

City Council Minutes

Tuesday, July 13, 2021

Regular Meeting
City Hall Council Chambers

Tuesday, July 13, 2021
6:00 p.m.

The regular meeting was called to order by Mayor Michele Daniels. The city clerk called the roll:

Councilor Goss-present
Councilor Morin-present
Mayor Daniels-present

Councilor Ferris-present
Councilor Phanthay-present

Mayor Daniels declared a quorum present. City Manager Stephen Bost and City Solicitor Jonathan Pottle were also present.

Mayor Daniels led members of the council and others present in reciting the pledge of allegiance to the flag of the United States of America.

Mayor Daniels read the notice for the regular meeting.

TO: Joseph Ferris, Jerry Goss, Jenn Morin, Soubanh Phanthay, and Michele Daniels; MEMBERS OF THE BREWER CITY COUNCIL. You are hereby notified that a regular meeting of the City Council of the City of Brewer will be held on Tuesday, July 13, 2021 at 6:00 p.m., 80 North Main Street, to consider and act on the items on the attached agenda.

s/Michele Daniels
Mayor and Chairman of the City Council
Or _____
Majority of the City Council

a true copy, attest: s/Vincent P. Migliore
City Clerk

OFFICER'S RETURN

I have on the date(s) and time(s) indicated given notice of this meeting by giving in hand of by leaving at the usual dwelling place of the within named an attested copy of this notice of meeting:

Given/Delivered to:	by (person delivering)	Title	Date	Time
Joseph L. Ferris	B. Lunt	Off.	07/09/21	17:41
Jerry Goss	B. Lunt	Off.	07/09/21	17:11
Jenn Morin	B. Lunt	Off.	07/09/21	17:20
Soubanh Phanthay	B. Lunt	Off.	07/09/21	17:03
Michele Daniels	B. Lunt	Off.	07/09/21	17:27

CITY COUNCIL REGULAR MEETING
Tuesday, July 13, 2021 6:00 P.M.
Brewer City Hall Council Chambers

- I. Call to Order** (Mayor Daniels)
- II. Roll Call** (City Clerk)
- III. Pledge of Allegiance to the Flag of the United States of America** (Mayor Daniels)
- A. Minutes of June 8, 2021 Regular Meeting** (Councilor Goss)
- B. Awards, Petitions and Public Comments**
 - 1. (2021-B018) RESOLVE Resolution of respect for Ronald “Rock” Pooler.
(Councilor Ferris)
 - 2. (2021-B019) RESOLVE Commend Police Detective Sergeant Fred Luce for 25
years of service to The City of Brewer. (Councilor Goss)
 - 3. Public Comments
- IV. Public Hearing**
 - 1. Review water rates for all metered services of the Brewer Water Department.
- C. Consent Calendar**
 - 1. (2021-C003) ORDER Amend Chapter 24, entitled “Land Use Code” of The City
of Brewer Charter, Codes and Ordinances, Article 3,
Zoning Districts, to amend Sections 302 and 306.1.
(Councilor Morin)
 - 2. (2021-A063) ORDER Award Contract for Phase III of Storm Drain System
Evaluation. (Councilor Phanthay)
 - 3. (2021-A064) ORDER Commit Water Assessment to Treasurer for Collection.
(Councilor Goss)
 - 4. (2021-A065) ORDER Commit Sewer Assessment to Treasurer for Collection.
(Councilor Ferris)
 - 5. (2021-A066) ORDER Accept Easements for water main.
(Councilor Morin)
 - 6. (2021-A067) ORDER Authorize contract with Woodard and Curran for
engineering and construction administration services for
Levenseller Road overpass water piping.
(Councilor Phanthay)
 - 7. (2021-A068) ORDER Authorize contract with Woodard and Curran for
engineering and construction administration services for
Eastern Avenue overpass water piping. (Councilor Goss)
 - 8. (2021-A069) ORDER Authorize appropriation of funds for the water enterprise
account wellness program. (Councilor Ferris)
 - 9. (2021-A070) ORDER Authorize appropriation of funds for the sewer enterprise
account wellness program. (Councilor Morin)
 - 10. (2021-A071) ORDER Accept proceeds from sale of scrap metal and appropriate
for use. (Councilor Phanthay)
 - 11. (2021-A072) ORDER Accept Fiscal Year 2022 donations to the Brewer Public
Library. (Councilor Goss)
 - 12. (2021-A073) ORDER Accept donations of books and materials and authorize sale
of surplus books and materials. (Councilor Ferris)

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- 13. (2021-A074) ORDER Accept U.S. Department of Justice COPS Grant.
(Councilor Morin)
- 14. (2021-A075) ORDER Accept \$1,000 donation from Richard Morse to the Brewer
Public Library. (Councilor Phanthay)

D. Monthly Reports (Councilor Goss)

E. Nominations, Appointments, Elections

- 1. (2021-A076) ORDER Reappoint Health Officer and Appoint Deputy Health
Officer. (Councilor Ferris)
- 2. (2021-A077) ORDER Reappoint Animal Control Officer.
(Councilor Morin)

F. Unfinished Business

G. New Business

- 1. (2021-C004) ORDER Amend Chapter 31, entitled “Sewer and Pre-Treatment”
Ordinance” of the Charter, Codes and Ordinances of the
City of Brewer, Article 12 “Schedule of Sewer Rates”,
Section 1200. (Councilor Phanthay)
- 2. (2021-C005) ORDER Amend Chapter 24, entitled “Land Use Code” of the City
of Brewer Charter, Codes and Ordinances, Article 6 “Site
Review Plan”, Subsections 607.3 and 607.4.
(Councilor Goss)
- 3. (2021-A078) ORDER Convene in Executive Session Pursuant to Title 1,
M.R.S.A. §405(6)(A) on a personnel matter.
(Councilor Ferris)

H. New Items with Leave of Council

I. ADJOURN

A. Minutes of June 8, 2021 Regular Meeting (Councilor Goss)

ACTION: Councilor Goss moved that the minutes be accepted and placed on file. Councilor Ferris
seconded. The motion passed with a unanimous vote.

B. Awards, Petitions and Public Comments

2021-B018

July 13, 2021

TITLE: RESOLVE, RESOLUTION OF RESPECT FOR RONALD “ROCK”
POOLER.

Filed June 18, 2021
By Joseph L. Ferris

WHEREAS, on the 7th day of May 2021 death brought to a close the full and active life of
Ronald “Rock” Pooler; and

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WHEREAS, Rock was born in South Brewer on December 6, 1927; and

WHEREAS, Rock graduated from John Bapst High School and attended the University of Maine, where he received his BA, MEd and CAS degrees; and

WHEREAS, Rock excelled in sports and played baseball and football in high school and college, and served as a coach and referee at several churches and schools; and

WHEREAS, in the mid 50's Rock ran the first summer baseball camp at Doyle Field for Brewer area youths, ending with a game at the Eastern Ball Park - North Brewer against South Brewer; and

WHEREAS, Rock taught biology at Searsport High School, Bangor High School, John Bapst High School, and then served 22 years as a teacher and then Vice Principal at Brewer High School; and

WHEREAS, Rock ran the Catholic Youth Organization for 14 years, and ran "Rocky Landing Boys Camp" on Chemo Pond for 14 summers; and

WHEREAS, Rock married the love of his life, Joan O'Brien Pooler October 25, 1952, and they were married for 68 years; and

WHEREAS, Rock was a kind man who mentored many young people throughout his career.

NOW, THEREFORE, BE IT RESOLVED, that the Brewer City Council does by this resolution and public pronouncement, recognize the positive influence of Ronald "Rock" Pooler to the well-being of the community in which he lived and earned the respect of all who knew him; and

FURTHER, RESOLVED, that this resolution be spread upon the permanent records of the City of Brewer and that copies thereof be distributed to members of his family in testimony to the high esteem held for Ronald "Rock" Pooler by the citizens and officials of the City of Brewer, Maine.

ACTION: Councilor Ferris moved that the resolve be adopted. Councilor Goss seconded. Councilor Ferris said that he was one of the youngsters to have benefited from Ronald Pooler's work, playing baseball in the summer league when he was 8 or 9, the first organized baseball in the area. Councilor Ferris said that Ronald Pooler was a very nice man, and that he did a lot for the youth in this area, and he will be missed. Councilor Goss noted that when he became Principal of the Brewer High School, Ron Pooler was a Vice Principal, and a great support to him. Councilor Goss said he had a lot of respect for "Rock" Pooler. The motion passed with a unanimous vote.

2021-B019

July 13, 2021

TITLE: RESOLVE, COMMEND POLICE DETECTIVE SERGEANT FRED LUCE
FOR 25 YEARS OF SERVICE TO THE CITY OF BREWER.

Filed July 1, 2021
By Jerry Goss

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WHEREAS, Detective Sergeant Fred Luce retired from the Brewer Police Department on July 4th, 2021 after 25 years as a Brewer Officer; and

WHEREAS, Detective Sergeant Luce has served in the capacity of patrol officer, detective, Corporal, Patrol Sergeant, a DEA Task Force Agent, and Detective Sergeant his career; and

WHEREAS, during his career Detective Sergeant Luce received the Officer of the Year Award in 1997 and 2011, the Meritorious Police Award (Honorable Mention) in 2000, and the Meritorious Police Award in 2001 and 2009; and

WHEREAS, Sergeant Luce distinguished himself as a knowledgeable, tenacious and skilled investigator, earning numerous awards including the New England Organized Crime Drug Enforcement Outstanding Work Award (2005), the National Organized Crime Drug Enforcement Task Force Outstanding Contribution Award (2007), the New England Narcotic Officers Association Special Achievement Award (2009), the Certificate of Outstanding Contribution from the US Attorney's Office, District of Maine (2010), and a Certificate of Recognition from the Federal Executives Association of Southern Maine (2010); and

WHEREAS, Detective Sergeant Luce was known as a creative thinker that was the driving force behind many positive changes at the Brewer Police Department.

NOW, THEREFORE, BE IT RESOLVED, that the Brewer City Council, on behalf of the Citizens of the City of Brewer, Maine, herewith commends Fred Luce for his dedication and excellent service to the City of Brewer.

FURTHER RESOLVED, that this resolution be spread upon the records of the City of Brewer in testimony of the appreciation held for Fred Luce by the citizens and officials of the City of Brewer, Maine.

ACTION: Councilor Goss moved that the resolve be adopted. Councilor Ferris seconded. Councilor Goss said that Fred had worked with a tremendous level of excellence, and that the City of Brewer has been fortunate to have someone like Fred on its police force. Councilor Ferris thanked Fred for his service. Councilor Phanthay congratulated Fred Luce on his retirement. Councilor Morin and Mayor Daniels thanked Fred for his service. The City Manager said that Fred Luce's record, both internally and externally, is remarkable. The City Manager described Fred as "tenacious" and offered his best wishes. The Public Safety Director said that Fred's list of accomplishments is impressive, and that for a municipal officer to attain such honors is almost unheard of. The Public Safety Director also noted that Fred left a mark at the police department, a lot of programs and new ideas started with Fred. The motion passed with a unanimous vote.

Public Comments

There were none.

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IV. Public Hearing

Mayor Daniels said that the City Council would recess for a public hearing and after the public hearing would return to the regular meeting and take up the remaining items on the agenda.

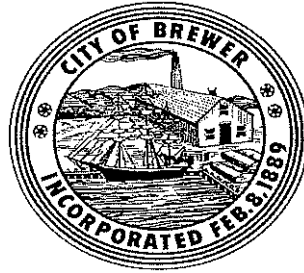
The public hearing was called to order by Mayor Daniels.

The City Clerk called the roll:

Councilor Goss-present
Councilor Morin-present
Mayor Daniels-present

Councilor Ferris-present
Councilor Phanthay-present

Mayor Daniels declared that all members were present. Mayor Daniels read the notice for the public hearing.



**BREWER WATER DEPARTMENT
NOTICE OF PROCEEDING**

June 28, 2021

The Brewer Water Department hereby notifies its customers that a proposed increase in metered rates has been filed with the Maine Public Utilities Commission (MPUC). The proposed rate adjustment is being filed pursuant to section 6104 of Title 35-A of the Maine Revised Statutes. The purpose of the rate increase is to dedicate funding to infrastructure renewal projects as allowed under MPUC Chapter 675. The Brewer Water Department is proposing an increase in current metered water rates to become effective September 1, 2021. The last time Brewer Water rates increased was in 2018. Prior to that it decreased rates in 2008. The proposed rates provide an increase in annual revenue of approximately \$272,722. We are proposing a rate change of 15% for metered services. A rate increase of 4.05% is being proposed for fire protection services. The minimum water bill will increase \$3.45 per month, for a quarterly charge of \$9.43. The average residential water bill will increase \$4.32 per month, for a quarterly charge of \$9.53.

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A public hearing, pursuant to 35-A MRSA § 6104, will be held on Tuesday, July 13th starting at 6 p.m. in the City Council Chambers at City Hall, 80 North Main Street in Brewer. The hearing will give customers the opportunity to testify, pose questions, and make comments regarding the proposed water rate increase. Customers have the right to an open and fair hearing, and to further hearings before the MPUC. Customers may petition the MPUC to investigate the proposed water rate change. Signatures on customer petitions filed pursuant to 35-A MRSA § 6104 (7) are invalid unless accompanied by the printed names and addresses of the signers. Pursuant to 35-A MRSA § 6104(7), the petition must include the signatures of at least 537 customers of the Brewer Water Department and be submitted within 30 days of the public hearing. Brewer Water Department will, upon request, provide customers with petition forms that include spaces for signatures and the printed names and addresses of the signers. Customers may also request assistance from the Public Advocate, State House Station 112, Augusta, ME 04333, or telephone (207) 287-2445, or www.maine.gov/mpuc.

Materials supporting the water rate change are available at the Brewer Water Department's office, 223 Green Point Road, Brewer, Monday-Friday (excluding holidays) between 8:30 a.m. and 4:30 p.m. Customers have the right and are encouraged to review these materials and to request information relating to present and proposed rates.

Mayor Daniels asked Brewer Water Superintendent Rodney Butler to address the Council. Superintendent Butler recommended a 15% rate increase and a 4.05% increase for fire hydrants and private fire protection. Superintendent Butler said the rate increase is due to the rising cost of water treatment, the aging water infrastructure, and the current ozone project. Superintendent Butler noted the Water Department's intention to hold the best rate possible, where a rate too low not accounting for the cost of maintenance could result in a spike in rates later on.

Mayor Daniels asked the City Clerk if any comments had been received for the public hearing: there were none.

Mayor Daniels asked if there were any comments from the public: there were none.

Mayor Daniels closed the public hearing and said that the regular meeting would resume at this time.

The regular meeting was called back to order by Mayor Daniels.

The City Clerk called the roll:

Councilor Goss-present
Councilor Morin-present
Mayor Daniels-present

Councilor Ferris-present
Councilor Phanthay-present

Mayor Daniels declared that all members were present.

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C. Consent Calendar

2021-C003

July 13, 2021

TITLE: ORDER, AMEND CHAPTER 24, ENTITLED “LAND USE CODE” OF THE CITY OF BREWER CHARTER, CODES AND ORDINANCES, ARTICLE 3, ZONING DISTRICTS, TO AMEND SECTIONS 302 AND 306.1.

Filed June 25, 2021
By Jenn M. Morin

BE IT ORDAINED, by the City of Brewer in City Council assembled that Chapter 24, of the Charter, Codes and Ordinances of the City of Brewer, entitled “Land Use Code” shall be amended by revising the following subsections to Article 3:

302 ESTABLISHMENT OF DISTRICTS

For the purposes of this Ordinance, the City of Brewer is hereby divided into the following districts as set forth in this Ordinance and as shown on the Official Zoning Map:

Rural	Rural
LDR	Low Density Residential
MDR-1	Medium Density Residential-1
MDR-2	Medium Density Residential-2
HDR	High Density Residential
HDR-2	High Density Residential-2
CB	Convenience Business
DD	Downtown Development (#41)
GB	General Business
PB	Professional Business (#3)
IND	Industrial
IND-2	Industrial-2
OR	Office Residential

FLOATING ZONES (#41)

AR	Adaptive Reuse
ARM	Adaptive Residential Multi-unit

OVERLAY ZONES

SZP	Shoreland Zoning Protection District
RP	Resource Protection District
SP	Stream Protection District
OP	Overlay Protection District

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MF Manufactured Housing District

Note that the Shoreland Zoning Protection District, which consists of a “resource protection district”, a “stream protection district”, and an “overlay district” and also the “Manufactured Housing district” are overlay districts which are depicted on maps which are elements of the Official Zoning Map as adopted by the City of Brewer.

306.1 ACTIVITY CATEGORIES AND PURPOSES OF ZONING DISTRICTS

“Professional Business District” The purpose of this district is to provide for professionally-oriented commercial development in areas located near significant public infrastructure. The area is intended to include office-oriented uses, professional services, and research and development applications along with retail and commercial enterprises that are supportive of such development. The standards of the district are intended to encourage refined and compatible aesthetic themes across property ~~lines~~ lines, including landscaping and signage, and provide for the development of thematic or campus-style projects. (#3)

Statement of Fact: This is a ministerial ordinance amendment to correct language. This amendment has been posted for seven (7) days as required and is eligible to be voted on by Council at this meeting.

2021-A063

July 13, 2021

TITLE: ORDER, AWARD CONTRACT FOR PHASE III OF STORM DRAIN
SYSTEM EVALUATION.

Filed June 29, 2021
By Soubanh Phanthay

WHEREAS, Last year The City began a process of evaluating the aging storm drain system to proactively create a phased plan for future maintenance of the storm drain system prior to repaving of streets; and

WHEREAS, The City is looking at potential roadway projects on several State-Aid roads in the coming years including State Street, Wilson Street, Parkway South and South Main Street; and

WHEREAS, the Fiscal Year 2022 CIP budget included a line item for Phase III Storm Drain Evaluation; and

WHEREAS, Olver Associates of Winterport, Maine, successfully completed Phase I of the evaluation and is currently completing Phase II and has an intricate knowledge of the City’s storm drain system.

NOW, THEREFORE, BE IT ORDERED, that the City Manager, or his designee, is authorized

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to execute a contract with Olver Associates in an amount not to exceed \$25,000 to complete the Phase III Storm Drain Evaluation project on various State-Aid roads around the City; and

BE IT FURTHER ORDERED, that the City Council herewith exercises its authority under Chapter 36, Section 404 of the City’s Purchasing Ordinance for the provision of these specialty services; and

BE IT FURTHER ORDERED, that the cost of this project shall be charged to 0510113-551346-66502 (Storm Drain Evaluation – Phase III).

Statement of Fact: This order authorizes a contract with Olver Associates to complete phase III of the City-wide storm drain evaluation project. This phase will focus on several State-Aid roads that we hope to repave in the next few years.

2021-A064

July 13, 2021

TITLE: ORDER, COMMIT WATER ASSESSMENT TO TREASURER FOR COLLECTION.

Filed June 29, 2021

By Jerry Goss

WHEREAS, under Chapter 40 of the Charter, Codes and Ordinances of the City of Brewer, entitled “Water Department”, a water charge is assessed to water users.

NOW, THEREFORE WE, the Brewer City Council does hereby commit to the Treasurer or Deputy Treasurer of Brewer for collection, the sum of **\$631,156.74** at the established rate, as provided by Title 30-A M.R.S.A. § 3406 (supp [1991] and Title 38 M.R.S.A. § 1208 [1989]) and as such sections may be amended from time to time; and

BE IT FURTHER ORDERED, that said charges are due and payable on the date of this commitment.

EVENT	COMMITMENT	COMMENTS
June 2021	\$623,260.14	
March 2021	\$2,085.87	
April 2021	\$2,318.06	
May 2021	\$3492.67	

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TOTAL	\$631,156.74	

Statement of Fact: This is a quarterly order.

2021-A065

July 13, 2021

TITLE: ORDER, COMMIT SEWER ASSESSMENT TO TREASURER FOR
COLLECTION.

Filed June 29, 2021
By Joseph L. Ferris

WHEREAS, under Chapter 31 of the Charter, Codes and Ordinances of the City of Brewer, entitled “Sewer and Pre-treatment”, a sewer charge is assessed to users.

NOW, THEREFORE WE, the Brewer City Council does hereby commit to the Treasurer or Deputy Treasurer of Brewer for collection, the sum of **\$607,664.06** at the established rate, as provided by Title 30-A M.R.S.A. § 3406 and Title 38 M.R.S.A. § 1208 [1989]) and as such sections may be amended from time to time; and

BE IT FURTHER ORDERED, that said charges are due and payable on the date of this commitment.

EVENT	COMMITMENT	COMMENTS
June 2021	\$602,183.06	
March 2021	\$1,229.64	
April 2021	\$1,745.64	
May 2021	\$2,505.72	
TOTAL	\$607,664.06	

Statement of Fact: This is a quarterly order.

2021-A066

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TITLE: ORDER, ACCEPT EASEMENTS FOR WATER MAIN.

Filed July 2, 2021
By Jenn M. Morin

WHEREAS, The City of Brewer has water piping on private land and it is important to have access to this piping, mainline valves and curb stops for maintenance and repair; and

WHEREAS, this line has existed since 1999 outside of the current right of ways and easements; and

WHEREAS, by the Maine Public Utilities Commission Rule Chapter 65 definition, this line serves multiple properties and was installed after May 7th, 1986 therefore is a public main line; and

WHEREAS, the property owner has given the City of Brewer a signed permanent easement to access the existing line; and

WHEREAS, these easements have been reviewed and approved by the City Solicitor.

NOW, THEREFORE, BE IT ORDERED, that the City Council herewith accepts permanent easements from the following property owner:

1. McDougall Holdings LLC DeBeck Business Park, Lot 12, Holden
Compensation = \$0

BE IT FURTHER ORDERED, that the City Council ratifies all actions taken in regards to the permanent easement and acceptance of the main line located in Holden feeding route 1A from Eastern Ave.

Statement of Fact: This order accepts an easement for the line from Eastern Ave to Route 1A. The portion of the line in DeBeck Business Park in Holden though depicted on the recorded plan was not given in an actual recorded easement. This order and the recording of the deeds will rectify the oversight. This line by PUC definition is a public line, this easement gives the City of Brewer the right to access and maintain the line.

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WATER EASEMENT

McDougall Holdings, LLC, a Maine Limited Liability Company with an address of 120 Rabbit Ridge Road, Woodland, County of Aroostook, State of Maine ("Grantor"), for good and valuable consideration, hereby grants to the **City of Brewer**, a body corporate and politic and Maine municipal corporation having a principal office and mailing address of 80 North Main Street, Brewer, ME 04412 (together with its successors and assigns, the "Grantee"), a perpetual, appurtenant, non-exclusive easement over and across a portion (the "Easement Area," hereafter defined) of Grantor's land situated in the Town of Holden, County of Penobscot, State of Maine, more particularly described in the Quitclaim Deed with Covenant dated December 11, 2020 and recorded in the Penobscot County Registry of Deeds in Book 15832, Page 266, as corrected by the Warranty Deed (Corrective) dated December 21, 2020 and recorded in the Penobscot County Registry of Deeds in Book 15872, Page 174, being the "Remaining Land of the Town of Holden" as shown on the "Final Plan of DeBeck Business Park, Route 1A – Holden, Maine for the Town of Holden," dated July 7, 1999 by Plisga & Day Land Surveyors and recorded in Map File 1999-51 of the Penobscot County Registry of Deeds (the "Plan") and amended by the "Amended Final Plan of a Portion of DeBeck Business Park" prepared by Plisga & Day Land Surveyors, dated April 11, 2001 and recorded in Map File 2001-42 of the Penobscot Registry of Deeds (the "Property").

The Easement shall be exercised on, over, under and across the "Easement Area", being a 20-foot-wide strip of land, the northwesterly sideline of which is coextensive with the northwesterly sideline of the Property, beginning at the most northerly corner of Lot 12 shown on said Plan and terminating at the most northerly corner of the Property.

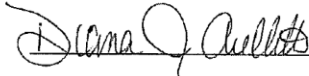
This Easement shall allow, and shall be for the purpose of allowing, the Grantee, its employees, agents, contractors, representatives, and designees to enter upon the Easement Area with such people, equipment, and material as is necessary to construct, erect, maintain, repair, improve, and replace water lines, related infrastructure, their appurtenances, and any utilities that may be necessary to effect the operation of such water lines, related infrastructure, and appurtenances. This Easement shall include the right to remove trees and brush as necessary, construct such roads or driveways that are necessary to accomplish the purpose of this Easement, and to use in perpetuity said Easement for the benefit of the Grantee and others lawfully entitled to use said Easement.

{EP - 03859671 - v2 }

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IN WITNESS WHEREOF Grantor has caused this instrument to be executed by the undersigned, duly authorized, as of this 23rd day of June, 2021.

WITNESS



MCDUGALL HOLDINGS, LLC

By: 

Shane McDougall
Its: Manager
Duly Authorized

STATE OF MAINE
COUNTY OF PENOBSCOT, ss

June 23rd, 2021

Personally appeared before me the above-named Shane McDougall, Manager of McDougall Holdings, LLC, as aforesaid, and acknowledged the foregoing instrument to be his free act and deed in his said capacity and the free act and deed of McDougall Holdings, LLC.



Print Name:
Notary Public
Commission Expires:

Diana J. Ouellette
Notary Public, State of Maine
My Commission Expires
April 3, 2026

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2021-A067

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TITLE: ORDER, AUTHORIZE CONTRACT WITH WOODARD AND CURRAN FOR ENGINEERING AND CONSTRUCTION ADMINISTRATION SERVICES FOR LEVENSELLER ROAD OVERPASS WATER PIPING.

Filed July 6, 2021
By Soubanh Phanthay

WHEREAS, the water line crossing Levenseller road has to be moved to accommodate the I-395 extension and the State of Maine and Maine DOT rules require utilities to pay to move infrastructure; and

WHEREAS, the engineering firm Woodard and Curran of Bangor, Maine, has unique and in-depth understanding and familiarity with the City of Brewer's water system; and

WHEREAS, Woodard and Curran has reviewed the project requirements and prepared an Opinion of Probable Cost for the entire project as well as a detailed scope of work related to the engineering design and construction administration and inspection services it would provide to the City; and

WHEREAS, the Water Department has sufficient funds available in its general capital reserve account to complete this water main relocation.

NOW, THEREFORE, BE IT ORDERED, that the City Council of the City of Brewer hereby authorizes the City Manager, or his designee, to enter into a contract not to exceed \$27,000 with Woodard and Curran for Design, Construction Administration, and Construction Inspection services for the proposed piping design; and

BE IT FURTHER ORDERED, that the City Council hereby authorizes the appropriation and expenditure of \$27,000 of Water Department General Capital Reserve funds for this work and, that expenses associated with this project be charged to account 0571001-571012 (I-395 Crossing – Levenseller Rd); and

BE IT FURTHER ORDERED, that the City Council herewith exercises its authority under Section 404 of the City's Purchasing Ordinance, Chapter 36 of the Charter, Codes and Ordinances of the City of Brewer in the purchase of contractor services for this project.

Statement of Fact: MDOT is pushing forward with the I-395 extension. This extension crosses our mains in three locations: Eastern Avenue, Lambert Road, and Levenseller Road. Our water main is in the town of Eddington's public right of way, therefore, MDOT rules require Brewer Water to pay for the necessary change to the piping in this area. MDOT was able to design around our Lambert Road pipe for no apparent financial impact. Eastern Ave, will be paid for by the MDOT as it is on the City of

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Brewer's property.

2021-A068

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TITLE: ORDER, AUTHORIZE CONTRACT WITH WOODARD AND CURRAN FOR
ENGINEERING AND CONSTRUCTION ADMINISTRATION
SERVICES FOR EASTERN AVENUE OVERPASS WATER PIPING.

Filed July 6, 2021
By Jerry Goss

WHEREAS, the water line crossing Eastern Ave has to be moved to accommodate the I-395 extension and the State of Maine and Maine DOT (MDOT) require utilities to pay to move infrastructure; and

WHEREAS, after discussion in regards to taken land being originally owned by the City of Brewer, the State and MDOT have agreed to reimburse the Brewer Water Department for the costs associated with the water line relocation at Eastern Avenue and MDOT has provided the City with a Utility Settlement Agreement for WIN 18915 that formalizes this commitment; and

WHEREAS, engineering firm Woodard and Curran of Bangor, Maine, has unique and in-depth understanding and familiarity with the City of Brewer water system; and

WHEREAS, Woodard and Curran has reviewed the project requirements and prepared an Opinion of Probable Cost for the entire project as well as a detailed scope of work related to the engineering design and construction administration and inspection services it would provide to the City.

NOW, THEREFORE, BE IT ORDERED, that the City Council of the City of Brewer hereby authorizes the City Manager, or his designee, to enter into a contract not to exceed \$34,600 with Woodard and Curran for Design, Construction Administration, and Construction Inspection services for the proposed piping project; and

BE IT FURTHER ORDERED, that the costs of these services be charged to account 0571001-571013 (I-395 Crossing – Eastern Avenue) with the understanding that the cost will be reimbursed by the State; and

BE IT FURTHER ORDERED, that the City Manager, or his designee, is hereby authorized to sign the Utility Settlement Agreement that details each party's relocation project responsibilities, including the State's requirement to reimburse the City for its costs;

BE IT FURTHER ORDERED, that the City Council herewith exercises its authority under Section 404 of the City's Purchasing Ordinance, Chapter 36 of the Charter, Codes and Ordinances of the City of Brewer in the purchase of contractor services for this project.

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Statement of Fact: MDOT is pushing forward with the I-395 extension. This extension crosses our mains in three locations: Eastern Avenue, Lambert Road, and Levenseller Road. Our water main is in the town of Eddington's public right of way, therefore, MDOT rules require Brewer Water to pay for the necessary change to the piping in this area. MDOT was able to design around our Lambert Road pipe for no apparent financial impact. Eastern Ave, will be paid for by the MDOT as it is on the City of Brewer's property.

2021-A069

July 13, 2021

TITLE: ORDER, AUTHORIZE APPROPRIATION OF FUNDS FOR THE
WATER ENTERPRISE ACCOUNT WELLNESS PROGRAM.

Filed July 6, 2021
By Joseph L. Ferris

WHEREAS, the Water Department anticipates small quantities of scrap metal from various construction projects in Fiscal Year 2022 (FY22) that will result in new revenues; and

WHEREAS, the Water Department would like to dedicate all proceeds from the sale of such scrap metal to fund and support water wellness program initiatives.

NOW, THEREFORE, BE IT ORDERED, that the City Council of the City of Brewer herewith declares such scrap metal surplus, and authorizes the sale of the surplus property and the receipt of the proceeds into account 0670001-300410 (Water Wellness Sale of Assets) and authorizes the appropriation and expenditure of funds received from recycling scrap metal in FY22 from account 0670001-500844 (Water Wellness Expense) to support the water wellness program which shall be funded by the proceeds from the sale of such surplus city property.

Statement of Fact: This annual order anticipates collection of small amounts of scrap metal from various water construction projects throughout the year and authorizes their sale. The proceeds are deposited into the Water Wellness account and used to support employee wellness purchases.

2021-A070

July 13, 2021

TITLE: ORDER, AUTHORIZE APPROPRIATION OF FUNDS FOR THE SEWER
ENTERPRISE ACCOUNT WELLNESS PROGRAM.

Filed July 6, 2021
By Jenn M. Morin

WHEREAS, the Sewer Department anticipates small quantities of scrap metal from various construction projects in Fiscal Year 2022 (FY22) that will result in new revenues; and

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WHEREAS, the Sewer Department would like to dedicate all proceeds from the sale of such scrap metal to fund and support sewer wellness program initiatives.

NOW, THEREFORE, BE IT ORDERED, that the City Council of the City of Brewer herewith declares such scrap metal surplus, and authorizes the sale of the surplus property and the receipt of the proceeds into 0680001-300410 (Sewer Wellness Sale of Assets) and authorizes the appropriation and expenditure of funds received from recycling scrap metal in FY22 from account 0680001-500844 (Sewer Wellness Expense) to support the sewer wellness program which shall be funded by the proceeds from the sale of such surplus city property.

Statement of Fact: This annual order anticipates collection of small amounts of scrap metal from various sewer construction projects throughout the year and authorizes their sale. The proceeds are deposited into the Sewer Wellness account and used to support employee wellness purchases.

2021-A071

July 13, 2021

TITLE: ORDER, ACCEPT PROCEEDS FROM SALE OF SCRAP METAL AND APPROPRIATE FOR USE.

Filed July 6, 2021
By Soubanh Phanthay

WHEREAS, the Public Works Department anticipates small quantities of scrap metal from various vehicle repair projects and, occasionally, construction projects in Fiscal Year 2022 (FY22) that will result in new revenues; and

WHEREAS, the Public Works Department would like to dedicate all proceeds from the sale of such scrap metal to supplement the Public Works vehicle maintenance budget.

NOW, THEREFORE, BE IT ORDERED, that the City Council of the City of Brewer herewith declares such scrap metal surplus, and authorizes the sale of the surplus property and the receipt of the proceeds into 0106604-300490 (Public Works Miscellaneous Revenue) and authorizes the appropriation and expenditure of funds received from recycling this scrap metal in FY22 from account 0116641-504200 (PW Vehicle Maintenance and Repair).

Statement of Fact: This annual order allows Public Works put the proceed funds from the sale of scrap metal from discarded parts to be deposited into the vehicle maintenance budget.

2021-A072

July 13, 2021

TITLE: ORDER, ACCEPT FISCAL YEAR 2022 DONATIONS TO THE BREWER PUBLIC LIBRARY.

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Filed July 6, 2021
By Jerry Goss

WHEREAS, the Brewer Public Library receives unrestricted monetary contributions from donors throughout the year; and

WHEREAS, most donors wish their contributions to supplement and support either the programming budget or book budget at the Library; and

WHEREAS, it is the recommendation and request of the Library Director that the upcoming Fiscal Year 2022 (FY22) donations be appropriated and expended as requested by donors.

NOW, THEREFORE, BE IT ORDERED, that the City Council of the City of Brewer accepts all unrestricted FY22 contributions and memorial donations to the City of Brewer Public Library and authorizes their deposit into account 0107204-300420 (Library Contributions/Donations); and

BE IT FURTHER ORDERED, that the City Council authorizes the appropriation and expenditure of these accepted donations from account 0117201-502750 (Library Books) or account 0117201-506150 (Library Special Events) as specified by the donor.

Statement of Fact: This order is a blanket acceptance of unrestricted FY22 contributions to the City of Brewer Public Library, and authorizes the expenditure of these contributions to support the Library programming budget and the purchase of new books.

2021-A073

July 13, 2021

TITLE: ORDER, ACCEPT DONATIONS OF BOOKS AND MATERIALS AND
AUTHORIZE SALE OF SURPLUS BOOKS AND MATERIALS.

Filed July 6, 2021
By Joseph L. Ferris

WHEREAS, from time to time the Brewer Public Library receives donations of books and materials; and

WHEREAS, some of the books and materials received are ones the Library already has or does not need; and

WHEREAS, from time to time the Library reviews its collection and retires books that are no longer in use; and

WHEREAS, the library would like to offer such unneeded books and materials to the public in

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exchange for a donation to the Library.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by vote of its City Council, herewith accepts the donations of books and materials it may receive throughout the year; and

BE IT FURTHER ORDERED, that the City Council hereby authorizes the Library Director to identify throughout the year books and materials that are unneeded and Council declares such items to be surplus and further authorizes the Library to offer the items to the public in exchange for a donation to the Library; and

BE IT FURTHER ORDERED, that the City Council hereby directs that these proceeds be deposited in revenue account 0107204-300410 (Library Sale of Assets) and that these proceeds be appropriated for expenditure from expense account 0117201-502750 (Books) for the purpose of replenishing Library inventory with more current and requested items.

Statement of Fact: This annual order anticipates the sale of surplus books and materials throughout the year and authorizes the use of the sale proceeds to fund the purchase of new books.

2021-A074

July 13, 2021

TITLE: ORDER, ACCEPT U.S. DEPARTMENT OF JUSTICE COPS GRANT.

Filed July 7, 2021
By Jenn M. Morin

WHEREAS, in early 2020, the Brewer Police Department applied for a U.S. Department of Justice Office of Community Oriented Policing Services (COPS) grant for funding to help hire an additional patrol officer; and

WHEREAS, on June 25, 2020, the department was notified that it had been awarded a \$125,000 in federal funds over a three-year period under the 2020 COPS Hiring Program; and

WHEREAS, given the economic uncertainties the City of Brewer was facing at the time, the City deferred acceptance of the grant; and

WHEREAS, the City's budget outlook has improved and the need for additional uniformed officers at the Police Department still exists; and

WHEREAS, the grant will cover 47.5% of the salary and benefit costs of a new entry level officer for the first three years.

NOW, THEREFORE, BE IT ORDERED, that the City Council of the City of Brewer hereby authorizes the City Manager, or his designee, to accept \$125,000 in federal funds under the COPS

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Hiring Program and to execute any and all documentation and actions needed to initiate the drawdown of these funds.

Statement of Fact: In 2020, the Brewer Police Department was awarded a COPS grant, but deferred acceptance until now. This order authorizes acceptance of the \$125,000 grant, which will be spread over three years to help fund one additional patrol officer position at the Brewer Police Department. This additional position was included in the Fiscal Year 2022 budget in anticipation of Council's acceptance of this grant.

2021-A075

July 13, 2021

TITLE: ORDER, ACCEPT \$1,000 DONATION FROM RICHARD MORSE TO THE BREWER PUBLIC LIBRARY.

Filed July 7, 2021
By Soubanh Phanthay

WHEREAS, the Brewer Public Library received a generous \$1,000.00 donation from Richard Morse; and

WHEREAS, Richard Morse specified that the donation can be used for purposes determined by the Library Director; and

WHEREAS, it is the recommendation and request of the Library Director that the donation be used toward updating and improving the Children's department; and

WHEREAS, Richard Morse has been a faithful supporter of the Brewer Public Library.

NOW, THEREFORE, BE IT ORDERED, that the City Council of the City of Brewer accepts this \$1,000.00 donation from Richard Morse to the City of Brewer Public Library, and authorizes its deposit into account 0600072-360000-72030 (R Morse Gift), and further authorizes its appropriation and expenditure from 0600072-560000-72030 (R Morse Gift Expense).

Statement of Fact: This order accepts a \$1,000.00 donation from Richard Morse to support the Children's Department at the City of Brewer Public Library.

NOTE: The Brewer Public Library sends a letter of acknowledgement and appreciation on behalf of the City Council and the Library to all who contribute to the library.

ACTION: Councilor Morin moved that the orders on the consent calendar have passage. Councilor Ferris seconded the motion. The motion passed by a unanimous vote.

D. Monthly Reports

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ACTION: Councilor Goss moved that the monthly reports from department heads be accepted and placed on file. Councilor Ferris seconded the motion. The motion passed with a unanimous vote.

E. Nominations, Appointments, Elections

2021-A076

July 13, 2021

TITLE: ORDER, REAPPOINT HEALTH OFFICER AND APPOINT DEPUTY HEALTH OFFICER OF THE CITY OF BREWER.

Filed June 17, 2021
By Joseph L. Ferris

WHEREAS, Title 22, M.R.S.A., Chapter 153, §451 states, “Every municipality in the State shall employ a local health officer who is appointed by the municipal officers of that municipality.”; and

WHEREAS, Chapter 11, of the Charter, Codes and Ordinances of the City of Brewer, Article 1, Section 101 states, “There shall be a Health Officer of the City appointed by the City Council for a period of three (3) years...”

NOW, THERFORE, BE IT ORDERED, that Stewart Brooks is herewith reappointed as Health Officer for the City of Brewer; and

BE IT FURTHER ORDERED, that Kristie Rines is herewith appointed Deputy Health Officer for the City of Brewer; and

BE IT FURTHER ORDERED, that Mr. Brooks and Ms. Rines’ terms began on July 1, 2021, and will expire on June 30, 2024.

Statement of Fact: This is a routine appointment.

ACTION: Councilor Ferris moved that the order have passage. Councilor Goss seconded the motion. The motion passed with a unanimous vote.

2021-A077

July 13, 2021

TITLE: ORDER, REAPPOINT ANIMAL CONTROL OFFICER.

Filed June 17, 2021
By Jenn M. Morin

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WHEREAS, Title 7, M.R.S.A., Part 9, Chapter 725, §3947 states, “Each municipality shall appoint one or more animal control officers...”

NOW, THERFORE, BE IT ORDERED, that Officer Michael Parady is herewith reappointed as Animal Control Officer for the City of Brewer; and

BE IT FURTHER ORDERED, that this term began on July 1, 2021.

Statement of Fact: This is a routine appointment.

ACTION: Councilor Morin moved that the order have passage. Councilor Phanthay seconded the motion. The motion passed with a unanimous vote.

F. Unfinished Business

There was none.

G. New Business

2021-C004

July 13, 2021

TITLE: ORDER, AMEND CHAPTER 31, ENTITLED “SEWER AND PRE-TREATMENT ORDINANCE” OF THE CITY OF BREWER CHARTER, CODES AND ORDINANCES, ARTICLE 12 “SCHEDULE OF SEWER RATES”, SECTION 1200.

Filed July 6, 2021
By Soubanh Phanthay

BE IT ORDAINED, by the City Council of the City of Brewer in City Council assembled that Chapter 31 of the Charter, Codes and Ordinances of the City of Brewer entitled “City of Brewer Sewer and Pre-Treatment Ordinance” shall be amended by changing Article 12, Section 1200 to read as follows:

ARTICLE 12 - SCHEDULE OF SEWER RATES

SECTION 1200. METER RATES

Rates based on water meter readings for the use of and for the services furnished, or to be furnished by the municipal sewer facility on property having water metered service, not including meters used exclusively for water not draining into sewers:

QUARTERLY

Effective beginning with and retroactive, the period covered by the September, ~~2020~~ 2021 billing, the following rates shall apply:

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For the first 1,000 cu. ft. per quarter: ~~\$94.20~~ \$96.70 minimum charge for Residential customers classified in the billing system as User Type 9.

For the first 1,200 cu. ft. per quarter: ~~\$113.04~~ \$116.04 minimum charge for all other users not otherwise classified as a Residential customer.

Effective beginning with the period covered by the September, ~~2020~~ 2021 billing, the following rates shall apply:

For all in excess of 1,000 cu. ft. per quarter: ~~\$9.42~~ \$9.67 per 100 cu. ft.

Statement of Fact: The Fiscal Year 2022 budget the Brewer City Council approved includes an increase in the sewer rate of \$0.25 per 100 cubic feet, or about \$3.34 per quarter for the average residential sewer user. This order amends City Ordinance to reflect this change.

ACTION: Councilor Phanthay moved that the amendment be certified and filed with the City Clerk for posting. Councilor Goss seconded the motion. The motion passed with a unanimous vote.

2021-C005

July 13, 2021

TITLE: ORDER, AMEND CHAPTER 24, ENTITLED "LAND USE CODE" OF THE CITY OF BREWER CHARTER, CODES AND ORDINANCES, ARTICLE 6 "SITE REVIEW PLAN", SUBSECTIONS 607.3 AND 607.4.

Filed July 7, 2021
By Jerry Goss

BE IT ORDAINED, by the City Council of the City of Brewer in City Council assembled that Chapter 24 of the Charter, Codes and Ordinances of the City of Brewer entitled "Land Use Code" shall be amended by changing Article 6, Sections 607.3 and 607.4 to read as follows:

ARTICLE 6 - SITE PLAN REVIEW

607. STANDARDS GOVERNING SITE PLAN REVIEW

607.3. EROSION (#44)

Adequate provisions must be made for minimizing erosion and controlling sedimentation.

1. For all projects, ~~Peformance~~ Performance Standards set forth in Article 4, Section 440 Erosion Control of this Land Use Code shall be met.
2. Whenever State or Federal permits are required for a proposed site plan application, whichever standard between City, State, or Federal standards is more strict shall govern.

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607.4 STORM WATER (#44)

Adequate provision must be made for the collection and disposal of stormwater that runs off proposed streets, parking areas, roofs, and other surfaces, through a stormwater drainage system and maintenance plan, which must not have adverse impacts on abutting or downstream properties.

1. For all projects, Performance Standards set forth in Article 4, Section 439 Stormwater Management of this Land Use Code shall be met.
2. Unless the discharge is directly to the Penobscot River, stormwater runoff systems must detain or retain water such that the rate of flow from the site after development does not exceed the predevelopment rate.
3. The biological and chemical properties of the receiving waters must not be degraded by the stormwater runoff from the development site. The use of oil and grease traps in manholes, the use of on-site vegetated waterways, and vegetated buffer strips along waterways and drainage swales, and the reduction in use of deicing salts and fertilizers may be required.
4. Site designs shall include Low Impact Development (LID) techniques as feasible. The use of dry ponds, rain gardens, and stormwater management chamber systems are encouraged in lieu of traditional wet ponds. If space is limited, other stormwater treatment systems, such as tree boxes, should be considered. LID techniques mimic natural processes by promoting the use of relatively small scale treatment measures to disconnect impervious surfaces and enhance filtration, treatment, and management of stormwater runoff as close to its source as possible. These measures include, but are not limited to bioretention filters, grass swales and channels, vegetated filter strips, permeable pavements, and rain gardens.
5. Whenever State or Federal permits are required for a proposed site plan application, whichever standard between City, State, or Federal standards is more strict shall govern.

Statement of Fact: This amendment requires site plan applicants to consider using Low Impact Development stormwater techniques whenever possible on their site design. This language was suggested by Maine DEP to better meet stormwater regulations. The Planning Board held a public hearing and made recommendation at their June 7th meeting. The Board unanimously voted to recommend the proposed amendment be adopted.

ACTION: Councilor Goss moved that the amendment be certified and filed with the City Clerk for posting. Councilor Ferris seconded the motion. The motion passed with a unanimous vote.

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TITLE: ORDER, CONVENE IN EXECUTIVE SESSION PURSUANT TO TITLE 1, M.R.S.A. §405(6)(A) ON A PERSONNEL MATTER.

Filed July 1, 2021
By Joseph L. Ferris

BE IT ORDERED, that the Brewer City Council convene in executive session pursuant to Title 1, Maine Revised Statutes Annotated, §405(6)(A) on a personnel matter.

ACTION: Councilor Ferris moved that the order have passage. Councilor Goss seconded the motion. The motion passed with a unanimous vote. Mayor Daniels said that the Council would recess to go into executive session and then reconvene to consider two more items on the agenda.

The regular meeting was called back to order by Mayor Daniels.

The City Clerk called the roll:

Councilor Goss-present
Councilor Morin-present
Mayor Daniels-present

Councilor Ferris-present
Councilor Phanthay-present

Mayor Daniels declared that all members were present. The City Manager was also present.

H. New Items with Leave of Council

ACTION: Mayor Daniels introduced Order 2021-A079 “Extend the City Manager’s Contract.” under suspension of the rules. Mayor Daniels asked the City Clerk to poll the Council to see if there is unanimous consent to take up this order. The Council members voted 5 to 0 unanimous consent to take up Order 2021-A079 under suspension of the rules.

2021-A079

July 13, 2021

TITLE: ORDER, EXTEND THE CITY MANAGER’S EMPLOYMENT CONTRACT.

Filed July 13, 2021
By Jenn M. Morin and
Michele Daniels

WHEREAS, the City Council has done a performance evaluation of the City Manager, Stephen M. Bost; and

WHEREAS, the Employee has served as City Manager for the City since January 11, 1999; and

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WHEREAS, the City desires to continue to employ the services of the Employee as City Manager of the City of Brewer; and

WHEREAS, the Employee desires to accept continued employment as City Manager for the City under the terms and conditions of the existing Employment Contract; and

WHEREAS, on October 13, 2020, the Brewer City Council extended the City Manager's contract through June 30th, 2023.

NOW, THEREFORE, BE IT ORDERED, that Section 2(A) of the Employment Contract of the City Manager, Stephen M. Bost, is amended to provide for an expiration date of June 30, 2024, and in all other respects the Employment Contract will remain in full force and effect.

ACTION: Councilor Morin moved that the order have passage. Councilor Goss seconded. The motion passed with a unanimous vote.

ACTION: Mayor Daniels introduced Order 2021-A080 "Merge two part-time positions into a single full-time position." under suspension of the rules. Mayor Daniels asked the City Clerk to poll the Council to see if there is unanimous consent to take up this order. The Council members voted 5 to 0 unanimous consent to take up Order 2021-A080 under suspension of the rules.

2021-A080

July 13, 2021

TITLE: ORDER, MERGE TWO PART-TIME POSITIONS INTO A SINGLE FULL-TIME POSTION.

Filed July 12, 2021
By Jerry Goss and
Joseph L. Ferris

WHEREAS, recruitment for two particular part-time positions has not produced quality results; and

WHEREAS, turnover of these positions has been frequent, creating instability; and

WHEREAS, it is the recommendation of management to merge these two part-time positions into a single full-time position to be shared between the Water Department and the Planning Department; and

WHEREAS, the City of Brewer has funding available to support the additional \$13,000 cost associated with the benefits and pay rate; and

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WHEREAS, both the Water Department Superintendent and the City Planner have agreed that this position will meet their daily work needs; and

WHEREAS, during our recruitment process, we identified a highly skilled and qualified candidate with relevant work experience for both of these vacant part-time positions.

NOW, THEREFORE, BE IT ORDERED, that the City Council of the City of Brewer authorizes the merging of these part-time positions to better serve the needs of the Water Department and the Planning Department; and

BE IT FURTHER ORDERED, that the City Council hereby authorizes the appropriation and expenditure of an additional \$13,000 from Org 0116780 (Planning Salary and Benefits) to support this change, which shall be funded with unanticipated state revenue sharing funds.

Statement of Fact: This order authorizes the merging of two part-times positions in Water and Planning into a single full-time position serving both departments and appropriates \$13,000 in unanticipated revenue sharing funds to cover its cost.

ACTION: Councilor Goss moved that the order have passage. Councilor Ferris seconded. The motion passed with a unanimous vote.

I. ADJOURN

ACTION: Councilor Ferris moved that the meeting be adjourned. Councilor Goss seconded the motion. The motion passed by a unanimous vote. The meeting was adjourned at 7:13pm.

ADJOURNED, ATTEST: _____ Vincent P. Migliore
City Clerk

A TRUE COPY, ATTEST: _____ Brewer, Maine