

**Approved**  
**BRUNSWICK TOWN COUNCIL**  
**Minutes**  
**March 18, 2019**  
**Meeting – 6:30 P.M.**  
**Council Chambers**  
**Town Hall**  
**85 Union Street**

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

**Councilors Absent:** None

**Town Staff Present:** John S. Eldridge, III, Town Manager; Fran Smith, Town Clerk; Ryan Leighton, Assistant Town Manager; Julia Henze, Finance Director; Matt Panfil, Planning and Development Director; and TV video crew

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

**Executive Session: Acquisition of real property per 1 M.R.S.A. §405(6)(C)**

**Chair Perreault moved, Councilor Watson seconded, to go into executive session per 1 M.R.S.A. §405(6)(C) to discuss acquisition of real property. The motion carried with nine (9) yeas.**

Meeting Resumed at 6:40 p.m.

Chair Perreault led the Pledge of Allegiance.

**Adjustments to Agenda**      None

**Public Comments/Announcements** (for items not on the agenda) [\*\(This item was discussed at 6:41 p.m.\)\*](#)

**Richard Fisco**, 2 Lincoln Street, spoke against the vote on the track. He also spoke against spending and the need to spend in moderation.

Councilor Mason introduced **Reva Vineet**, 70 Spring Street, who read a letter that she and other students prepared regarding the damage of climate change and the need for the Council to adopt the 2019 Climate Action Plan.

**Bruce Flaherty**, Spirit of America Foundation, spoke of this program honoring volunteerism and asking if Brunswick would nominate someone for this year, before the June 30th deadline.

**TOWN MANAGER'S REPORT** [\*\(This item was discussed at 6:55 p.m.\)\*](#)

a) **Financial update**

Manager Eldridge provided this update.

**PUBLIC HEARING**

30. The Town Council will hear public comments on an application for an alcohol license, and will take any appropriate action. (Town Manager) ([\*This item was discussed at 7:00 p.m.\*](#))

**Full-Time Vinous & Malt**

**Xin Yuan, Inc.**

**D/B/A: China Rose**

**42 Bath Road**

**Ci Tong Wei**

Chair Perreault opened the public hearing.

Fran Smith, Town Clerk, spoke regarding this item.

Chair Perreault closed the public hearing.

**Councilor Watkinson moved, Councilor Jenkins seconded, to approve an initial alcoholic beverage license for China Rose, 42 Bath Road. The motion carried with nine (9) yeas.**

31. The Town Council will hear public comments on applications for special amusement licenses, and will take any appropriate action. (Town Manager Eldridge) ([\*This item was discussed at 7:02 p.m.\*](#))

**Special Amusement**

**Flight Deck Brewing, LLC**

**D/B/A: Flight Deck Brewing**

**11 Atlantic Avenue**

**Nate Wildes & Jared Entwistle**

**Byrnes Irish Pub, LLC**

**D/B/A: Byrnes Irish Pub**

**16 Station Avenue**

**Patrick Byrnes**

**O'Donoghue Corp.**

**D/B/A: O'Donoghue's**

**103 Pleasant Street**

**Patrick & Diarmaid O'Donoghue**

Chair Perreault opened the public hearing.

Fran Smith, Town Clerk, spoke regarding this item.

Chair Perreault closed the public hearing.

**Councilor Walker moved, Councilor Watson seconded, to approve the renewal special amusement licenses for Flight Deck Brewing, 11 Atlantic Avenue, Byrnes Irish Pub, 16 Station Avenue, and O'Donoghue's, 103 Pleasant Street. The motion carried with nine (9) yeas.**

**TABLED**

12. **The Town Council will consider the reacquisition of property known as Map 17 Lots 66 and 67 in the Brunswick Industrial Park, and will take any appropriate action. (Town Manager Eldridge) [\*\(This item was discussed at 7:04 p.m.\)\*](#)**

Manager Eldridge spoke regarding this item, and responded to questions from Councilor Walker.

Councilor Walker, Councilor Millett, Councilor Wilson, Councilor Ankeles, and Chair Perreault spoke regarding this item.

**Councilor Wilson moved, Councilor Ankeles seconded, to authorize the execution and recording of a waiver of the Town's option to repurchase property known as Map 17 Lots 66 and 67, in the Brunswick Industrial Park, as allowed under the conveyance from the Town to Allied Composites, LLC, with the condition that the waiver is to include a requirement that the seller and purchaser agree that construction of a principle building on the parcel is to be commenced within one year of the waiver and completed as per the requirements of the existing covenants. The motion carried with seven (7) yeas. Councilor Walker and Councilor Mason were opposed.**

**NEW BUSINESS**

32. **The Town Council will consider recommendations of potential performance standards related to the regulation of homeless shelters and consider setting a public hearing for April 16, 2019, and will take any appropriate action. (Town Manager Eldridge) [\*\(This item was discussed at 7:13 p.m.\)\*](#)**

Manager Eldridge and Matt Panfil introduced this item.

Councilor Ankeles, Councilor Walker, Councilor Mason, Chair Perreault, Councilor Watkinson, and Councilor Millett spoke regarding this item.

**Councilor Watkinson moved, Councilor Walker seconded, to set a public hearing for April 1, 2019, regarding performance standards related to the regulation of shelters and zoning ordinance amendments.**

Councilor Millett, Councilor Wilson, and Councilor Jenkins spoke regarding this item.

The date of the public hearing was agreed by motion maker and seconder to be April 8, 2019.

**Councilor Millett moved, Councilor Wilson seconded, to increase the buffer from 500 feet to 1,000 feet. The motion carried with six (6) yeas. Councilor Walker, Councilor Jenkins, and Councilor Ankeles were opposed.**

**Councilor Watkinson moved, Councilor Walker seconded, to set a public hearing for April 8, 2019, regarding performance standards related to the regulation of shelters and zoning ordinance amendments including the 1,000-foot buffer amendment. The motion carried with eight (8) yeas. Councilor Jenkins was opposed.**

*The Council added this item after item 33.*

**Councilor Watson moved, Councilor Walker seconded, to advertise the hearings on an emergency and regular basis. The motion carried with nine (9) yeas.**

33. The Town Council will take action on the “Second Extension of the Emergency Moratorium Ordinance on the Location of Shelters” to be enacted on a regular and emergency basis, and will take any appropriate action. (Town Manager Eldridge) *(This item was discussed at 7:42 p.m.)*

Manager Eldridge introduced this item and responded to questions.

Kristin Collins responded to questions from Councilor Millett and Councilor Mason.

Councilor Walker, Councilor Mason, Councilor Ankeles, Councilor Watson, Councilor Watkinson, and Chair Perreault spoke regarding this item.

**Councilor Millett moved, Councilor Wilson seconded, to adopt a “Second Extension of the Emergency Moratorium Ordinance on the Location of Shelters” to be enacted an emergency and regular basis to June 1st.**

**Councilor Jenkins moved, Councilor Watkinson seconded, to amend the motion to change the end date of moratorium to May 1, 2019. The motion carried with eight (8) yeas. Councilor Walker was opposed.**

**Councilor Millett moved, Councilor Wilson seconded, to adopt a “Second Extension of the Emergency Moratorium Ordinance on the Location of Shelters” to be enacted an emergency and regular basis to May 1st. The motion carried with seven (7) yeas. Councilor Walker and Councilor Ankeles were opposed.**

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

34. The Town Council will consider setting a public hearing for April 1, 2019, on amendments to the Town of Brunswick Code of Ordinances, Chapter 10, Section 10-26 Marijuana Licensing Ordinance, and the Zoning Ordinance regarding marijuana definitions, on an emergency and regular basis, and made retroactive to

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**March 4, 2019, and will take any appropriate action. (Town Manager Eldridge)**  
*[\(This item was discussed at 8:01 p.m.\)](#)*

Manager Eldridge introduced this item.

Matt Panfil, Director of Planning and Development, and Ms. Smith spoke regarding this item.

Councilor Watkinson spoke regarding this item.

**Chair Perreault moved, Councilor Walker seconded, to set a public hearing for April 1, 2019, for proposed amendments to the Brunswick Zoning Ordinance regarding Marijuana Licensing, on an emergency and regular basis, and retroactive to March 4, 2019, with added language to allow Town Clerk to recoup the cost of advertising. The motion carried with nine (9) yeas.**

- 35. The Town Council will consider setting two (2) public hearings for April 1, 2019, regarding bonds to fund construction for the new fire station, and will take any appropriate action. (Town Manager Eldridge)** *[\(This item was discussed at 8:07 p.m.\)](#)*

Manager Eldridge introduced this item.

Councilor Watson, Councilor Ankeles, Councilor Watkinson, Councilor Millett, Councilor Wilson, and Councilor Walker spoke regarding this item.

Clark Labbe, Pleasant Hill Road, spoke regarding this item.

**Councilor Millett moved, Councilor Ankeles seconded, to set public hearings for April 1, 2019 on both the \$15,000,000 and the \$13,500,000 bonds, and to approve the public hearing notice regarding the bonds to fund construction of the new fire station. The motion carried with nine (9) yeas.**

- 36. The Town Council will consider a request for a Sellers of Prepared Food on Public Ways license for the Farmers' Market on the Brunswick Mall, and will take any appropriate action. (Town Manager Eldridge)** *[\(This item was discussed at 8:20 p.m.\)](#)*

Ms. Smith introduced this item.

Councilor Millett asked questions, to which Manager Eldridge responded.

**Councilor Mason moved, Councilor Ankeles seconded, to approve a Sellers of Prepared Food on Public Ways license on the Brunswick Mall for the Farmer's Market. The motion carried with nine (9) yeas.**

**CORRESPONDENCE/COMMITTEE REPORTS** *[\(This item was discussed at 8:26 p.m.\)](#)*

Councilor Watkinson provided correspondence regarding pot holes.

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Councilor Millett said she had received a letter with concerns regarding the Cedar Street parking lot.

There were updates for the Teen Center Scoop-A-Thon, outdoor track project and the Elementary School Building Committee.

**CONSENT AGENDA** *(This item was discussed at 8:30 p.m.)*

- a) **Approval of the minutes of March 4, 2019**
- b) **Approval of a Quitclaim Deed for real estate depicted as Map 051 Lot 003 Sub 000 Typ 046**
- c) **Approval of a Quitclaim Deed for real estate depicted as Map 051 Lot 001 Sub 000 Typ 047**

**Councilor Mason moved, Councilor Jenkins seconded, to approve the Consent Agenda. The motion carried with nine (9) yeas.**

*(A copy of CA-b and CA-c will be attached to the official minutes.)*

**Executive Session: Union Negotiations per 1 M.R.S.A. §405(6)(D)**

**Councilor Watson moved, Chair Perreault seconded, to go into executive session to discuss Union Negotiations per 1 M.R.S.A. §405(6)(D) and adjourn from there. The motion carried with nine (9) yeas.**

[The meeting adjourned after the executive session.](#)

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

*Frances M. Smith*

*Town Clerk*

*March 20, 2019*

April 1, 2019

*Date of Approval*

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Council Chair