

**Approved**  
**BRUNSWICK TOWN COUNCIL**  
**Minutes**  
**April 19, 2022**  
**85 Union Street**  
**6:30 P.M. – Regular Meeting**

**Councilors Present:** W. David Watson, Stephen S. Walker, Abby King, Christopher Watkinson, Sandra Updegraph, Kate Foye, James Mason, Kathy Wilson and Dan Ankeles.

**Councilors Absent:** None

**Town Staff Present:** John S. Eldridge, III, Town Manager; Fran Smith, Town Clerk; Julia Henze, Finance Director; Ryan Leighton, Assistant Town Manager; Sally Costello, Director of Economic Development; and the video crew.

Chair Mason opened the meeting and acknowledged the meeting had been properly noticed. He led the Pledge of Allegiance

**Adjustments to Agenda:** None

**Public Comments:** None

**MANAGER’S REPORT** *(This item was discussed 6:33 p.m.)*

**a) Financial Update**

Manager Eldridge presented this update.

**b) Frank J. Wood Bridge**

Manager Eldridge presented this update.

**c) Pier Moratorium and Regulations**

Manager Eldridge presented this update.

Councilor Walker spoke regarding this item.

**d) Mare Brook Watershed Plan**

Manager Eldridge presented this update.

**e) Solid Waste and Recycling**

Manager Eldridge presented this update.

**f) LED Street Light Conversion**

Manager Eldridge presented this update.

**OLD BUSINESS**

51. **The Town Council will consider action on the “Adoption of the Ordinance Banning the Sale of Flavored Tobacco Products”, and will take any appropriate action. (Councilor Kathy Wilson) ([This item was discussed 6:40 p.m.](#))**

Councilor Wilson introduced this item.

Shawn Lambert, Assistant Superintendent of Schools made a presentation and responded to questions for Chair Mason. Councilor Walker, Councilor Watkinson, Councilor King, Councilor Wilson, Councilor Foye, and Councilor Watson.

Matt Wellington, Public Health Campaigns Director, and Melissa Fochesato, PS-C. Director, Community Health Promotion, spoke regarding this item

**MAIN MOTION**

**Councilor Wilson moved, Councilor Foye seconded, to adopted an “Adoption of the Ordinance Banning the Sale of Flavored Tobacco Products” to include additions to the preamble**

Ryan Bernier, Jenny Station owner, responded to question from Councilor Walker.

All Councilors presented their thoughts on this item.

**AMENDMENT**

**Councilor Watson moved, Councilor King seconded, to amend the motion to exempt those who only allow those over 21 years of age in their shops. The motion failed with four (4) yeas. Councilor Walker, Councilor Updegraph, Councilor Ankles, Councilor Foye, and Councilor Wilson were opposed.**

**Councilor Wilson moved, Councilor Foye seconded, to end debate. The motion carried with nine (9) yeas.**

**Councilor Wilson moved, Councilor Foye seconded, to adopt an “Adoption of the Ordinance Banning the Sale of Flavored Tobacco Products”, to include additions to the preamble. The motion carried with nine (9)**

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

**PUBLIC HEARING**

58. **The Town Council will hear public comments on new liquor license applications, and will take any appropriate action. (Town Clerk) ([This item was discussed 8:12 p.m.](#))**

**Full-Time Vinous & Malt**

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The Butchers & Bakers, LLC  
D/B/A: The Butchers & Bakers  
149 Maine Street

Marissa Stahl-Hodgkins  
Steven Campbell

QH, LLC  
D/B/A: Moody's Retail Dine In -Take Out  
36 Bath Road

Quang Nguyen  
Hoa Truong

Chair Mason opened the public hearing.

Fran Smith, Town Clerk, introduced this item.

Chair Mason closed the public hearing.

**Councilor Watkinson moved, Councilor Foye seconded, to approve initial liquor licenses for The Butchers & Bakers, 149 Maine Street, and Moody's Retail – Dine In – Take Out, 36 Bath Road. The motion carried with nine (9) yeas.**

59. **The Town Council will hear public comments regarding Amendments to the Municipal Code of Ordinances, Chapter 10-26 and corresponding amendments to the Town's Master Schedule of Revenues, Charges, Fees and Fines, Appendix B, and will take any appropriate action. (Town Manager Eldridge) [\*\(This item was discussed 8:14 p.m.\)\*](#)**

Chair Mason opened the public hearing

Manager Eldridge introduced this item and responded to question from Councilor Watkinson and Councilor Walker.

The Council was fine with waiving the rules to allow the vote tonight.

**Councilor Watkinson moved, Councilor Watson seconded, to adopt proposed amendments to Chapter 10, section 26 and corresponding amendments to the Master Schedule of Revenues, Charges, Fees and Fines, Appendix B, of the Municipal Code of Ordinances. The motion carried with eight (8) yeas.**

**Councilor Updegraph had left the meeting and did not vote on any additional items.**

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

60. **The Town Council will hear public comments regarding a "Town of Brunswick Reapportionment Ordinance Establishing New District Boundaries for the Purpose of Electing Municipal Officers and School Board Members", and will take any appropriate action. (Town Clerk) [\*\(This item was discussed 8:30 p.m.\)\*](#)**

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Chair Mason opened the public hearing

Fran Smith, Town Clerk, introduced this item.

Chair Mason closed the public hearing.

The Council was fine with waiving the rules to adopt the ordinance tonight.

**Councilor Wilson moved, Councilor Watkinson seconded, to adopt the “Town Of Brunswick Reapportionment Ordinance Establishing New District Boundaries For The Purpose Of Electing Municipal Officers And School Board Members.” The motion carried with nine (9) yeas.**

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

**NEW BUSINESS**

- 61. The Town Council will consider an annual proclamation in support of Poem in Your Pocket Day, and will take any appropriate action. (Town Clerk) [\*\(This item was discussed 8:34 p.m.\)\*](#)**

Kathy Koerber, coordinator for Poem in Your Pocket, introduced this item.

Councilor Watkinson and Councilor Watson spoke regarding this item.

**Councilor Watkinson moved, Councilor Foye seconded, Motion to adopt the “Poem in Your Pocket Proclamation” for 2022. The motion carried with eight (8) yeas.**

**Councilor Updegraph left the meeting prior to this vote.**

- 62. The Town Council will consider an application and a fee waiver for an event on the Town Mall requested by the Merrymeeting Chapter of Trout Unlimited, and will take any appropriate action. (Town Clerk) [\*\(This item was discussed 8:42 p.m.\)\*](#)**

Fran Smith introduced this item.

Mr. Bush, representing the Merrymeeting Chapter, spoke regarding this item.

Councilor Wilson, Councilor Foye, and Councilor Walker spoke regarding this item.

Bradshaw Swanson spoke regarding this item.

**Chair Mason moved, Councilor Watson seconded, to approve Trout Unlimited’s proposed event on the Mall and to waive the fee. The motion carried with eight (8) yeas.**

63. The Town Council will consider approving the following requests for Sellers of Prepared Food on Public Ways licenses for outdoor seating, and will take any appropriate action. (Town Clerk) ([\*This item was discussed 8:57 p.m.\*](#))

**Bombay Mahal, 99 Maine Street  
Broadway Deli, 142 Maine Street  
Byrnes Irish Pub, 16 Station Avenue, Suite 102  
Gelato Fiasco, 74 Maine Street  
Little Dog Coffee Shop, 87 Maine Street  
Little Saigon, 44 Maine Street  
Otto Pizza, 15 Cushing Street  
Portland Pie, 92 Maine Street  
Shere Punjab, 46 Maine Street**

Ms. Smith introduced this item.

Councilor Foye, Councilor Wilson, and Councilor Watson to spoke regarding this item.

**Councilor Foye moved, Councilor Wilson seconded to approve Sellers of Prepared Food on Public Ways license applications for the proposed slate of businesses. The motion carried with eight (8) yeas.**

64. The Town Council will consider adopting “A Resolution Authorizing the Disposition of Tax-Acquired Property”, and will take any appropriate action. (Finance Director) ([\*This item was discussed 9:03 p.m.\*](#))

Julie Henze, Finance Director, introduced this item.

Councilor Walker and Chair Mason spoke regarding this item.

**Chair Mason moved, Councilor Walker seconded Motion to adopt “A Resolution Authorizing the Disposition of Tax-Acquired Property.” The motion carried with eight (8) yeas.**

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

65. The Town Council will consider adopting “A Resolution Adopting the State and Local Fiscal Recovery Fund Expenditure Plan”, and will take any appropriate action. (Finance Director) ([\*This item was discussed 9:07 p.m.\*](#))

Ms. Henze introduced this item.

Councilor Watkinson and Councilor Watson spoke regarding this item.

**Councilor Watkinson moved, Councilor Foye seconded, to adopt “A Resolution Adopting the State and Local Fiscal Recovery Fund Expenditure Plan.”. The motion carried with eight (8) yeas.**

66. The Town Council will consider setting a public hearing for May 2, 2022, to take comments on the 2022-23 municipal budget and the 2023-27 Capital Improvement Program, and will take any appropriate action. (Town Manager Eldridge) [\*\(This item was discussed 9:12 p.m.\)\*](#)

Manager Eldridge introduced this item,

**Chair Mason moved, Councilor Wilson seconded to set a public hearing for May 2, 2022, for the 2022-23 Budget and the 2023-27 Capital Improvement Program. The motion carried with eight (8) yeas.**

67. The Town Council will consider authorization for the Brunswick Police Department to accept and expend 2 (two) grants, and will take any appropriate action. (Police Chief) [\*\(This item was discussed 9:16 p.m.\)\*](#)

Manager Eldridge introduced this item.

Councilor Watson spoke regarding this item.

**Councilor Watson moved, Councilor Walker to approve acceptance of a grant from the Maine Bureau of Highway Safety for the purchase or reimbursement of E-citation printer equipment. The motion carried with eight (8) yeas.**

68. The Town Council will consider approving a licensee and a sublicensee for the last vendor pad available on the Brunswick mall. [\*\(This item was discussed 9:20 p.m.\)\*](#)

Ms. Smith introduced this item.

**Councilor Foye moved, Councilor Watson to approve Blarney Dogs as a licensee and Plot Twist Pretzels as a sublicensee to share the final vendor pad on the Brunswick mall. The motion carried with eight (8) yeas.**

**CONSENT AGENDA** [\*\(This item was discussed 9:25 p.m.\)\*](#)

- a) Approval of a Utility Location Permit (ULP) requested by Maine Natural Gas

**Chair Mason moved, Councilor Watkinson seconded, to approve the Consent Agenda. The motion carried with eight (8) yeas.**

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

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[The meeting adjourned at 9:27 p.m.](#)

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

*Frances M. Smith*

*Town Clerk*

*April 21, 2022*

May 16, 2022  
*Date of approval*

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Council Chair