

Approved
BRUNSWICK TOWN COUNCIL
Minutes
August 16, 2021
6:30 P.M. - Regular Meeting
Council Chambers
Town Hall
85 Union Street

MEETING VIA ELECTRONIC DEVICES

Councilors Present: W. David Watson, Stephen S. Walker, Dan Jenkins, John M. Perreault, Christopher Watkinson, Kate Foye, Kathy Wilson and Dan Ankeles.

Councilors Absent: James Mason

Town Staff Present: John S. Eldridge, III, Town Manager; Fran Smith, Town Clerk; Julie Henze, Finance Director; Jay Astle, Public Works Director; Matt Panfil, Director of Planning and Development; Tom Farrell, Director of Parks and Recreation; Ryan Barnes, Town Engineer; Sally Costello, Director of Economic Development; and TV video crew.

Chair Perreault opened the meeting and acknowledged the meeting had been properly noticed.

Adjustments to Agenda

Public Comments/Announcements (for items not on the agenda) [*\(This item was discussed 6:32 p.m.\)*](#)

Marko Melendy, 27 Sparwell Lane, ask the Town to consider supporting addition of sewer to additional streets in the Sparwell area in Meadowbrook.

Manager Eldridge responded to this in relation to the Sewer District and possible federal dollars.

MANAGER'S REPORT [*\(This item was discussed 6:38 p.m.\)*](#)

a) Financial update

Manager Eldridge provided this update.

b) Nomination papers

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Fran Smith, Town Clerk, provided this update.

c) COVID Update

Manager Eldridge provided this update.

Lois Skillings and Christopher Bowe, MidCoast Hospital, spoke regarding this item.

Councilor Foye, Councilor Watkinson, Councilor Walker, Chair Perreault, and Councilor Jenkins spoke and asked questions to which MidCoast Hospital staff responded.

d) Recreation Center Improvements

Manager Eldridge provided this update.

TABLED

- 112. The Town Council will consider a new use in the Growth Outdoor (GO) Zoning District with a conditional use permit, and will take any appropriate action. (Town Manager Eldridge) ([This item was discussed 7:10 p.m.](#))**

Manager Eldridge and Matt Panfil, Director of Planning and Development, introduced this item.

Councilor Ankles, Councilor Watkinson, Councilor Watson, and Councilor Walker asked questions to which Mr. Panfil and Manager Eldridge responded.

Karen Parker, MidCoast Hunger Prevention, spoke regarding this item.

Councilor Foye and Councilor Watkinson spoke regarding this item.

Councilor Wilson moved, Councilor Ankles seconded, to set a public hearing for September 9, 2021, for proposed amendments to define and accommodate a new use in the GO (Growth Outdoor) Zoning District. The motion carried with eight (8) yeas.

PUBLIC HEARING

- 121. The Town Council will hear public comments on adopting an ordinance on a moratorium on New Private Permanent Structures in Intertidal Waters, on a regular basis, and will take any appropriate action. (Town Manager) ([This item was discussed 7:27 p.m.](#))**

Chair Perreault opened the public hearing.

Councilor Walker introduced this item.

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Manager Eldridge responded to questions from Councilor Watson and Chair Perreault.

Peter Spencer, owner of Waterman Marine Corp, speaking for Paul's Marina commented on this item.

Manager Eldridge spoke and Kristin Collins, Town Attorney spoke

Marko Melendy, 27 Sparwell Lane, MRC/River Coastal Waters and Rivers Commission, spoke regarding this item.

Tim Forrester, owner Atlantic Environmental, spoke regarding this item.

Larry Wold, 27 Blackstone Club Road, spoke regarding this item.

Councilor Walker spoke regarding this item.

Kristin Collins, Town Attorney, spoke regarding this item.

Councilor Ankles and Councilor Foye asked questions to which Manager Eldridge and Ms. Collin answered.

Motion to suspend the Council Rules to allow the Council to vote on this item at this meeting.

Chair Perreault moved, Councilor Watson seconded, to table the item to bring back later in this meeting. The motion carried with eight (8) yeas.

[This item resumed at 9:24.](#)

Manager Eldridge presented the language below with additions underlined:

Be it ordained by the Town Council of Brunswick that a MORATORIUM is hereby imposed for a period of one hundred eighty (180) days on any new permanent private structures in, on, or over intertidal lands in the town of Brunswick. This Moratorium shall not apply to new permanent private structures attached to ledge, nor to expansions or renovations of existing permanent structures except to the extent the expansion or renovation involves new pilings or other new points of attachment within intertidal lands. During the pendency of this Moratorium, the Planning Board and all Town staff shall neither accept nor approve applications, plans or permits for any new activities governed by this Moratorium unless the activity has been approved by the Planning Board as of the effective date of this Moratorium or is the subject of an application that has been deemed complete by staff and for which the Staff Review Committee has issued a recommendation.

Councilor Walker moved, Councilor Watson seconded, having held the required public hearing to enacting this ordinance, "Emergency Moratorium on New Private Permanent Structures in Intertidal Waters," on a nonemergency basis as amended with

the language outlined by Manager Eldridge., to adopt an “Emergency Moratorium on New Private Permanent Structures in Intertidal Waters” on a regular basis. The motion carried with eight (8) yeas.

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

NEW BUSINESS

122. The Town Council will consider an “Emergency Ordinance to Address the Public Health Emergency Resulting from COVID-19”, and will take any appropriate action. (Chair John Perreault) [*\(This item was discussed 8:09 p.m.\)*](#)

Chair Perreault introduced this item.

Ms. Collins spoke regarding this item.

Phil Potenziano, School Superintendent, spoke regarding this item.

Councilor Walker asked questions to which Manager Eldridge responded.

Councilor Ankles, Councilor Foye, Councilor Wilson, Councilor Watson, Chair Perreault, and Councilor Watkinson spoke regarding this item.

Chair Perreault moved, Councilor Watson seconded, to adopt an “Emergency Ordinance to Address the Public Health Emergency Resulting from COVID-19” on emergency basis and included lease spaces except for schools. The motion carried with eight (8) yeas

Chair Perreault moved, Councilor Watson seconded, to set a public hearing for September 9, 2021, to consider adoption on a regular basis. The motion carried with eight (8) yeas.

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

123. The Town Council will vote on “A Resolution Amending the Municipal Budget for the Period July 1, 2021 to June 30, 2022”, and will take any appropriate action. (Town Manager Eldridge) [*\(This item was discussed 8:30 p.m.\)*](#)

Manager Eldridge and Ms. Henze, Finance Director, introduced this item.

Councilor Ankles moved, Councilor Wilson seconded, to adopt “A Resolution Amending the Municipal Budget for the Period July 1, 2021 to June 30, 2022.” The motion carried with eight (8) yeas.

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

- 124. The Town Council will review the draft Bicycle and Pedestrian Advisory Committee (BPAC) Improvement Plan, and will take any appropriate action. (Planning and Development) [\(This item was discussed 8:46 p.m.\)](#)**

The meeting had a break and resumed at 8:46 p.m.

Jared Woolston, Town Planner, introduced this item.

Councilor Watkinson and Councilor Ankles spoke regarding this item.

Councilor Watson asked question to which Mr. Woolston responded.

Councilor Ankles moved, Councilor Wilson seconded, to adopt an update to the 2004 BPAC Bicycle and Pedestrian Improvement Plan with references to Title 29. The motion carried with eight (8) yeas.

(This report is extensive and is available in the Planning and Codes Office.)

- 125. The Town Council will receive a proposed Zoning Ordinance text amendment regarding habitat mitigation, consider setting a public hearing, and will take any appropriate action. (Planning and Development) [\(This item was discussed 9:18 p.m.\)](#)**

Mr. Panfil introduced this item.

Councilor Walker spoke regarding this item.

Marko Melendy, 27 Sparwell Lane, spoke regarding this item.

Chair Perreault moved, Councilor Watson seconded, to set a public hearing for September 9, 2021, or another date, for text amendment changes to Section 4.3.4 Protection of Significant Plant and Animal Habitat of the Brunswick Zoning Ordinance. The motion carried with eight (8) yeas.

- 126. The Town Council will consider authorizing the Town Manager to execute a letter interest to explore becoming a member of ecomaine, and will take any appropriate action. (Town Manager Eldridge) [\(This item was discussed 9:29 p.m.\)](#)**

Manager Eldridge introduced this item, and responded to questions from Councilor Watson, Councilor Walker, Councilor Watkinson, and Councilor Ankles.

Jay Astle, Public Works Director, spoke regarding this item.

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Chair Perreault moved, Councilor Wilson seconded, to authorize the Town Manager to sign a Letter of Interest regarding membership in ecomaine. The motion carried with eight (8) yeas.

127. The Town Council will consider adopting “A Proclamation Recognizing September as National Childhood Cancer Awareness Month”, and will take any appropriate action. (Chair John Perreault) ([This item was discussed 9:40 p.m.](#))

Chair Perreault introduced this item.

Chair Perreault moved, Councilor Watkinson seconded, to adopt “A Proclamation Recognizing September as National Childhood Cancer Awareness Month”. The motion carried with eight (8) yeas.

CONSENT AGENDA ([This item was discussed 9:45 p.m.](#))

a) Approval of minutes of August 2, 2021

Chair Perreault moved, Councilor Wilson seconded, to approved 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.

[The meeting adjourned at 9:46 p.m.](#)

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

Frances M. Smith

Town Clerk

August 23, 2021

September 9, 2021

Date of Approval

Council Chair