

**Approved**  
**BRUNSWICK TOWN COUNCIL**  
**Agenda**  
**March 24, 2014**  
**7:00 P.M.**  
**Council Chambers**  
**Town Hall**  
**85 Union Street**

**Councilors Present:** Chair Benet Pols, W. David Watson, Stephen S. Walker, Suzan Wilson, John M. Perreault, Gerald E. Favreau, Jane F. Millett, and Sarah E. Brayman, and John Richardson, Jr.

**Councilors Absent:** Councilor Wilson

**Town Staff Present:** John Eldridge, Finance Director/Interim Town Manager; Fran Smith, Town Clerk/Assistant to the Town Manager; Ken Brilliant, Fire Chief; Dan Devereaux, Marine Resources Officer; Peter Baecher, Parks and Recreation Facilities Manager; Linda Smith, Business Development Manager; Steve Langsdorf, Town Attorney; Donald Koslosky, Deputy Fire Chief; Mark Waltz, Police Captain; Terry Goan, Police Officer; and TV video crew.

Chair Pols called the meeting to order, led the Pledge of Allegiance, and asked the Clerk for Roll Call. He noted the meeting had been properly noticed.

**Public Comment:**

The following people spoke asking the Council to write a letter requesting an Environmental Impact Study for the layover facility:

In support of writing the letter:

**Robert Morrison**, 37 Bouchard Drive

**Mary Heath**, 10 Cedar Street

**Dan Sullivan**, 24 Bouchard Drive

**Lindy Ost**, 22 Riverview Drive

**Richard Harrison**, 6 Country Lane

**Chris Casey**, 27 Bouchard Drive, read the Governor's letter requesting an EIS

Opposed to writing the letter:

**Jim Trusiani**, 6 Pleasant Street

**Jason Coombs**, 16 Growling Bear Drive

**Jeff Reynolds**, 36 Redwood Lane

**Kathy Wilson**, 144 Pleasant Street

**Correspondence:**

Letter from Brunswick West Neighborhood Coalition (received 03/20/2014)  
Email from Chris Casey, Brunswick West Neighborhood Coalition (received 03/19/2014)

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Chair Pols spoke regarding this item. This will be an agenda item next week.

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

Councilor Brayman spoke regarding the occasional closure of the Dog Park and said it is now open. It was icy and needed to be closed.

Councilor Perreault spoke regarding posted roads and citizens being concerned about trucks going over them.

Councilor Favreau introduced two letters regarding the layover facility, one from Kathy Wilson and another from Alison Harris.

### **Council Committee Updates**

Reports were given on the following committees:

Chair Pols appointed Councilor Watson, Councilor Brayman, and Councilor Millett to a Council Sidewalk Committee that will look at priorities for sidewalks and funding in the amount of \$120,000 from the balance of proceeds from various projects.

Councilor Richardson spoke about two items: alternatives to the landfill and solar options for municipal buildings. Regarding solar options, he provided a handout and explained about possible locations on municipal building rooftops. He, Councilor Wilson, and Alex Anesko of the Recycling and Sustainability Committee will provide more information at a future Council meeting.

Councilor Millett provided an update on the Master Plan Implementation Committee.

Councilor Favreau provided a list of vacancies on boards and committees.

### **Adjustments to the Agenda**

None

### **MANAGER'S REPORT:**

#### **(a) Financial Update**

Mr. Eldridge provided this update.

#### **(b) Permission to apply for grant from Firehouse Subs for the Fire Department to purchase RAD 57 meters**

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Don Koslosky, Deputy Fire Chief, spoke regarding this item. He responded to questions from Councilor Watson.

**Councilor Perreault moved, Councilor Watson seconded, to give permission to apply for, and if received, expend, a grant in the amount of \$12,657.00 through Firehouse Subs to purchase RAD 57 meters. The motion carried with eight (8) yeas.**

*(A copy of a memo from the Fire Department will be included in your packet.)*

**(c) Permission to apply for MMA Safety Enhancement Grant to assist in the cost for an aerial lift for the Recreation Department (*Action required*)**

Peter Baecher, Parks and Recreation Facilities Manager, spoke regarding this item.

Councilor Perreault asked questions, to which Mr. Baecher and Mr. Eldridge responded.

Chair Pols and Councilor Perreault asked questions, to which Mr. Farrell responded.

Councilor Millett, Chair Pols, and Councilor Brayman asked questions, to which Mr. Baecher responded.

Councilor Walker asked a question; staff needs to research the cost to move equipment from Harriet Beecher Stowe School to the Recreation Center and back.

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

Councilor Watson asked a question; in response, Mr. Farrell discussed the uses at the new facility.

Councilor Brayman and Councilor Richardson spoke regarding this item.

**(d) Authorizing the use of recreation impact fees to pay the Town's portion of the Maine Conservation Corps AmeriCorps Veteran Community Leader program's employee salary to assist with trail development at the Kate Furbish Preserve (*Action required*)**

Mr. Farrell spoke regarding this item. Councilor Watson asked questions, to which Mr. Eldridge responded.

Councilor Perreault asked a question, to which Mr. Farrell responded.

Councilor Walker spoke regarding this item.

**Councilor Watson moved, Councilor Walker seconded, to authorize the use of recreation impact fees in the amount of \$12,000.000 to pay the Town's portion of the Maine Conservation Corps program's employee to assist with trail development at the Kate Furbish Preserve. The motion carried with eight (8) yeas.**

*(Copies of a memo from Mr. Farrell, the 2014 project request form, and a trail overview are included in your packet.)*

**(e) Permission to accept boarding floats through a Replacement Float Grant from the Maine Department of Agriculture, Conservation, and Forestry (Action required)**

Councilor Millett asked a question, to which Mr. Baecher responded.

Councilor Favreau asked a question, to which Mr. Farrell responded.

**Councilor Perreault moved, Councilor Walker seconded, to accept seven boarding floats through a Replacement Float Grant from the Maine Department of Agriculture, Conservation, and Forestry. The motion carried with eight (8) yeas.**

*(Copies of a memo from Mr. Baecher and the letter of award from the State are included in your packet.)*

**(f) Report on the Emerson Fire Station HVAC Evaluation**

Mr. Eldridge and Chief Brilliant spoke regarding this item.

Chief Brilliant responded to questions from Chair Pols, Councilor Walker, Councilor Richardson, and Councilor Perreault.

Councilor Millett spoke regarding this item.

**(g) Review of Budget meeting schedule**

Mr. Eldridge spoke regarding this item.

**(h) Update on new Town Hall project**

Mr. Eldridge spoke regarding this item.

### **PUBLIC HEARING**

**28. The Town Council will hear public comments on amendments to Chapter 11 "Marine Activities, Structures and Ways - Article 1 Harbor, Coastal Tidal and Navigable Fresh Waters" relative to the Harbormaster's authority and mooring requirements, and will take any appropriate action. (Councilor Walker and Councilor Wilson)**

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Chair Pols opened the public hearing.

The following people spoke regarding this item:

**Kate Debevoise**, Yarmouth resident and property owner at 99 Central Ave., Brunswick

**Judy Marsh**, owner of Paul's Marina

**Roger Howell**, 14 Cushnoc Lane (*He provided a written statement for the record*)

**Elizabeth Butler**, 18 Phippany Way

Chair Pols closed the public hearing.

**Councilor Walker moved, Councilor Perreault seconded, to have additional time before action is taken and to table the item until the April 7<sup>th</sup> meeting. (This motion was withdrawn.)**

Councilor Walker, Chair Pols, and Councilor Richardson, spoke regarding this item.

Councilor Watson, Councilor Brayman, and Councilor Walker asked questions, to which Officer Devereaux responded.

**Councilor Walker moved, Councilor Perreault seconded, to table this item until a future meeting to allow for time for additional information to be gathered. The motion carried with eight (8) yeas.**

29. **The Town Council will hear public comments on applying for a CDBG grant for MRRA to assist with the "Make It In America" grant, and will take any appropriate action. (Manager)**

Chair Pols opened the public hearing; hearing no comments, he closed the public hearing

**Steve Levesque**, Executive Director of MRRA, spoke regarding this item.

Councilor Richardson, Councilor Millett, and Chair Pols spoke regarding this item.

**Councilor Richardson moved, Councilor Favreau seconded, to adopt a "Council Resolution – Community Development Block Grant Economic Development Program" for Midcoast Regional Redevelopment Authority. The motion carried with eight (8) yeas.**

*(A copy of a memo from Linda Smith, the adopted resolution, and the draft CDBG grant application will be attached to the official minutes.)*

**NEW BUSINESS**

30. **The Town Council will consider nominations for the MRRA Board, and will take any appropriate action. (Chair Pols)**

Chair Pols and Councilor Richardson spoke regarding this item.

**Chair Pols moved, Councilor Favreau seconded, to nominate to the Governor's Office the following people for the MRRRA Board: William Bodwell, John Bouchard, Philip Dionne, Earle Harvey, Frank Hellar, William Morrell, Gilda Nardone, John Kilbourne, and Peggy Siegle. The motion carried with eight (8) yeas.**

31. **The Town Council will consider setting a public hearing for April 7, 2014, for amendments to the Chapter 11 "Marine Activities, Structures and Ways – Article III Shellfishing" relative to increasing the conservation credit points for commercial harvesters from 10 to 20 per year, to be enacted on an emergency and regular basis, and will take any appropriate action. (Councilor Walker and Councilor Wilson)**

Mark Latti, Chair of Brunswick Marine Resource Committee, spoke regarding this item.

Councilor Walker and Ms. Smith spoke regarding this item.

**Councilor Favreau moved, Councilor Brayman seconded, to set a public hearing for April 7, 2014, for amendments to the Chapter 11 "Marine Activities, Structures and Ways – Article III Shellfishing" relative to increasing the conservation credit points for commercial harvesters from 10 to 20 per year, along with definition changes to Section 11-71, to be enacted on an emergency and regular basis. The motion carried with eight (8) yeas.**

32. **The Town Council will hear a report from the CIP Committee as they deliver the proposed CIP to the Council, and will take any appropriate action. (Councilor Brayman, Councilor Millett and Councilor Perreault)**

Councilor Brayman spoke regarding this item.

Jim Trusiani, 6 Pleasant Street, spoke regarding this item.

33. **The Town Council will consider extending the Cable TV Franchise Agreement, and will take any appropriate action. (Councilor Watson)**

Councilor Watson and Councilor Perreault spoke regarding this item.

Attorney Langsdorf spoke regarding this item.

**Chair Pols moved, Councilor Watson seconded, to adopt "An Order Authorizing an Extension of the Cable Television Franchise Agreement." The motion carried with seven (7) yeas. Councilor Perreault was opposed.**

*(A copy of a memo from Mr. Eldridge and the adopted order will be attached to the official minutes.)*

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- 34. The Town Council will consider a request for Sellers of Prepared Food on Public Ways for outdoor seating, and will take any appropriate action. (Manager)**  
**Little Saigon, 44 Maine Street**  
**The Great Impasta, 42 Maine Street**

Ms. Smith spoke regarding this item.

Councilor Walker and Councilor Watson spoke regarding this item.

**Councilor Favreau moved, Councilor Millett seconded, to approve applications for Sellers of Prepared Food on Public Ways for outdoor seating for Little Saigon, 44 Maine Street, and The Great Impasta, 42 Maine Street. The motion carried with eight (8) yeas.**

- 35. The Town Council will consider a request from Five Rivers Arts Alliance for use of the sidewalks when the ArtWalks occur, and will take any appropriate action. (Manager)**

Joan Carney, from Five River Arts Alliance, spoke regarding this item.

Councilor Brayman spoke regarding this item.

**Councilor Brayman moved, Councilor Millett seconded, to approve the request from the Five Rivers Arts Alliance for sidewalk music in a variety of locations, as outlined in their letter, when ArtWalks occur, and to waive the \$500 fee. The motion carried eight (8) yeas.**

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

**CONSENT AGENDA**

- a) Approval of the Minutes of March 10, 2014**

**Councilor Watson moved, Councilor Walker seconded, to approve the Consent Agenda. The motion carried with seven (7) yeas. Councilor Richardson was not present at the March 10<sup>th</sup> meeting.**

**Councilor Watson moved, Councilor Favreau seconded, to adjourn the meeting. The motion carried with eight (8) yeas.**

The meeting adjourned at 10:08 p.m.

**PLEASE NOTE: THESE MINUTES ARE ACTION MINUTES. THE ENTIRE MEETING CAN BE VIEWED AT WWW.BRUNSWICKME.ORG.**

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*Frances Smith*  
*Town Clerk/Assistant to the Town Manager*  
*March 27, 2014*

April 7, 2014  
***Date of Approval***

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Council Chair