

**Approved**  
**BRUNSWICK TOWN COUNCIL**  
**Minutes**  
**April 6, 2015**  
**7:00 P.M.**  
**Council Chambers**  
**Town Hall**  
**85 Union Street**

**Councilors Present:** W. David Watson, Stephen S. Walker, Suzan Wilson, John M. Perreault, Daniel E. Harris, Jane F. Millett, Sarah E. Brayman, Katherine E. Wilson, and John Richardson Jr.

**Councilors Absent:** None

**Town Staff Present:** John S. Eldridge, III, Town Manager; Fran Smith, Town Clerk/Assistant to the Town Manager; Steve Langsdorf, Town Attorney; Anna Breinich, Director of Planning and Development; Tom Farrell, Director of Parks and Recreation; Linda Smith, Business Development Manager; Don Koslosky, Deputy Fire Chief; Jessica Factor, Human Resources Manager; Jeremy Doxsee, Town Planner; Terry Goan, Police Officer; and TV video crew

Chair Brayman called the meeting to order, asked the Clerk for roll call, acknowledged that the meeting was properly noticed, and led the Pledge of Allegiance.

**Adjustments to Agenda:** None

**CONSENT AGENDA**

- a) **Approval of the Minutes of March 16, 2015**
- b) **Approval of a Quitclaim Deed for the mobile home on land depicted as Map 051 Lot 001 Sub 000 Typ 383**
- c) **Permission to apply for, and, if received, expend a MMA Safety Enhancement Grant to assist with the purchase of turnout gear for the Fire Department**
- d) **Permission to apply for, and, if received, expend a MMA Safety Enhancement Grant to assist with the purchase of an ergonomic monitor stand for dispatch**
- e) **Approval of games of chance for Knights of Columbus, 2 Columbus Drive**
- f) **Approval of games of chance for Elks #204, 179 Park Row**
- g) **Approval of MDOT Overweight Vehicle Agreement**

Councilor Millett asked Item CA-(g) be removed from the Consent Agenda and be voted on separately.

**Councilor Perreault moved, Councilor S. Wilson seconded, to approve all items on the Consent Agenda except CA-(g). The motion carried with nine (9) yeas.**

**Consent Agenda Item (g)**

Manager Eldridge spoke regarding this item and responded to a question from Councilor Millett.

**Town Council Minutes**

**April 6, 2015**

**Page 2**

Councilor Harris and Chair Brayman spoke regarding this item.

Councilor S. Wilson and Councilor Perreault asked questions, to which Manager Eldridge responded.

**Councilor Perreault moved, Councilor Watson seconded, to approve Consent Agenda Item (g) relative to an MDOT Overweight Vehicle Agreement. The motion carried with eight (8) yeas. Councilor Harris was opposed.**

*(A copy of supporting materials for CA(b), CA-(c), CA- (d), CA-(e), CA-(f), and CA-(g) will be attached to the official minutes.)*

**Public Comments** *(This item was discussed at 7:10 p.m.)*

**Richard Fisco**, 2 Lincoln Street, spoke regarding the budget and concerns he had with the snow removal tractor, which he said did not need to be replaced. He also spoke regarding the cost of living, which, based on social security, has increased by 1.4% in each of the last two years; the budget should be capped at that amount.

**Joe Ciarrocca**, 532 Harpswell Road, thanked Councilor Perreault and Councilor Millett for expressing their concerns about the train maintenance depot at the recent public hearing.

**Correspondence** *(This item was discussed at 7:15 p.m.)*

Councilor Millett said that two people from her district were upset about the number of cigarette butts on sidewalks and at school bus stops. She has spoken with the school department. Councilor Millett also asked the Police Department to enforce the law regarding no parking on sidewalks.

Councilor Perreault said he received a comment about not having a biography on the webpage, but he does not plan on putting one on.

Chair Brayman said she will be holding office hours at Wild Oats from 10 a.m. to 12:00 noon next Saturday. She received a phone call from a resident looking for a full service gas station in Brunswick. Linda Smith, Business Development Manager, reached out and was able to direct the resident to the Mobil station on Bath Road.

Councilor Millett added that the Shell station on Bath Road does performs this service one day a week. She also discussed the Poem In Your Pocket Day which will be on April 30<sup>th</sup>.

**Committee Reports** *(This item was discussed at 7:25 p.m.)*

There were reports regarding the Teen Center's fundraiser on April 29 at Gelato Fiasco, and the upcoming MRRA TIF Committee meeting.

**MANAGER'S REPORT:**

**Town Council Minutes**

**April 6, 2015**

**Page 3**

- a) **Presentation from Brunswick Downtown Association** *(This item was discussed at 7:28 p.m.)*

This item was removed since the Executive Director of the BDA was unable to attend the meeting.

- b) **Update on the upcoming Frank J. Wood Bridge Projects** *(This item was discussed at 7:28 p.m.)*

Manager Eldridge provided this update.

- c) **Update on the Public Hearing held March 25<sup>th</sup> on the NNEPRA Storm Water Management Law Permit Application** *(This item was discussed at 7:31 p.m.)*

Manager Eldridge provided this update.

- d) **Report on nominations for the MMA Executive Committee and Vice President** *(This item was discussed at 7:33 p.m.)*

Manager Eldridge provided this update.

- e) **Update on status of quiet zones** *(This item was discussed at 7:33 p.m.)*

Manager Eldridge provided this update.

Councilor Richardson, Councilor Millett, Councilor Harris, and Councilor K. Wilson asked questions, to which Manager Eldridge responded.

Councilor S. Wilson spoke regarding this item.

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

**PUBLIC HEARING**

29. **The Town Council will hear public comments on a renewal special amusement license application, and will take any appropriate action. (Manager)** *(This item was discussed at 7:49 p.m.)*

**Special Amusement  
Byrnes Irish Pub LLC.  
D/B/A: Byrnes Irish Pub LLC  
16 Station Avenue**

**Joe Byrnes**

Chair Brayman opened the public hearing.

**Town Council Minutes**

**April 6, 2015**

**Page 4**

Fran Smith, Town Clerk, introduced this item.

Chair Brayman closed the public hearing.

**Councilor Perreault moved, Councilor Millett seconded, to approve a renewal special amusement license application for Byrnes Irish Pub, located at 16 Station Avenue. The motion carried with nine (9) yeas.**

30. **The Town Council will hear public comments on a new alcoholic beverage license application, and will take any appropriate action. (Manager) (This item was discussed at 7:52 p.m.)**

**Full Time Spirituous, Vinous & Malt  
BAT LLC  
D/B/A: McAvoy's on the Green  
165 River Road**

**Timothy T. Kavanaugh**

Chair Brayman opened the public hearing.

Ms. Smith introduced this item.

**Mr. Troy Kavanaugh**, owner, spoke regarding this item.

Chair Brayman closed the public hearing.

**MOTION:**

**Councilor Perreault moved, Councilor Richardson seconded, to approve a new alcoholic beverage license application for McAvoy's on the Green located at the Brunswick Golf Club, 165 River Road, to include a Golf Course mobile cart. The motion carried with nine (9) yeas.**

**NEW BUSINESS**

31. **The Town Council will consider setting a public hearing for April 27, 2015, for amendments to the Municipal Code of Ordinance, Chapter 15 "Traffic and Vehicles" Article VI "Stopping, Standing, Parking" Section 15-76, regarding proposed changes to on-street parking regulations for the west side of Federal Street, which would allow a sharrow and bike lane, and will take any appropriate action. (Councilor K. Wilson) (This item was discussed at 7:53 p.m.)**

Councilor K. Wilson introduced this item.

**MOTION**

**Councilor K. Wilson moved, Councilor Millett seconded, to set a public hearing for April 27, 2015, for amendments to the Municipal Code of Ordinance, Chapter 15 "Traffic and Vehicles" Article VI "Stopping, Standing, Parking" Section 15-76, regarding proposed**

**changes to on-street parking regulations for the west side of Federal Street to allow a sharrow and bike lane.**

**Richard Cromwell**, Vice Chair of the Bicycle and Pedestrian Advisory Committee, spoke regarding this item.

**Richard Fisco**, 2 Lincoln Street, asked a question, to which Mr. Cromwell responded.

Councilor Perreault, Councilor Walker, Councilor Millett, and Councilor Watson asked questions, to which Mr. Cromwell responded.

Council discussion

Councilor Millett spoke regarding this item.

**VOTE ON MOTION:**

**Councilor K. Wilson moved, Councilor Millett seconded, to set a public hearing for April 27, 2015, for amendments to the Municipal Code of Ordinance, Chapter 15 “Traffic and Vehicles” Article VI “Stopping, Standing, Parking” Section 15-76, regarding proposed changes to on-street parking regulations for the west side of Federal Street to allow a sharrow and bike lane. The motion carried with nine (9) yeas.**

32. **The Town Council will consider accepting the proposed Captain William A. Fitzgerald USN, Recreation and Conservation Area Management Plan and adding it to the Recreation, Trails and Open Space Management Plan for Public Benefit Conveyances from the BNAS property, and take any appropriate action. (Councilor Walker and Councilor Watson) *(This item was discussed at 8:11 p.m.)***

Councilor Walker and Councilor Watson introduced this item.

**MOTION:**

**Councilor Walker moved, Councilor Watson seconded, to accept the proposed Captain William A. Fitzgerald USN, Recreation and Conservation Area Management Plan and to add it to the Recreation, Trails and Open Space Management Plan for Public Benefit Conveyances from the BNAS property, with the clear understanding there is no funding commitment being made by the Council at this time.**

There were no public comments.

Council discussion

Councilor Millett asked a question, to which Councilor Walker responded.

Councilor Harris spoke regarding this item.

**Town Council Minutes**

**April 6, 2015**

**Page 6**

Chair Brayman spoke regarding this item and asked questions, to which Councilor Walker responded.

Councilor Watson, Councilor Perreault, and Councilor S. Wilson spoke regarding this item.

**VOTE ON MOTION:**

**Councilor Walker moved, Councilor Watson seconded, to accept the proposed Captain William A. Fitzgerald USN, Recreation and Conservation Area Management Plan and to add it to the Recreation, Trails and Open Space Management Plan for Public Benefit Conveyances from the BNAS property, with the clear understanding there is no funding commitment being made by the Council at this time. The motion carried with eight (8) yeas. Chair Brayman was opposed.**

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

- 33. The Town Council will consider adopting “A Resolution Authorizing the Acceptance and Expenditure of Community Development Block Grant Fund for Projects to be Undertaken by the Greater Brunswick Housing Corporation,” and will take any appropriate action. (Manager) *(This item was discussed at 8:25 p.m.)***

Linda Smith, Business Development Manager, introduced this item.

Councilor Millett asked questions, to which Ms. Smith responded.

**John Hodge**, Greater Brunswick Housing Corporation Executive Director, spoke regarding this item.

Councilor S. Wilson, Councilor Perreault, and Councilor Millett asked questions, to which Mr. Hodge responded.

**Richard Fisco**, 2 Lincoln Street, spoke regarding this item.

**MOTION:**

**Chair Brayman moved, Councilor Watson seconded, to adopt “A Resolution Authorizing the Acceptance and Expenditure of Community Development Block Grant Fund for Projects to be Undertaken by the Greater Brunswick Housing Corporation.”**

Council discussion

Councilor Perreault, Councilor S. Wilson, and Councilor Millett spoke regarding this item.

**VOTE ON MOTION:**

**Chair Brayman moved, Councilor Watson seconded, to adopt “A Resolution Authorizing the Acceptance and Expenditure of Community Development Block Grant Fund for Projects to be Undertaken by the Greater Brunswick Housing Corporation.” The motion carried with nine (9) yeas.**

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

34. **The Town Council will consider granting an easement to allow Maine Natural Gas to install a line across town property between Huckleberry Lane and Hovey Lane, and will take any appropriate action. (Manager) *(This item was discussed at 8:47 p.m.)***

Manager Eldridge introduced this item.

Steve Langsdorf, Town Attorney, spoke regarding this item.

**MOTION:**

**Chair Brayman moved, Councilor Millett seconded, to grant an easement to allow Maine Natural Gas to install a line across town property between Huckleberry Lane and Hovey Lane.**

Discussion of Council

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

**VOTE ON MOTION**

**Chair Brayman moved, Councilor Millett seconded, to grant an easement to allow Maine Natural Gas to install a line across town property between Huckleberry Lane and Hovey Lane. The motion carried with (9) yeas.**

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

35. **The Town Council will consider reaffirming their position from the 2007-2008 Budget not to fund social service agencies, and will take any appropriate action. (Manager) *(This item was discussed at 7:52 p.m.)***

Manager Eldridge introduced this item.

**TABLING MOTION:**

**Councilor Millett moved, Councilor Walker seconded, to table this item indefinitely. The motion failed with four (4) yeas. Councilor Watson, Councilor S. Wilson, Councilor Perreault, Councilor Richardson, and Chair Brayman were opposed.**

**MOTION:**

**Councilor Perreault moved, Councilor Millett seconded, to set up a Council committee to determine a process the Town could use if it chooses to fund social service agency requests in the future.**

Councilor S. Wilson, Chair Brayman, and Councilor Millett spoke regarding this item.

Manager Eldridge spoke regarding this item.

**AMENDMENT:**

**Councilor Richardson moved, Councilor S. Wilson seconded, to amend the motion to refer this issue to the Finance Committee instead of creating another Council committee.**

Ethan Minton, Program Director for the MidCoast Hunger Prevention Program, spoke in support of the Council funding requests based on merits of the requests.

**VOTE ON AMENDMENT:**

**Councilor Richardson moved, Councilor S. Wilson seconded, to amend the motion to refer this issue to the Finance Committee instead of creating another Council committee. The motion carried with (8) yeas. Councilor Perreault was opposed.**

**VOTE ON AMENDED MOTION:**

**Councilor Perreault moved, Councilor Millett seconded, to have the Finance Committee determine a process the Town could use if it chooses to fund social service agency requests in the future. The motion carried with seven (7) yeas. Councilor Watson and Councilor Perreault were opposed.**

36. **The Town Council will consider appointments to the Town's Boards and Committees, and will take any appropriate action. (Appointments Committee) (This item was discussed at 9:09 p.m.)**

Councilor Millett made the following nominations:

Assessment Review Board

Tyler Zamore for a term to expire on 01/1/2017

Conservation Commission

Sarah Carr for a term to expire on 05/01/2018

Downtown and Outer Pleasant Street Implementation Committee

Margo Knight for reappointment as a citizen member for a term to expires 12/01/2017

Personnel Board

Arthur Boulay for reappointment as a full member for a term to expire on 01/12/2018

William Guindon Jr. for reappointment as a full member for a term to expire on 01/12/2018

Recreation Commission

Eric Foushee for a term to expire on 07/01/2016

Sewer District Board of Trustees

Doug Rice for reappointment for a term to expire on 04/01/2018

There was another applicant for this Board, Michael Lawler, who was a great candidate, but there was only one vacancy available.

**Town Council Minutes**

**April 6, 2015**

**Page 9**

The Council supported the above slate with a unanimous vote.

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

The meeting adjourned at 9:13 p.m.

**PLEASE NOTE: THESE MINUTES ARE ACTION MINUTES. THE ENTIRE MEETING CAN BE VIEWED AT [WWW.BRUNSWICKME.ORG](http://WWW.BRUNSWICKME.ORG).**

*Frances M. Smith*

*Town Clerk*

*April 17, 2015*

April 27, 2015

*Date of Approval*

---

*Council Chair*