

Approved
BRUNSWICK TOWN COUNCIL
Minutes
October 5, 2015
Executive Session – 6:15 P.M.
Regular - 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; Steve Langsdorf, Town Attorney; Dan Devereaux, Marine Resources Officer/Harbor Master; Julie Henze, Finance Director; Linda Smith, Business Development Manager; Terry Goan, Police Officer; and TV video crew

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

Executive Session: Consultation with legal counsel regarding MRRA versus Town of Brunswick [1 M.R.S.A. §405(6)(E)] and a personnel matter [1 M.R.S.A. §405(6)(A)]

Chair Brayman moved, Councilor Harris seconded, to go into executive session for Consultations with legal counsel regarding MRRA versus Town of Brunswick per 1 M.R.S.A. §405(6)(E) and a personnel matter 1 M.R.S.A §405(6)(A). The motion carried with nine (9) yeas.

MEETING RESUMES

Chair Brayman resumed the meeting and led the Pledge of Allegiance.

Adjustments to Agenda:

- To add item 104 and to do this item prior to the public hearings
- To take up item 101 immediately following item 104
- To add an executive session regarding union negotiations, at the end of the meeting
- To move item 100 to the last action item, with the possibility it will be tabled until the next meeting

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CONSENT AGENDA *(This item was discussed at 7:05 p.m.)*

- a) Approval of the Minutes of September 21, 2015**
- b) Appointment of Fran Smith as Warden and Elin Gould, Sara King, and Joe Zrioka as Deputy Wardens for the November 3, 2015 Election**
- c) Approval of the Election Warrant for November 3, 2015**
- d) Appointment of the Voter Registration Appeals Board**

Councilor Millett requested item CA-b be voted on separately from the rest of the Consent Agenda.

Councilor Richardson moved, Councilor K. Wilson seconded, to approve the Consent Agenda Items a, c, and d. The motion carried with nine (9) yeas.

Councilor Richardson moved, Councilor Watson seconded, to approve Consent Agenda Item b. The motion carried with eight (8) yeas. Councilor Millett was opposed.

(A copy of Item CA-c, the Election Warrant, will be attached to the official minutes.)

Public Comments

Rudi Smith, Mast Lane, provided a letter regarding his support of Solarize Brunswick.

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

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

Chair Brayman announced a Spindleworks event at the Curtis Memorial Library on October 6th. She also spoke of the success of a local company, Terra Speakers, that upgraded a cathedral sound system where the Pope held Mass during his recent visit to the United States.

Committee Reports *(This item was discussed at 7:14 p.m.)*

Reports were given on the following: Recycling and Sustainability Committee, Regional Shellfish Group, and the Cumberland County Finance Committee.

MANAGER'S REPORT:

- a) Update on Solarize Brunswick** *(This item was discussed at 7:23 p.m.)*

Linda Smith, Business Development Manager, spoke regarding this item. She responded to questions from Councilor Millett.

Councilor Richardson and Councilor Walker spoke regarding this item.

- b) Sewer District Election update** *(This item was discussed at 7:32 p.m.)*

Lenny Blanchette, from the Sewer District, provided this update.

- c) **Absentee ballot reminder** (*This item was discussed at 7:34 p.m.*)

Town Clerk Fran Smith spoke regarding this item.

- d) **Discussion of CIP process for upcoming budget year** (*This item was discussed at 7:35 p.m.*)

Manager Eldridge spoke regarding this item.

- e) **River Road update** (*This item was discussed at 7:36 p.m.*)

Manager Eldridge spoke regarding this item.

- f) **(ADDED) Reminder of Fire Prevention Open House** (*This item was discussed at 7:39 p.m.*)

Manager Eldridge spoke regarding this item.

PUBLIC HEARINGS

97. **The Town Council will hear public comments on applications for Special Amusement Licenses, and will take any appropriate action. (Manager)** (*This item was discussed at 7:55 p.m.*)

Special Amusement

AKI, LLC

D/B/A: AKI Japanese Cuisine

94 Maine Street

Tina & Laura Cigri/V. Ly & B Liu

Frontier Group

D/B/A: Frontier

14 Maine Street

Michael Gilroy

Nelson Moody

D/B/A: Yankee Lanes

276 Bath Road

Nelson Moody

Chair Brayman opened the public hearing.

Fran Smith spoke regarding this item.

Chair Brayman closed the public hearing.

Councilor Walker moved, Councilor Watson seconded, to approve the following applications for Special Amusement Licenses: AKI Japanese Cuisine, located at 94 Maine Street; Frontier, located at 14 Maine Street; and Yankee Lanes, located at 276 Bath Road. The motion carried with nine (9) yeas.

98. The Town Council will hear public comments for “An Ordinance Authorizing the Replacement and Upgrade of the Boiler and Domestic Hot Water System at Brunswick High School, With Total Project Costs Not to Exceed \$575,000 (plus any other costs authorized hereunder), and Further Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$575,000 (plus cost of issuance), plus any Additional Appropriation Authorized Hereunder,” and will take any appropriate action. (Manager) (*RESCHEDULED FROM SEPTEMBER 21st MEETING*) (*This item was discussed at 7:57 p.m.*)

Chair Brayman opened the public hearing.

Manager Eldridge spoke regarding this item.

Paul Caron, Facilities Director for School Department, and **Michael O’Brien**, Siemen’s, made a presentation.

Paul Perzanoski spoke regarding this item.

School staff responded to questions from Councilor Millett, Councilor Watson, Councilor Perreault, Councilor Harris, Councilor Richardson, Chair Brayman, Councilor S. Wilson and Councilor Walker.

The following members of the public spoke on this item:

- **Richard Fisco**, 2 Lincoln Street,
- **Richard Ellis**, 231 Adams Road and School Board member
- **Sue Stableford**, 12 Larkspur Lane

Chair Brayman closed the public hearing.

MOTION 1

Councilor Richardson moved, Councilor K. Wilson seconded, to suspend the Council rules to vote on this item tonight. The motion carried with six (6) yeas. Councilor Millett, Councilor Harris, and Councilor Perreault were opposed.

MOTION 2

Councilor Richardson moved, Councilor Walker seconded, to adopt “An Ordinance Authorizing the Replacement and Upgrade of the Boiler and Domestic Hot Water System at Brunswick High School, With Total Project Costs Not to Exceed \$575,000 (plus any other costs authorized hereunder), and Further Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$575,000 (plus cost of issuance), plus any Additional Appropriation Authorized Hereunder.”

A Council discussion on the motion was held with Councilor S. Wilson, Councilor K. Wilson, Councilor Millett, Councilor Harris, Councilor Richardson, Councilor Walker, Councilor Perreault, Councilor Watson, and Chair Brayman speaking.

VOTE ON MOTION 2

Councilor Richardson moved, Councilor Walker seconded, to adopt “An Ordinance Authorizing the Replacement and Upgrade of the Boiler and Domestic Hot Water System at Brunswick High School, With Total Project Costs Not to Exceed \$575,000 (plus any other costs authorized hereunder), and Further Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$575,000 (plus cost of issuance), plus any Additional Appropriation Authorized Hereunder.” The motion carried with seven (7) yeas. Councilor Harris and Councilor Millett were opposed.

Councilor Richardson left the meeting after the vote on this item.

NEW BUSINESS

99. The Town Council will consider a recommendation from the Rivers and Coastal Waters Commission regarding setting mooring fees in the amount of \$25 for resident, private, commercial, or rental moorings, and \$50 for nonresidents, and will take any appropriate action. (Councilor S. Wilson and Councilor Walker) *(This item was discussed at 9:30 p.m.)*

Councilor Walker and Councilor S. Wilson introduced this item.

Mark Worthing, Chair of RCWC, spoke regarding this item, and responded to questions from Councilor Millett and Councilor Harris.

Councilor K. Wilson, Councilor Millett, Councilor Perreault, Chair Brayman, and Councilor Watson spoke regarding this item.

Councilor Walker moved, Councilor Watson seconded, to direct staff to draft ordinance amendments to reflect the original staff proposal (\$50 - resident, \$100 – nonresident, \$15 commercial moorings, and \$25 residential mooring field).

After discussion, Councilor Walker and Councilor Watson withdrew the motion.

100. The Town Council will discuss the draft “Social Services Funding Policy,” and determine if any future action is required. (Councilor Perreault, Councilor Harris, and Councilor K. Wilson)

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

101. The Town Council will consider adopting “A Resolution Authorizing an Appropriation and Grant of up to \$200,000 from Available Tax Increment Financing Proceeds to the Midcoast Regional Redevelopment Authority,” and will take any appropriate action. (Councilor Watson, Councilor Perreault, and Councilor Harris) *(This item was discussed at 7:46 p.m.)*

This item was discussed after Item 104

Manager Eldridge spoke regarding this item.

Councilor Watson and Councilor Perreault spoke regarding this item.

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

Councilor Perreault moved, Councilor Watson seconded, to adopt “A Resolution Authorizing an Appropriation and Grant of up to \$200,000 from Available Tax Increment Financing Proceeds to the Midcoast Regional Redevelopment Authority.” The motion carried with nine (9) yeas.

102. The Town Council will consider setting a public hearing for October 19, 2015, on a “Resolution Amending the 2015-16 Budget to Appropriate \$136,481 for the Purpose of Funding the Vehicle and Equipment Reserve Funds,” and to adopt “An Order Authorizing the Town Manager to Execute a Contract for the Purchase of a Sidewalk Tractor,” and will take any appropriate action. (Manager) *(This item was discussed at 10:02 p.m.)*

Manager Eldridge introduced this item.

Councilor Millett moved, Councilor Walker seconded, to set a public hearing for October 19, 2015, on “Resolution Amending the 2015-16 Budget to Appropriate \$136,481 for the Purpose of Funding the Vehicle and Equipment Reserve Funds” and adopt “An Order Authorizing the Town Manager to Execute a Contract for the Purchase of a Sidewalk Tractor.” The motion carried with eight (8) yeas.

103. 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 10:10 p.m.)*

Councilor Millett made the following nominations:

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- Village Review Board - Karen Topp
- Downtown and Outer Pleasant Street Master Plan Implementation Committee - Lori Bourgeois as Downtown Business Owner
- Zoning Board of Appeals - Robert Thompson

The Council supported these nominations unanimously.

- 104. (ADDED) The Town Council will consider adopting “An Order Authorizing the Town Manager to Execute a Memorandum of Agreement with the MidCoast Regional Redevelopment Authority to Settle Litigation,” and will take any appropriate action. (Manager) (This item was discussed at 7:40 p.m.)**

(This item was done prior to the Public Hearings.)

Manager Eldridge spoke regarding this item.

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

Chair Brayman moved, Councilor Richardson seconded, to adopt "An Order Authorizing the Town Manager to Execute a Memorandum of Agreement with the MidCoast Regional Redevelopment Authority to Settle Litigation. The motion carried with nine (9) yeas.

(A copy of the agreement and order will be attached to the official minutes.)

(ADDED) Executive Session: Union Negotiations [1 M.R.S.A. §405(6)(D)]

Councilor Watson moved, Councilor Perreault seconded, to go into executive session regarding union negotiations per 1 M.R.S.A. §405(6)(D). The motion carried with eight (8) yeas.

Councilor K. Wilson moved, Councilor Millett seconded, to adjourn the meeting. The motion passed with eight (8) yeas.

The meeting adjourned at 10:20 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
October 9, 2015

October 19, 2015
Date of Approval

Council Chair