

**Approved
BRUNSWICK TOWN COUNCIL
Minutes
June 6, 2016
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, Kathy Wilson and Alison Harris

Councilors Absent: None

Town Staff Present: John S. Eldridge, III, Town Manager; Fran Smith, Town Clerk; Derek Scrapchansky, Assistant Town Manager; Linda Smith, Business Development Manager; Anna Breinich, Director of Planning and Development; Julia Henze, Finance Director; Jared Woolston, Town Planner; and TV video crew

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

Adjustments to Agenda: none

CONSENT AGENDA *(This item was discussed at 7:01 p.m.)*

- a) **Approval of the Minutes of May 12, 2016**
- b) **Approval of the Minutes of May 16, 2016**
- c) **Approval of the Minutes of May 26, 2016**
- d) **Approval of a tax abatement relative to personal property for B & L Hardwood Floors**

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

(A copy of CA-d will be attached to the official minutes.)

Public Comments *(This item was discussed at 7:02 p.m.)*

Richard Fisco, 2 Lincoln Street, spoke regarding the budget and items he did not want included in the approved budget. He disagreed with the 3.5 percent increase. He is requesting the salary for each of the school employees.

Town Council Minutes

June 6, 2016

Page 2

Wendy Walsh, 941 Mere Point Road, and **Heather Osterfeld**, 11 Wild Aster Lane, read a letter regarding the property at 946 Mere Point Road and their group's concerns with it becoming a public access property.

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

Councilor Walker responded to their comments.

Amanda Bunker, Conservation Commission Chair, made a brief presentation of their activities over the past year.

Councilor Walker asked Ms. Bunker the status regarding ATV use on the Captain Fitzgerald's property and she responded she was unsure.

Jane Arbuckle, 22 Meadowbrook Road, spoke about the property on Mere Point and agreed with some of the neighborhood group's concerns. She did add this was a rare opportunity to have a piece of land on the water that will not bother the neighbors.

Correspondence *(This item was discussed at 7:21 p.m.)*

Councilor K. Wilson spoke regarding the calls she received on the school budget, and others on how nice the new Bangor Saving Bank looks.

Councilor A. Harris spoke regarding the upcoming public art reception at the Recreation Department. Brunswick Public Art installed art at the Coffin Pond Bridge, which is off Harpwell Road. Saturday is Shop Downtown Day and AMTRAK will have an antique train at the station this Saturday.

Councilor Perreault spoke regarding a phone call he received about Portland Pie's outdoor seating issues.

Councilor Walker spoke regarding a citizen concerned with political signs in the right-of-way, browntail moths, and a public meeting request for the Miller Point property.

Chair Brayman said there was interest in having a nonprofit sailing school at the Mere Point site. The Town should further study this location.

Manager Eldridge, Councilor S. Wilson, Chair Brayman, Councilor K. Wilson, Councilor D. Harris, Councilor Walker, Councilor Watson and Councilor Perreault spoke regarding the Mere Point property.

COMMITTEE REPORTS *(This item was discussed at 7:40 p.m.)*

- **Bicycle and Pedestrian Advisory Committee**
- **Brunswick Development Corporation**
- **Human Rights Task Force**

Town Council Minutes

June 6, 2016

Page 3

- **Recycling & Sustainability Committee**
- **Rivers and Coastal Waters Commission**

Reports were made on the above committees.

MANAGER'S REPORT

a) Bowdoin College - President Clayton Rose *(This item was discussed at 7:47 p.m.)*

Manager Eldridge introduced **President Clayton Rose**, who spoke regarding the College's activities.

Manager Eldridge thanked Katherine Longley for all her hard work at Bowdoin and the relationship built with the Town.

b) Project Tracking Report *(This item was discussed at 7:53 p.m.)*

Manager Eldridge spoke regarding this item.

c) Election reminder for June 14th Primary and School Budget Validation Referendum
(This item was discussed at 7:56 p.m.)

Manager Eldridge and Fran Smith, Town Clerk, spoke regarding this item.

Councilor S. Wilson and Councilor K. Wilson spoke regarding the second ballot question.

d) School Project update *(This item was discussed at 8:03 p.m.)*

Bill Thompson, Chair of School Board, spoke regarding this item. He responded to questions from Councilor S. Wilson and Councilor Millett.

Councilor K. Wilson and Councilor Millett spoke regarding this item.

e) Report on Pleasant Street traffic signals *(This item was discussed at 8:14 p.m.)*

Manager Eldridge spoke regarding this item and responded to questions from Councilor Millett and Councilor S. Wilson.

Councilor Perreault spoke regarding this item.

PUBLIC HEARING

65. The Town Council will hear public comments on special amusement license applications, and will take any appropriate action. (Manager) *(This item was discussed at 8:18 p.m.)*

Special Amusement

MCM Corp

D/B/A: Pancho Villa

164 Pleasant Street

Fernando Saldano

Lemongrass

D/B/A: Lemongrass

212E Maine Street

Hung Alan Hoang

Chair Brayman opened the public hearing.

Ms. Smith spoke regarding this item and responded to a question from Councilor K. Wilson.

Councilor Walker moved, Councilor Perreault seconded, to approve special amusement license applications for Pancho Villa, located at 164 Pleasant Street, and Lemongrass, located at 212E Maine Street. The motion carried with nine (9) yeas.

- 66. The Town Council will hear public comments on amendments to the Zoning Ordinance relative to Chapter Four (Development Review), Sections 401 (Applicability) and 402 (Development Review Classifications and Thresholds to Require Review of Filling and Earthmoving Activities within the NRPZ) on an emergency and regular basis, in addition to repealing the Moratorium on New Development in the Natural Resource Protection Zone as part of this public hearing, and will take any appropriate action. (Planning Board) (This item was discussed at 10:18 p.m.)**

This item was discussed after the tabled item, #57

Chair Brayman opened the public hearing.

Jared Woolston, Town Planner, made a presentation.

Manager Eldridge and Mr. Woolston responded to a question from Councilor D. Harris.

Councilor Walker asked questions, to which Mr. Woolston responded.

Councilor Perreault had a question, to which Manager Eldridge and Ms. Breinich responded.

Bruce Myer, Gurnet Road, spoke regarding this item.

Without objection, the Council suspended the Council Rules to allow them to vote on this item tonight.

Councilor A. Harris, Councilor S. Wilson, and Councilor Perreault spoke regarding this item.

Councilor Walker moved, Councilor Watson seconded, to adopt amendments to the Zoning Ordinance relative to Chapter Four (Development Review), Sections 401 (Applicability) and 402 (Development Review Classifications and Thresholds to Require Review of Filling and Earthmoving Activities within the NRPZ), on an emergency and regular basis, and to repeal the Moratorium on New Development in the Natural Resource Protection Zone. Both sections of this motion will be effective immediately upon the approval of the Zoning ordinance changes by the Department of Environmental Protection as required by state law. The motion carried with nine (9) yeas.

(A copy of the ordinance and the repealed moratorium will be attached to the official minutes.)

TABLED ITEM

- 57. The Town Council will consider “A Resolution Expressing the Town Council’s Support for the Maine Department of Transportation’s Proposal to Replace the Frank J. Wood Bridge”, and will take any appropriate action. (Manager) *(This item was discussed at 8:20 p.m.)***

(This item was completed prior to item 66.)

Manager Eldridge introduced this item.

Councilor Walker asked questions, to which Manager Eldridge responded.

Councilor A. Harris, Chair Brayman, Councilor S. Wilson, Councilor Walker, Councilor K. Wilson, and Councilor D. Harris spoke regarding this item.

Public comments were made by the following people:

Scott Hanson, spokesperson for Friends of Frank J. Wood bridge

Claudia Knox, 36 Cumberland Street

Michael Feldman, Chairman of BDA, Brunswick resident

Mary Alice Treworgy, 37 Sparwell Lane

Phinney White, 67 Bridge Street, Topsham, read a letter from his father, Houghton White

Nancy Randolph, Topsham resident

Brooks Stoddard, 171 Bunganuc Road

Bruce Van Note, 15 Elm Street, Topsham

John Shattuck, Topsham Director of Economic Development

Rick Quesada, Fore River Company, 46 Church Road, Brunswick

Steve Stern, 295 Bunganuc Road

Anne Carroll, 24 Summer Street, Topsham

Steve Hinchman, Attorney, West Bath, working with friends of Frank J. Wood bridge

Charles Carroll, 24 Summer Street, Topsham

Richard Fisco, 2 Lincoln Street

Betty Hanks Leonard, Brunswick

Paul Hollingsworth, Brunswick, owner of Henry and Marty’s Restaurant

Chair Brayman closed public comments.

Councilor Watson and Councilor Perreault spoke regarding this item.

Councilor Perreault moved, Councilor K. Wilson seconded, to adopt the revised “Resolution Expressing the Town Council’s Support for the Maine Department of Transportation’s Proposal to Replace the Frank J. Wood Bridge.”

Councilor K. Wilson, Councilor A. Harris, and Councilor Millett spoke regarding the motion.

Councilor D. Harris moved, Councilor Walker seconded, that the motion on the floor be amended as follows: that the clause “now therefore be it resolved” be deleted, and in the second clause delete “be it further resolved” and replace with “now therefore be it resolved that to ensure the final decision with respect to the bridge best meets the public’s transportation needs”, delete “design for a new” and substitute “decision with respect to the bridge”, and in the last line delete “optimize the final design of a new bridge” and insert “decide the future of the bridge”.

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

Manager Eldridge spoke regarding this item.

Councilor Walker asked a question, to which Manager Eldridge responded.

Councilor Walker moved, Councilor Millett seconded, to table the motion until such time as adequate information is available.

Councilor Perreault, Councilor K. Wilson, Councilor D. Harris, Councilor S. Wilson, Councilor Walker, Councilor A. Harris, and Chair Brayman spoke on tabling the motion.

Councilor Walker moved, Councilor Millett seconded, to table until such time as adequate information is available. The motion carried with five (5) yeas. Councilor S. Wilson, Councilor K. Wilson, Councilor A. Harris, and Councilor Perreault were opposed.

NEW BUSINESS

67. **The Town Council will consider adopting “An Ordinance Authorizing the Removal and Replacement of Exterior Trim Elements of the Brunswick Town Hall, with Total Project Costs Not to Exceed \$200,000 (plus any other costs authorized hereunder), and Further Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$200,000 (plus cost of issuance), plus any Additional Appropriation Authorized Hereunder,” and will take any appropriate action. (Manager) *(This item was discussed at 10:46 p.m.)***

Councilor Perreault made a motion to table items 67 through 71 that was not seconded.

Manager Eldridge spoke regarding this item.

Councilor Walker moved, Councilor Watson seconded, to adopt “An Ordinance Authorizing the Removal and Replacement of Exterior Trim Elements of the Brunswick Town Hall, with Total Project Costs Not to Exceed \$200,000 (plus any other costs authorized hereunder), and Further Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$200,000 (plus cost of issuance), plus any Additional Appropriation Authorized Hereunder.” The motion carried with eight (8) yeas. Councilor Perreault was opposed.

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

68. The Town Council will consider setting a public hearing for June 20, 2016, on an amendment to the “First Amendment for the Brunswick Landing II Omnibus Municipal Development and Tax Increment Financing District,” and will take any appropriate action. (Manager) *(This item was discussed at 10:45 p.m.)*

Manager Eldridge spoke regarding items 68 and 69.

Councilor S. Wilson moved, Councilor Watson seconded, to set a public hearing for June 20, 2016, on amendments to the “First Amendment for the Brunswick Landing II Omnibus Municipal Development and Tax Increment Financing District.” The motion carried with nine (9) yeas.

69. The Town Council will consider setting a public hearing for June 20, 2016, on an amendment to the “First Amendment for the Brunswick Executive Airport II Omnibus Municipal Development and Tax Increment Financing District,” and will take any appropriate action. (Manager) *(This item was discussed at 10:46 p.m.)*

Councilor S. Wilson moved, Councilor Watson seconded, to set a public hearing for June 20, 2016, on amendments to the “First Amendment for the Brunswick Executive Airport II Omnibus Municipal Development and Tax Increment Financing District.” The motion carried with nine (9) yeas.

70. The Town Council will hear information regarding the MRRA Credit Enhancement Agreement (CEA), and may take action at the June 20, 2016 meeting. (Manager) *(This item was discussed at 10:50 p.m.)*

Manager Eldridge spoke about this item.

71. 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 10:51 p.m.)*

Councilor K. Wilson made the following nominations:

Town Council Minutes

June 6, 2016

Page 8

Conservation Commission

Thomas Rumpf – reappointment with a term to expire on 05/01/2019

Davis Fund Committee

John Donovan - reappointment with a term to expire on 06/30/2019

Don Kniseley– reappointment with a term to expire on 06/30/2019

Personnel Board

Marybeth Latti – moved from alternate to full member for the remainder of her term to expire on 01/12/2018

Virginia Van Slyck – as alternate for a balance of a term to expire on 01/12/2017

Recreation Commission

Michael Lyne – reappointment with a term to expire on 07/01/2019

Eric Foushee – reappointment with a term to expire on 07/01/2019

Zoning Board of Appeals

Arthur Boulay – new associate member with a balance of a term to expire on 07/01/2018

The nominations were supported unanimously by the Council.

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

The meeting adjourned at 10:52 p.m.

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

Frances M. Smith

Town Clerk

June 28, 2016

July 18, 2016

Date of Approval

Council Chair