

BRUNSWICK TOWN COUNCIL

Agenda

May 19, 2014

6:15 P.M. - Executive Session

7:00 P.M. – Regular Meeting

Council Chambers

Town Hall

85 Union Street

Executive Session: consultation with legal counsel regarding pending or contemplated litigation [1 M.R.S.A. §405(6)(E)]

Roll Call

Pledge of Allegiance

Public Comment

Acknowledgment that meeting was properly noticed

Correspondence

Letter from MDOT on Bath-Brunswick bridge replacement on Old Bath Road

Council Committee Updates

Adjustments to the Agenda

MANAGER’S REPORT:

- (a) Financial Update
- (b) Approval of Nathaniel Davis Fund Committee recommendations (*Action Required*)
- (c) Report from Sewer District about plant upgrade
- (d) Update on the establishment of quiet zones

PUBLIC HEARING

58. The Town Council will hear public comments on a special amusement license for the following application, and will take any appropriate action. (Manager)

Special Amusement

Byrnes Irish Pub LLC

D/B/A: Byrnes Irish Pub LL

16 Station Avenue

Joe Byrnes

PUBLIC HEARING/ACTION

NEW BUSINESS

59. The Town Council will consider setting a public hearing for June 2, 2014, on a “Resolution Amending the 2013-14 Budget to Appropriate an Additional \$150,000 for the Purpose of the Designing, Renovating, Equipping and Occupancy of the McLellan Building for Municipal Use,” and will take any appropriate action. (Manager) **ACTION**
60. The Town Council will consider amending the “Town Boards, Commissions, and Committees Appointment Policy” to limit the boards included under Conflict of Interest Section 16(a), and will take any appropriate action. (Appointments Committee) **ACTION**

CONSENT AGENDA

- a) Approval of the Minutes of May 5, 2014
- b) Approval of utility permits for Maine Natural Gas for sections of Hemlock Road and Locust Lane
- c) Approval of beano games for Knights of Columbus
- d) Approval of MDOT Overweight Vehicle Agreement
- e) Approval of Games of Chance for the St. John’s Bazaar for June 13, June 14, and June 15, 2014

**Brunswick Town Council
Agenda
May 19, 2014
Council Notes and Suggested Motions**

Executive Session: consultation with legal counsel regarding pending or contemplated litigation [1 M.R.S.A. §405(6)(E)]

Suggested Motion:

Motion to go into Executive Session per 1 M.R.S.A. §405(6)(E) for a consultation with legal counsel regarding pending or contemplated litigation.

CORRESPONDENCE

Letter from MDOT on Bath-Brunswick bridge replacement on Old Bath Road: Copies of letters from MDOT and their public hearing notice for this project is included in your packet.

COUNCIL COMMITTEE UPDATES

Councilors with information on the Committees they are involved with will share information with the Council and public.

MANAGER'S REPORT:

- (a) Financial Update: Mr. Eldridge will update the Council on the Town's financial picture to date for the current fiscal year. Copies of financial reports will be posted online, but are not included in your packet.

Suggested Motion: No motion is required.

- (b) Approval of Nathaniel Davis Fund Committee recommendations (Action Required: These are the annual recommendations from the Davis Fund Committee for allocations for 2013-2014. The Council's action is to approve these recommendations. A copy of the Committee's minutes, with their recommendations, is included in your packet.

Suggested Motion:

Motion to accept the recommendations for the Davis Fund's 2013-2014 allocations as recommended by the Committee.

- (c) Report from Sewer District about plant upgrade: The District is embarking on the next upgrade to the wastewater treatment plant. As part of that process the District needs to secure a bond to cover the project cost. A first step in that process was taken at the Board of Trustees meeting last week. The Board adopted a bond resolution authorizing up to \$22 million in new debt. Lenny Blanchette, General Manager of the Sewer District, requested this opportunity to give a brief presentation to the Town Council to inform them of this status of the upgrade project.

Suggested Motion: No motion is required.

- (d) Update on the establishment of quiet zones: This item is to update the Council on this project. A copy of a memo from John Foster is included in your packet.

Suggested Motion: No motion is required.

PUBLIC HEARING

58. This is the required public hearing on the renewal special amusement license for Byrnes Irish Pub. They are requesting to have 1 to 3 person bands and DJ's in the main dining area. Copies of the public hearing notice and application are included in your packet.

Suggested Motion:

Motion to approve a special amusement license for Byrnes Irish Pub, 16 Station Avenue.

NEW BUSINESS

59. This item is to consider setting a public hearing for June 2, 2014 to adopt a "Resolution Amending the 2013-14 Budget to Appropriate an Additional \$150,000 for the Purpose of the Designing, Renovating, Equipping and Occupancy of the McLellan Building for Municipal Use." This resolution will authorize the additional funds needed to cover the expenses beyond the original approved amounts. The process for amending the budget is outlined in the Town Charter Section 504. Upon the recommendation of the Town Manager, the Town Council may amend the budget. The Council shall hold a public hearing at least 10 days prior to the adoption of any amendment. Any amendment that seeks to increase the amount of the total budget appropriations for the year shall only be made from unappropriated available revenue. Copies of a draft resolution and public hearing notice are included in your packet.

Suggested Motion:

Motion to set a public hearing for June 2, 2014, to adopt a "Resolution Amending the 2013-14 Budget to Appropriate an Additional \$150,000 for the Purpose of the Designing, Renovating, Equipping and Occupancy of the McLellan Building for Municipal Use."

60. This item is sponsored by the Appointments Committee to amend the policy approved in December 2013 to limit the boards included under the Conflict of Interest section 16(a). A copy of the draft change is included in your packet.

Suggested Motion

Motion to amend the "Town Boards, Commissions, and Committees Appointment Policy" to limit the boards included under the Conflict of Interest Section 16(a) to the following: Planning Board, Village Review Board, Zoning Board of Appeals, Assessment Review, and Marine Resource Committee.

CONSENT AGENDA

- a) Approval of the Minutes of May 5, 2014: A copy of the minutes is included in your packet.

- b) Approval of utility permits for Maine Natural Gas for sections of Hemlock Road and Locust Lane: Copies of a memo and permits are included in your packet.

In application ULP 2014-05, Hemlock Road Maine Natural Gas seeks authorization to install a 2” gas main from the existing gas main located on south side of Juniper Road on the east side of Hemlock Road, the proposed gas main will run outside the pavement along the east and south sides of Hemlock Road to Mere Point Road. Approximately 2650 feet of 2” gas main.

In application ULP 2014-06, Locust Lane Maine Natural Gas seeks authorization to install a 2” gas main from the proposed gas main to be located on the south side of Beech Drive. The new gas main will run from the proposed gas main outside the pavement south along the east side of Locust Lane to the west side of the cul-de-sac at the end of Locust Lane. Approximately 1440 feet of 2” gas main.

- c) Approval of beano games for Knights of Columbus: This item is to approve the beano games application for this group. A copy of the application is included in your packet.
- d) Approval of MDOT Overweight Vehicle Agreement: Under this MDOT agreement, the Town will issue a permit for a stated period of time to the MDOT contractor for transporting construction equipment that exceeds the legal limits over municipal roads. This is relative to the Free Black Bridge removal. This is a standard agreement that has come before the Council on many other projects in the past. Copies of the letter from MDOT and the agreement are included in your packet.
- e) Approval of Games of Chance for the St. John’s Bazaar for June 13, June 14, and June 15, 2014: This is the annual approval of these games for the Bazaar. Copies of applications are included in your packet.

Suggested Motion:

Motion to approve the Consent Agenda.

Suggested Motion:

Motion to adjourn the meeting.