilor Sartoris need to someone other than the Council should review and set rules for the carts' appearance.

Councilor Watson agreed with Councilor Sartoris.

Councilor Sartoris moved, Councilor Watson seconded, to approve the request from Martha's Fudge for permission to be a Seller of Prepared Food on the Mall. The motion carried with six (6) yeas. Councilors McCausland and Randolph were opposed.

- 86. The Town Council will discuss appropriate responses to Council e-mails and will take any appropriate action.**

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Chair Priest suggested Council e-mails receive a standard response, which thanked them, and the Councilor whose district the person is from should be the one who will respond to it.

Councilor Watson requested some guidance on how to answer, with a personal opinion or the opinion of the Council.

Chair Priest said that would be up to the Councilor.

Councilor Lowe said he did believe a Councilor should be obligated to give more than a thank you. He was not supportive of having responses from Councilors.

Councilor Galloupe agreed with Councilor Lowe and answers to citizens' questions may be available at town hall.

Councilor Sartoris said it would be useful to have the street address of the sender.

Manager Gerrish said that request is put on the web site.

Councilor Randolph requested that the Town Clerk look up the address.

Councilor Sartoris felt it was a burden on the Clerk's office.

Manager Gerrish said staff will respond to what was received with a thank you and provide information if appropriate. He reminded the Council they are public documents.

- 87. The Town Council will consider signing the Election Warrant and Notice of Election and approve the voting locations for the June 10, 2003 State and Municipal Election and will take any appropriate action.**

Councilor Randolph moved, Councilor Lowe seconded, to approve the Election Warrant for the June 10, 2003 Municipal Election. The motion carried with eight (8) yeas.

(A copy of the warrant will be attached to the official minutes.)

- 88. The Town Council will consider a request from Michelle Henning to hang a banner over Maine Street from October 30 to November 9, 2003 and will take any appropriate action.**

Councilor Lowe moved, Councilor Sartoris seconded, to approve the request for a banner from Designing Women Fine Crafts Show and Sale. The motion carried with seven (7) yeas. Councilor McCausland was opposed.

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Councilor Sartoris moved, Councilor Lowe seconded, to adjourn the meeting. The motion carried with eight (8) yeas.

The meeting adjourned at 9:55 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.

Frances M. Smith

Town Clerk

May 22, 2003

June 26, 2003

Date of Approval

Charles R. Priest

Council Chair