

Approved
BRUNSWICK TOWN COUNCIL
Minutes
March 2, 2020
Executive Session – 6:15 P.M.
Regular Meeting - 6:30 P.M.
Council Chamber
Town Hall
85 Union Street

Councilors Present: W. David Watson, Stephen S. Walker, Dan Jenkins, John M. Perreault, Christopher Watkinson, Toby McGrath, James Mason, Kathy Wilson, and Dan Ankeles

Councilors Absent: None

Town Staff Present: John S. Eldridge, III, Town Manager; Debra Blum, Administrative Assistant; Ryan Leighton, Assistant Town Manager; Matt Panfil, Director of Planning and Development; Tom Farrell, Director of Parks and Recreation; Jay Astle, Public Works Director; Ryan Barnes, Town Engineer; Dan Devereaux, Coastal Resources Manager; Dan Sylvain, Harbormaster; Tom Garrepy, Police Commander, and TV video crew

Chair John Perreault called the meeting to order and asked for roll call.

Executive session to discuss acquisition of real property per 1 M.R.S.A. §405(6)(C)

Councilor Wilson moved, Councilor Mason 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 seven (7) yeas. Councilor Jenkins and Councilor Watkinson arrived after the vote.

Meeting resumed at 6:35 p.m.

Chair John Perreault led the Pledge of Allegiance.

Adjustments to Agenda: The Council had no objection to tabling item 32 to March 16, 2020.

Public Comments/Announcements (for items not on the agenda) *(discussed at 6:38 p.m.)*

Richard Fisco, 2 Lincoln Street, asked that the Council limit the budget increase to 3% and exercise common sense.

Lucy Derbyshire, 121 Bowery Street, Bath, reminded Councilors of the many homeless people.

Cody Gillis, Thomas Point Road, commercial harvester and on the Marine Resources Committee, felt that the student harvesters were impacting commercial activity.

Councilor Kathy Wilson and Councilor Chris Watkinson asked questions, to which Mr. Gillis responded.

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Greg Hastings, Falmouth, owner of 3 Business Parkway, believed a retail marijuana store with an 85 car parking lot coming to 4 Business Parkway was an inappropriate use for the Industrial Park, and would like to see more restrictive covenants there.

MANAGER'S REPORT *(discussed at 6:55 p.m.)*

a) Special Referendum Election and Presidential Primary

Manager Eldridge provided information on this item.

b) Police Chief Recruitment

Chief Rizzo will retire on June 30th after a 46 year law enforcement career. Manager Eldridge thanked Chief Rizzo and stated the process for choosing a new Chief is beginning.

c) Codes Enforcement Officer

Jeff Hutchinson recently retired after a 22 year career in Brunswick, and the Town is accepting applications for this position.

d) Assessor

This position has been filled with Taylor Burns, who recently worked in Wells.

e) Police and Communications

Negotiations will begin soon, as these union contracts are up in June. The Town will need a Councilor to serve on the negotiating committee for each union.

f) Cedar Street Parking

The preliminary design has been submitted to the Maine Department of Transportation (MDOT). Staff has had a pre-meeting and a public hearing with neighbors. The Town will be responsible for 20% of the cost (around \$161,000).

g) Maine Street Sidewalks and Streetscape

There was an Open House on February 13, 2020, and the preliminary design is now being worked on. There will be another public session in April.

h) Spring Road Paving

The area around the new Kate Furbish Elementary School, which was not paved last year, will be done in the first round of spring paving.

i) 2021 Budget

There will be a budget workshop Thursday, March 5, 2020, with an overview of the budget.

j) Shellfish Licenses

Town Manager Eldridge informed the Council of the Special Marine Resources Committee meeting to allocate licenses.

PUBLIC HEARING

27. **The Town Council will hear public comments regarding an initial liquor license application, and will take any appropriate action. (Town Manager Eldridge) [\(discussed at 7:08 p.m.\)](#)**

Full-Time Spirituous, Vinous & Malt

**El Tequila Mexican Restaurant of Brunswick, Inc.
D/B/A: El Tequila Mexican Restaurant
32 Bath Road**

Felipe Cruz Diaz

Manager Eldridge introduced this item.

Chair Perreault opened the public hearing.

Felipe Cruz Diaz, owner of El Tequila, said he hopes be open next week.

Councilor Dan Jenkins and Councilor Chris Watkinson commented.

Chair Perreault closed the public hearing.

Councilor Jenkins moved, Councilor Watkinson seconded, to approve a liquor license for El Tequila, 32 Bath Road. The motion carried with nine (9) yeas.

28. **The Town Council will hear public comments regarding proposed text amendments relative to street standards to Chapters 14 and 15 of the Municipal Ordinance, and will take any appropriate action. (Town Manager Eldridge) [\(discussed at 7:11 p.m.\)](#)**

Town Manager Eldridge introduced Ryan Barnes, Town Engineer, to speak about this item.

Chair Perreault opened the public hearing. There were no comments from the public or the Council.

Chair Perreault closed the public hearing.

There were no objections to voting tonight.

Councilor Watkinson moved, Councilor Ankeles seconded, to adopt proposed Municipal

Ordinance text amendments that include changes to Chapter 14 – Article IV – Excavation, Chapter 14 – Article VI – Street Acceptance and Standards, and Chapter 15 – Traffic and Vehicles. The motion carried with nine (9) yeas.

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

29. The Town Council will hear public comments regarding proposed zoning ordinance text amendments to define and allow Environmental Resource Center as a conditional use in the Growth Outdoor (GO) Zoning District, and will take any appropriate action. (Planning Board) [*\(discussed at 7:14 p.m.\)*](#)

Matt Panfil, Director of Planning and Development, presented this item.

Chair Perreault opened the public hearing.

Hearing no questions from the Council or the public, Chair Perreault closed the public hearing.

There was no objection to voting tonight.

Councilor Ankeles moved, Councilor Watkinson seconded, to adopt proposed zoning ordinance text amendments allowing for a new conditional use in the Growth Outdoor (GO) district. The motion carried with nine (9) yeas.

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

NEW BUSINESS

30. The Town Council will consider the following requests for Sellers of Prepared Food on Public Ways licenses for businesses on the Brunswick Mall, and will take any appropriate action. (Town Manager Eldridge) [*\(discussed at 7:16 p.m.\)*](#)

**Danny's Dogs
Taco the Town
Wrappers**

Brunswick Farmers' Market Association

Town Manager Eldridge presented this item.

Councilor Ankeles asked a question, which Manager Eldridge answered.

Councilor Walker moved, Councilor Watson seconded, to approve the following Sellers of Prepared Food on Public Ways licenses on the Brunswick Mall: Danny's Dogs, Taco the Town, Wrappers and the Farmers' Market. The motion carried with nine (9) yeas.

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31. **The Town Council will consider accepting and allowing expenditure of a grant from the Maine Shellfish Restoration and Resilience Fund for \$19,000, and will take any appropriate action. (Marine Resource Committee) ([discussed at 7:18 p.m.](#))**

Dan Devereaux, Coastal Resources Manager, presented this item and explained the grant.

Chair Perreault and Councilor Watkinson asked questions, which Mr. Devereaux answered.

Councilor Wilson commented on this item.

Councilor Walker moved, Councilor Watson seconded, to accept a grant for \$19,000 from the Maine Shellfish Restoration and Resilience Fund, and to authorize expending monies from the grant for the purposed stated. The motion carried with nine (9) yeas.

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

32. **The Town Council will consider “A Resolution Authorizing the Construction and Funding of the Veterans Plaza Memorial, Appropriating Tax Increment Financing Revenues to Fund Replacement of Banner Poles on Maine Street, and Authorizing Acceptance of Contributions to Fund the Costs of the Plaza and to Establish a Permanent Veterans Plaza Trust Fund”, and will take any appropriate action. (Councilor Dave Watson)**

This item was tabled until March

33. **The Town Council will consider the approval of a grant for the use of a personal watercraft through the Public Safety Law Loan Program, and will take any appropriate action. (Brunswick Police Department) ([discussed at 7:26 p.m.](#))**

Commander Tom Garrepy and Marine Warden Dan Sylvain presented this item.

Marine Warden Sylvain answered questions from Chair Perreault, Councilor Watkinson and Councilor Walker.

Councilor Wilson moved, Councilor McGrath seconded, the motion to accept the loan of a personal watercraft through the Public Safety Law Loan Program for the Brunswick Police Department. The motion carried with nine (9) yeas.

34. **The Town Council will consider acceptance of a \$20,000 bequest from the Robert L. Morrell Revocable Trust, and will take any appropriate action. (Town Manager Eldridge) ([discussed at 7:35 p.m.](#))**

Town Manager Eldridge introduced this item.

Councilor Ankeles commented on this item.

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Chair Perreault asked a question, which Manager Eldridge answered,

Julie DeSherbinin, 24 Cedar Street, hoped that some of the bequest could be used for trees on the Cedar Street lot.

Chair Perreault moved, Councilor Wilson seconded, to adopt a “Resolution Establishing the Robert L. Morrell Trust Fund”. The motion carried with nine (9) yeas.

- 35. The Town Council will receive a report from the Recycling & Sustainability Committee, and will take any appropriate action. (Councilor Steve Walker)**
(discussed at 7:40 p.m.)

Councilor Walker introduced the chair of the Recycling & Sustainability Committee, Jen Hicks, and their report “Solid Waste Reduction and Management Plan”.

Chair Jen Hicks and Vice Chair Jamie Ecker made a PowerPoint presentation.

Councilor Mason, Councilor McGrath, Councilor Ankeles, Chair Perreault, Councilor Watkinson, Councilor Watson and Councilor Jenkins asked questions and made comments, which Chair Jen Hicks, Vice Chair Ecker, Town Manager Eldridge, and Director of Public Works Jay Astle answered.

Richard Fisco, 2 Lincoln Street, stated that there was no solution proposed. Education is needed. Wells sorts and sells from a second-hand shop.

Councilor Wilson commented.

- 36. The Town Council will consider appointments to the Town’s Boards and Committees, and will take any appropriate action. (Appointments Committee) *(discussed at 8:46 p.m.)***

Councilor Ankeles introduced the slate of nominees for board and committee appointments.

Village Review Board

Art Boulay for a balance of a 3-year term as a District Representative begin immediately and to expire on October 20, 2022

Bicycle Pedestrian Advisory Committee

Sandra Hodge for a balance of a 3-year term to begin immediately and to expire on June 1, 2022.

Zoning Board of Appeals

Diana Garcia for the balance of a 3-year term as an Associate Member to begin immediately and to expire on July 1, 2022.

Katherine Greason to a full member for a term to expire on July 1, 2021

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The Council approved the slate of nominees unanimously.

CORRESPONDENCE/COMMITTEE REPORTS ([*discussed at 8:48 p.m.*](#))

Reports were given for the following committees: Finance Committee, Comprehensive Plan Steering Committee and the Bicycle & Pedestrian Advisory Committee.

Councilor Walker had correspondence from a resident on Jewell Street regarding an ordinance for barking dogs.

CONSENT AGENDA ([*discussed at 8:48 p.m.*](#))

a) Approval of the minutes of February 18, 2020

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

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

[*The meeting adjourned at 8:52 p.m.*](#)

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

*Debra L. Blum
Administrative Assistant
March 3, 2020*

Date of Approval

Council Chair