

Approved
BRUNSWICK TOWN COUNCIL
Minutes
July 21, 2014
6:45 P.M. – Executive Session
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, Sarah Brayman, and John Richardson, Jr.

Councilors Absent: None

Town Staff Present: John Eldridge, Finance Director/Interim Town Manager; Fran Smith, Town Clerk/Assistant to the Town Manager; Anna Breinich, Director of Planning and Development; John Foster, Public Works Director; Linda Smith, Business Development Manager; Mark Waltz, Police Captain; Julie Henze, Deputy Finance Director; Steve Langsdorf, Town Attorney; Terry Goan, Police Officer; and TV video crew.

Chair Pols called the meeting to order and called the roll.

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

Chair Pols moved, Councilor Millett seconded, to go into executive session for a consultation with legal counsel regarding pending or contemplated litigation [1 M.R.S.A. §405(6)(E)] The motion carried with nine (9) yeas.

Public Comment *(Time item discussion began was 7:14 p.m.)*

Rosalie Paul, Peace Works, invited the public to the Peace Fair on August 2nd.

Richard Fisco, 2 Lincoln Street, spoke about developing better schools and a police department that will cost the Town less money. He requested a meeting for area citizens to discuss ways to improve the town government.

Correspondence *(Time item discussion began was 7:19 p.m.)*

Councilor Perreault spoke about comments he received from the Brunswick West group and their questions regarding the storm water issues surrounding the layover facility; responses from the appropriate people have not yet come back the Town Manager. He also mentioned an email from Ms. Powers regarding a scam with someone posing as a representative of Comcast.

Council Committee Updates (*Time item discussion began was 7:24 p.m.*)

Reports were given on the Sidewalk Committee, Solid Waste Committee, and information on the solar project at Brunswick Landing.

(A copy of the Sidewalk Committee's report will be attached to the official minutes.)

Adjustments to the Agenda

Councilor Walker moved, Councilor Wilson seconded, to add an executive session at the end of the meeting to discuss acquisition of real property per 1 M.R.S.A. §405(6)(C). The motion carried with nine (9) yeas.

MANAGER'S REPORT:

(a) Financial Update (*Time item discussion began was 7:38 p.m.*)

Mr. Eldridge provided this update on the financial status of the Town at the end of the fiscal year.

(b) Nomination Papers availability (*Time item discussion began was 7:40 p.m.*)

Fran Smith, Town Clerk, provided this information.

(c) MMA Annual Election of Vice President and Executive Board (*Action Required*) (*Time item discussion began was 7:42 p.m.*)

Mr. Eldridge spoke regarding this item.

Councilor Richardson moved, Councilor Perreault seconded, to approve the slate of nominations for the MMA Vice President and Executive Committee Members as presented on the attached ballot. The motion carried with nine (9) yeas.

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

(d) Approval of ballot for MMA's Legislative Policy Committee (*Action Required*) (*Comes back from July 7th meeting*) (*Time item discussion began was 7:43 p.m.*)

Mr. Eldridge and Chair Pols spoke regarding the item.

Chair Pols moved, Councilor Richardson seconded, to support Elinor Multer for the MMA 2014-2016 Legislative Policy Committee. The motion carried with nine (9) yeas.

(e) Update on ZORC schedule (*Time item discussion began was 7:45 p.m.*)

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Anna Breinich spoke regarding this item, and responded to questions from Chair Pols, Councilor Brayman, Councilor Millett, Councilor Watson, and Councilor Walker.

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

(f) Update on quiet zones and train idling (Time item discussion began was 7:56 p.m.)

Mr. Eldridge and Mr. Foster provided this update.

Mr. Foster responded to questions from Councilor Perreault and Councilor Brayman.

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

(A copy of a memo from John Foster will be attached to the official minutes.)

(g) Update on the CDBG grant for the Greater Brunswick Housing Corporation (Time item discussion began was 8:14 p.m.)

Mr. Eldridge spoke regarding this item and responded to questions from Councilor Brayman.

Linda Smith, and John Hodge from the Greater Brunswick Housing Corporation, spoke regarding this item and responded to questions from Councilor Favreau.

PUBLIC HEARING

- 94. The Town Council will hold a public hearing on applications for a special amusement licenses, and will take any appropriate action. (Manager) (Time item discussion began was 8:18 p.m.)**

Special Amusement

**Hung Alan Hoang
D/B/A: Lemongrass LLC
212 E Maine Street**

Hung Alan Hoang

**Raven's Roost
Sr. & II
D/B/A Raven's Roost
103 Pleasant Street**

Raven Wing, Ronald Wing

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

Chair Pols moved, Councilor Favreau seconded, to approve applications for special amusement licenses for Lemongrass, located at 212 E Maine Street, and Raven's Roost, located at 103 Pleasant Street. The motion carried with nine (9) yeas.

95. The Town Council will hear public comments on amendments to the Zoning Ordinance to consider the rezoning of the MU1 (Rural Mixed Use 1 - Lower Bath Road) District within the Town's Growth Area to CC (Cooks Corner Center) District and remaining lands outside the Growth Area rezoned to CR2 (Country Residential 2) thereby eliminating the MU1 District in total, and will take any appropriate action. (Manager) (*Time item discussion began was 8:20 p.m.*)

Mr. Eldridge and **Charles Frizzle**, Chair of the Planning Board, spoke regarding this item.

Chair Pols opened the public hearing.

The following people spoke regarding this item.

Rachel Louder, 84 Old Bath Road

Ted Crooker, Storer Road

Chair Pols closed the public hearing.

MOTION

Councilor Watson moved, Councilor Favreau seconded, to adopt amendments to the Zoning Ordinance to consider the rezoning of the MU1 (Rural Mixed Use 1 - Lower Bath Road) District within the Town's Growth Area to CC (Cooks Corner Center) District and remaining lands outside the Growth Area rezoned to CR2 (Country Residential 2,) thereby eliminating the MU1 District in total.

Councilor Perreault asked questions, to which Mr. Frizzle and Mr. Crooker responded.

Councilor Brayman, Chair Pols, Councilor Watson asked questions, to which Ms. Breinich responded.

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

Councilor Richardson moved, Chair Pols seconded, to table the item. The motion carried with six (6) yeas. Councilor Brayman, Councilor Walker, and Councilor Millett were opposed.

Chair Pols moved, Councilor Wilson seconded, to set a public hearing for August 4, 2014, regarding amendments to the Zoning Ordinance to consider the rezoning of the MU1 (Rural Mixed Use 1 - Lower Bath Road) District within the Town's Growth Area to CC (Cooks Corner Center) District as proposed by the Zoning Rewrite process and expected to be brought forward in the near future.

Councilor Walker, Councilor Wilson, Councilor Richardson, Councilor Brayman, Councilor Walker, and Councilor Millett spoke on this item.

VOTE ON MOTION

Chair Pols moved, Councilor Wilson seconded, to set a public hearing for August 4, 2014, regarding amendments to the Zoning Ordinance to consider the rezoning of the MU1 (Rural Mixed Use 1 - Lower Bath Road) District within the Town's Growth Area to CC (Cooks Corner Center) District as proposed by the Zoning Rewrite process and expected to be brought forward in the near future. The motion carried with six (6) yeas. Councilor Walker, Councilor Millett, and Councilor Brayman were opposed.

96. The Town Council will hear public comments on amendments to Chapter 15 ("Traffic and Vehicles – Article IV - Stopping, Standing, Parking") regarding making a section of upper Park Row from South Street to College Street two hour parking only, and will take any appropriate action. (Manager) *(Time item discussion began was 9:13 p.m.)*

Mr. Eldridge spoke regarding this item.

Chair Pols opened the public hearing

Randy Nichols, Bowdoin College
Joe Ciarrocca, Harpswell Road

Chair Pols closed the public hearing.

Councilor Brayman, Councilor Richardson, and Councilor Watson asked questions, to which Catherine Longley from Bowdoin College responded.

Councilor Millett and Councilor Perreault asked questions, to which Captain Waltz responded.

Councilor Favreau moved, Councilor Richardson seconded, to adopt amendments to Chapter 15 ("Traffic and Vehicles – Article IV - Stopping, Standing, Parking") regarding making a section of upper Park Row from South Street to College Street two hour parking only. The motion carried with nine (9) yeas.

(A copy of adopted amendments and maps will be attached to the official minutes.)

97. The Town Council will hear public comments on amendments to the General Assistance Maximums, and will take any appropriate action. (Manager) *(Time item discussion began was 9:36 p.m.)*

Mr. Eldridge spoke regarding this item.

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

Councilor Favreau and Councilor Watson asked questions, to which Mr. Eldridge responded.

Councilor Walker moved, Councilor Wilson seconded, to adopt amendments to the General Assistance Maximums for increases to GA overall maximums. The motion carried with nine (9) yeas.

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

NEW BUSINESS

98. The Town Council will consider creating a Finance Committee, and will take any appropriate action. (Councilor Brayman) (Time item discussion began was 9:39 p.m.)

Councilor Brayman and Mr. Eldridge spoke regarding this item.

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

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

This item will be brought back at a future meeting.

CONSENT AGENDA *(Time item discussion began was 9:53 p.m.)*

- a) **Approval of the Minutes of July 1, 2014**
- b) **Approval of the Minutes of July 7, 2014**
- c) **Approval of quitclaim deeds for the following: mobile home on land depicted as Map 051 Lot 001 Sub 000 Typ 051; a mobile home on land depicted as Map 051 Lot 001 Sub 000 Typ 110; a mobile home on land depicted as Map 025 Lot 016 Sub 000 Typ 012; a mobile home on land depicted as Map 025 Lot 016 Sub 000 Typ 031; a mobile home on land depicted as Map 022 Lot 054 Sub 000 Typ 070; a mobile home on land depicted as Map 045 Lot 003 Sub 000 Typ 051; a parcel of land with any buildings depicted as Map G01 Lot 002 Sub 000 Typ 000; and a parcel of land with any buildings depicted as Map U11 Lot 033 Sub 000 Typ 000.**
- d) **Approval of gas utility location permit application for a section of Spring Street**

Councilor Brayman spoke regarding the Consent Agenda.

Councilor Perreault moved, Councilor Favreau seconded, to approve the Consent Agenda. The motion carried with nine (9) yeas.

(A copy of materials for CA-C and CA-D will be attached to the official minutes.)

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Executive Session: Acquisition of real property [1 M.R.S.A. §405(6)(C)]

Chair Pols moved, Councilor Perreault seconded, to go into executive session to discuss acquisition of real property per 1 M.R.S.A. §405(6)(C). The motion carried with nine (9) yeas.

Councilor Watson moved, Councilor Favreau seconded, to adjourn the meeting. The motion carried with nine (9) yeas.

The meeting adjourned at 10:10 p.m.

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

Frances Smith

Town Clerk/Assistant to the Town Manager

July 28, 2014

August 4, 2014
Date of Approval

Council Chair