

CITY COUNCIL REGULAR MEETING

March 18, 2025 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 the February 11, 2025 Regular Meeting, and Minutes of the February 25, 2025 Special Meeting (Councilor Phanthay)

B. Awards, Petitions and Public Comments

1. Presentation: South Main Street Corridor Study, Jack Bosies, Bangor Area Comprehensive Transportation System.
2. City Manager's Report
3. Public Comments

IV. Recess for Public Hearing

1. Macks Restaurant and Tavern LLC, 391 North Main Street, Brewer, Maine for a State of Maine, Class A Restaurant Liquor License.

V. Adjourn Public Hearing

C. Consent Calendar

1. (2025-A035) ORDER Accept donations to support Brewer Riverwalk Festival. (Councilor O'Halloran)
2. (2025-A036) ORDER Accept fees for tables in craft fair and business section of Brewer Riverwalk Festival. (Councilor Kimball)
3. (2025-A037) ORDER Accept stipend from Bangor Public Health and Community Services in support of limiting tobacco use in City Parks and Athletic Facilities. (Councilor Morin)
4. (2025-A038) ORDER Award contract for Elm Street and Pierce Road resurfacing project. (Councilor Phanthay)
5. (2025-A039) ORDER Award contract for Fiscal Year 2025 City Street paving. (Councilor O'Halloran)
6. (2025-A040) ORDER Award contract for 2025 street line painting. (Councilor Kimball)
7. (2025-A041) ORDER Accept donation from Bangor Tire Company to Brewer Parks and Recreation Department for Spring Dodgeball Program. (Councilor Morin)
8. (2025-A042) ORDER Accept donation from Gold Star Cleaners to Brewer Parks and Recreation Department for Spring T-Ball Program. (Councilor Phanthay)
9. (2025-A043) ORDER Accept donation from Darling's Kia to Brewer Parks and Recreation Department for Spring T-Ball Program. (Councilor O'Halloran)
10. (2025-A044) ORDER Accept donation from Harvest Moon Deli to Brewer Parks and Recreation Department for Spring T-Ball Program. (Councilor Kimball)

11. (2025-A045) ORDER Accept donation from Walker's Garage to Brewer Parks and Recreation Department for Spring T-Ball Program. (Councilor Morin)
12. (2025-A046) ORDER Award contract for landscaping services. (Councilor Phanthay)
13. (2025-A047) ORDER Accept asset forfeiture funds and property. (Councilor O'Halloran)
14. (2025-A048) ORDER Accept forest firefighting grant funds. (Councilor Kimball)
15. (2025-B010) RESOLVE Approve State of Maine Class A Restaurant Liquor License to Macks Restaurant and Tavern LLC, 391 North Main Street, Brewer, Maine. (Councilor Morin)
16. (2025-B011) RESOLVE Amend Schedule of City Council Regular Meetings and Special Meetings to add special meetings. (Councilor Phanthay)
17. (2025-A049) ORDER Authorize adjustment of sewer manholes on State Street, Penobscot Street and Betton Street as part of Maine Department of Transportation project. (Councilor O'Halloran)
18. (2025-A050) ORDER Commit water assessment to Treasurer for collection. (Councilor Kimball)
19. (2025-A051) ORDER Commit sewer assessment to Treasurer for collection. (Councilor Morin)

D. Monthly Reports (Councilor Kimball)

E. Nominations, Appointments, Elections

Consent Calendar

1. (2025-B012) RESOLVE Declare results of February 25, 2025 State of Maine Special Election for State House of Representatives District 24. (Councilor Morin)
2. (2025-B013) RESOLVE Confirm City Manager's appointment of Anthony Pinette as Deputy Police Chief. (Councilor Phanthay)
3. (2025-B014) RESOLVE Confirm City Manager's appointment of General Assistance Administrator. (Councilor O'Halloran)
4. (2025-B015) RESOLVE Confirm City Manager's appointment of Deputy City Clerk. (Councilor Kimball)
5. (2025-A052) ORDER Reappoint Inspector of Buildings. (Councilor Morin)
6. (2025-A053) ORDER Reappoint Inspector of Plumbing. (Councilor Phanthay)
7. (2025-A054) ORDER Reappoint member to the Board of Appeals of the City of Brewer. (Councilor O'Halloran)
8. (2025-A055) ORDER Reappoint member to the Brewer Board of Assessment Review. (Councilor Kimball)
9. (2025-A056) ORDER Reappoint member to the Cemetery Board of the City of Brewer. (Councilor Morin)

10. (2025-A057) ORDER Reappoint members to the Conservation Commission of the City of Brewer. (Councilor Phanthay)
11. (2025-A058) ORDER Reappoint members to the Culture and Arts Committee of the City of Brewer. (Councilor O'Halloran)
12. (2025-A059) ORDER Reappoint member to Board of Commissioners of Housing Authority of the City of Brewer. (Councilor Kimball)
13. (2025-A060) ORDER Reappoint member to the Library Board of Trustees of the City of Brewer. (Councilor Morin)
14. (2025-A061) ORDER Reappoint members to the Parks & Recreational Advisory Commission of the City of Brewer. (Councilor Phanthay)
15. (2025-A062) ORDER Reappoint members to the Brewer Planning Board. (Councilor O'Halloran)
16. (2025-B016) RESOLVE Confirm City Manager's appointments of Constables. (Councilor Kimball)

F. Unfinished Business (none)

G. New Business

1. (2025-A063) ORDER Convene in executive session pursuant to Title 1, M.R.S.A. §405(6)(E) to consult with legal counsel regarding City Council rights and duties. (Councilor Morin)

H. New Items with Leave of Council

I. ADJOURN

CITY OF BREWER PUBLIC NOTICE

Notice is hereby given that the Brewer City Council will hold a public hearing on Tuesday, March 18, 2025 at 6:00 p.m. in the Council Chambers at Brewer City Hall to consider the application of:

1. Mack's Restaurant & Tavern, LLC., 391 North Main Street Suite 2, Brewer, Maine, for a State of Maine Class A Restaurant Liquor License.

This application is available for public inspection by contacting the Brewer City Clerk (989-7050). This notice was posted on the bulletin board at Brewer City Hall on March 05, 2025.

Any person may attend this public hearing and speak on this application. The deadline for submission of written comments is 4:00 p.m. on the date of the hearing. Written comments should be addressed to Brewer City Council, c/o City Clerk, 80 No. Main Street, Brewer, Maine 04412 or emailed to city-clerk-office@brewermaine.gov.

Vincent P. Migliore
City Clerk

published March 11, 12 and 13
in the BDN

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-A036

March 18, 2025

TITLE: ORDER, ACCEPT FEES FOR TABLES IN CRAFT FAIR AND BUSINESS
SECTION OF BREWER RIVERWALK FESTIVAL.

Filed February 25, 2025

By William Kimball

WHEREAS, crafters and businesses that wish to set up a table at the Brewer Riverwalk Festival must pay a fee to secure a spot; and

WHEREAS, fees in the amount of \$1,150 have been collected for the purpose of securing a spot in the craft fair or business section of the Riverwalk Festival.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by vote of its City Council, herewith accepts the fees and directs that the funds be deposited in the Riverwalk Events Account (0200000-320000-57003); and

BE IT FURTHER ORDERED, that the City Council herewith authorizes the appropriation and expenditure of these funds from the Riverwalk Events Expense Account (0200000-520000-57003) for the purpose of marketing and other fees incorporated in running this event successfully.

Statement of Fact: The City of Brewer Economic Development Office received fees of \$1,150 from craft vendors and businesses for the purpose of securing a spot during the Brewer Riverwalk Festival, to financially support the Riverwalk Festival.

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-A037

March 18, 2025

TITLE: ORDER, ACCEPT STIPEND FROM BANGOR PUBLIC HEALTH AND
COMMUNITY SERVICES IN SUPPORT OF LIMITING TOBACCO
USE IN CITY PARKS AND ATHLETIC FACILITIES.

Filed February 25, 2025

By Jenn M. Morin

WHEREAS, the City of Brewer is eligible to receive a \$2,000 stipend from the Bangor Public Health & Community Services Program in support of limiting tobacco use in public spaces; and

WHEREAS, the City of Brewer is committed to promoting healthy smoke-free environments in public spaces to benefit residents and visitors; and

WHEREAS, the City's Safe Zone Park Ordinance already includes language restricting the use of tobacco products in designated Safe Zones including City Parks and Athletic Facilities.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by a vote of its City Council, herewith accepts this stipend of \$2,000 and directs that it be deposited into the Parks and Recreation Contributions and Donations revenue account (0107114-300420); and

BE IT FURTHER ORDERED, that the City Council hereby authorizes the appropriation and expenditure of the funds from the Other Parks & Playgrounds Expense Account (0117111-502580).

Statement of Fact: The order formally accepts a \$2,000 stipend from Bangor Public Health and Community Services Program in support of the City's efforts in promoting smoke-free public spaces by maintaining non-smoking signage and language in the Park Ordinance.

CITY OF BREWER, MAINE

IN CITY COUNCIL ASSEMBLED

2025-A038

March 18, 2025

TITLE: ORDER, AWARD CONTRACT FOR ELM STREET AND PIERCE ROAD
RESURFACING PROJECT.

Filed February 26, 2025
By Soubanh Phanthay

WHEREAS, on April 11, 2023, the Brewer City Council authorized a Cooperative agreement with the Maine Department of Transportation (MDOT) (Order 2023-A045) in the amount of \$970,000 for the resurfacing of Pierce Road with storm drain improvements and sidewalk construction from Eastern Avenue to Wilson Street on a 70/30 cost sharing basis; and

WHEREAS, also on April 11, 2023, the City Council authorized a Municipal Partnership Initiative (MPI) agreement with MDOT (Order 2023-A044) in the amount of \$180,000 for the resurfacing of Elm Street with sidewalk improvements from South Main Street to the railroad tracks on a 50/50 cost sharing basis; and

WHEREAS, at the October 8, 2024 meeting, the City Council authorized a contract (Order 2024-A184) for the sidewalk and storm drain work on both sections of roadway that must be completed prior to resurfacing; and

WHEREAS, funding for the City's share of costs was approved in the Fiscal Year 2025 (FY25) Capital Improvement Program (CIP); and

WHEREAS, on February 25, 2025, the City received five competitive bids for the resurfacing work from reputable local contractors (see attached bid tabulation sheet).

NOW, THEREFORE, BE IT ORDERED, that the Brewer City Manager, or his designee, is authorized to execute a contract with Vaughn D. Thibodeau II of Bangor, Maine, the low bidder, in an amount not to exceed \$430,000 (bid amount plus approximately 11% for contingencies) for the completion of the Elm Street and Pierce Road resurfacing project; and

BE IT FURTHER ORDERED, that costs associated with the Elm Street MPI project be charged to 0510113-551610-66517, and those with the Pierce Road Cooperative Agreement to 0510113-551379-66516; and

BE IT FURTHER ORDERED, that, in a timely manner, the City Engineer shall invoice MDOT for the State's share of costs for this work, estimated to total \$292,380 for this portion of the project (approximately \$272,595 for the Pierce Road project and \$19,785 for the Elm Street project).

Statement of Fact: This order awards the contract for the Elm Street and Pierce Road Resurfacing project to Vaughn D. Thibodeau II General Contractor. This contract will be completed after the previously approved sidewalk and storm drain contract that is expected to be done in spring 2025. The sidewalk and storm drain project has a required completion date of July 1, 2025 and the resurfacing project has a completion date of October 17, 2025.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A039

March 18, 2025

TITLE: ORDER, AWARD CONTRACT FOR FISCAL YEAR 2025 CITY STREET
PAVING.

Filed February 26, 2025
By Dani O'Halloran

WHEREAS, bids were publicly solicited and five bids were received and reviewed for the City's Fiscal Year 2025 (FY25) Paving Contract (see attached bid tabulation); and

WHEREAS, funds currently available for this project total \$287,865 (\$272,545 in the Paving account and \$15,320 in the General Road Construction account).

NOW, THEREFORE, BE IT ORDERED, that the Brewer City Manager, or his designee, is authorized to execute a contract with Street's Paving, in an amount not to exceed \$287,865 for the annual paving of City streets; and

BE IT FURTHER ORDERED, that expenses associated with this contract be charged to CIP account 0510113-551311 (Paving) and 0510113-551310 (General Road Construction), as needed.

Statement of Fact: This order awards the annual contract for paving City streets. The bid tabulation for the project is attached.

First list FY 25 paving

STREET NAME	LIMITS OF WORK	DEPTH (inch)	WIDTH(feet)	LENGTH(ft)	TONS
Union St.	Summer to tracks	1.5	24	575	132.25
Tibbetts	All	1.5	25	870	208.44
Washington upper	P. W North to end	0.75	27	2680	346.73
Crescent Street	All	1.5	28	800	214.67
Darby Lane	All	1	17	195	21.18
Wiswell Road	Holden end	4.5	26	1000	747.50
West Road	All	1.5	21	495	99.62
East Road	All	1.5	21	495	99.62
North Road	All	1.5	21	410	82.51
South Road	All	1.5	31	400	118.83
					0.00
					0.00
Misc base repairs	19mm binder as needed	3	15	1500	431.25
					Total Tons
					2,502.59
SURFACE GRINDING					
STREET NAME	LIMITS OF WORK	DEPTH (inch)	WIDTH(feet)	LENGTH(ft)	SQ. YARDS
Union St.	Summer to tracks	1.5	24	575	1533.33
Tibbetts	All	1.5	25	870	2416.67
Crescent Street	All	1.5	28	800	2488.89
Wiswell Road	Holden end	4.5	26	1000	2888.89
West Road	All	1.5	21	495	1155.00
East Road	All	1.5	21	495	1155.00
North Road	All	1.5	21	410	956.67
South Road	All	1.5	31	400	1377.78
					0.00
					0.00
					0.00
					Total Yards
					13972.22

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A040

March 18, 2025

TITLE: ORDER, AWARD CONTRACT FOR 2025 STREET LINE PAINTING.

Filed February 28, 2025
By William Kimball

WHEREAS, bids were solicited, received and evaluated for the City of Brewer's 2025 street line striping contract; and

WHEREAS, Lucas Striping LLC, of Readfield, Maine, submitted the lowest price of the four bids received.

NOW, THEREFORE, BE IT ORDERED, that the Brewer City Council herewith accepts the bid from Lucas Striping LLC, and authorizes the City Manager, or his Designee, to approve a purchase order and payment to Lucas Striping LLC, up to the amount of \$40,772.16 for line striping services; and

BE IT FURTHER ORDERED, that funds for this contract shall be charged to Public Works account 0116611-501044 titled "Contracted Services".

Statement of Fact: This order authorizes the City's annual roadway striping contract which includes center lines, lane lines, and shoulder lines. Lucas Striping has been awarded the City's contract in the past with satisfactory results.

STREET LINE PAINTING BID RESULTS

Bid Date: February 26, 2025
Date Opened: February 27, 2025

Scheduled Opening Time: 2:30 pm
Actual Opening Time: 7:15 am

Fine Line Pavement Striping, 2729 US Rt 2, Hermon, Maine 04401
207-848-7007

Item	Miles	Unit Price	Total Price
Double Yellow Lines	29.40	\$540.00	\$15,876.00
Solid White	56.00	\$420.00	\$23,520.00
Broken White	4.00	\$420.00	\$1,680.00
Total Bid			\$41,076.00

K5 Corporation, 9 Rockview Way, Rockland, MA 02370
781-982-9229

Item	Miles	Unit Price	Total Price
Double Yellow Lines	29.40	\$850.00	\$24,990.00
Solid White	56.00	\$442.00	\$24,752.00
Broken White	4.00	\$442.00	\$1,768.00
Total Bid			\$51,510.00

On-The-Line, Inc., 22 Alden St., Bangor, ME 04401
207-947-9912

Item	Miles	Unit Price	Total Price
Double Yellow Lines	29.40	\$1,056.00	\$31,046.40
Solid White	56.00	\$554.40	\$31,046.40
Broken White	4.00	\$554.40	\$2,217.60
Total Bid			\$64,310.40

Lucas Striping LLC., 237 Plains Rd., Readfield, ME 04355
207-215-2320

Item	Miles	Unit Price	Total Price
Double Yellow Lines	29.40	\$686.40	\$20,180.16
Solid White	56.00	\$343.20	\$19,219.20
Broken White	4.00	\$343.20	\$1,372.80
Total Bid			\$40,772.16

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A043

March 18, 2025

TITLE: ORDER, ACCEPT DONATION FROM DARLING'S KIA TO BREWER
PARKS AND RECREATION DEPARTMENT FOR SPRING T-BALL
PROGRAM.

Filed March 4, 2025
By Dani O'Halloran

WHEREAS, the Brewer Parks & Recreation Department has received a donation of \$100 from Darling's Kia for support of the Spring T-Ball Program; and

WHEREAS, it is the recommendation and request of the Parks & Recreation Director and the donor that this donation be appropriated and expended to supplement the Spring Program.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by vote of its City Council herewith accepts this donation and directs that the donation be receipted to the Spring Program/League revenue account (0107123-300326); and

BE IT FURTHER ORDERED, that the City Council herewith authorizes the appropriation and expenditure of this money from the Spring Program/League expense account (0117121-506110).

Statement of Fact: This order accepts a contribution of \$100 from Darling's Kia to the City of Brewer Parks & Recreation Department and authorizes the expenditure of this contribution to support the Spring T-Ball Program.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A044

March 18, 2025

TITLE: ORDER, ACCEPT DONATION FROM HARVEST MOON DELI TO BREWER
PARKS AND RECREATION DEPARTMENT FOR SPRING T-BALL
PROGRAM.

Filed March 4, 2025
By William Kimball

WHEREAS, the Brewer Parks & Recreation Department has received a donation of \$100 from Harvest Moon Holdings, LLC d/b/a Harvest Moon Deli for support of the Spring T-Ball Program; and

WHEREAS, it is the recommendation and request of the Parks & Recreation Director and the donor that this donation be appropriated and expended to supplement the Spring Program.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by vote of its City Council herewith accepts this donation and directs that the donation be receipted to the Spring Program/League revenue account (0107123-300326); and

BE IT FURTHER ORDERED, that the City Council herewith authorizes the appropriation and expenditure of this money from the Spring Program/League expense account (0117121-506110).

Statement of Fact: This order accepts a contribution of \$100 from Harvest Moon Deli to the City of Brewer Parks & Recreation Department and authorizes the expenditure of this contribution to support the Spring T-Ball Program.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A045

March 18, 2025

TITLE: ORDER, ACCEPT DONATION FROM WALKER'S GARAGE TO BREWER
PARKS AND RECREATION DEPARTMENT FOR SPRING T-BALL
PROGRAM.

Filed March 4, 2025
By Jenn M. Morin

WHEREAS, the Brewer Parks & Recreation Department has received a donation of \$100 from Walker's Garage, LLC for support of the Spring T-Ball Program; and

WHEREAS, it is the recommendation and request of the Parks & Recreation Director and the donor that this donation be appropriated and expended to supplement the Spring Program.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by vote of its City Council herewith accepts this donation and directs that the donation be receipted to the Spring Program/League revenue account (0107123-300326); and

BE IT FURTHER ORDERED, that the City Council herewith authorizes the appropriation and expenditure of this money from the Spring Program/League expense account (0117121-506110).

Statement of Fact: This order accepts a contribution of \$100 from Walker's Garage to the City of Brewer Parks & Recreation Department and authorizes the expenditure of this contribution to support the Spring T-Ball Program.

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-A046

March 18, 2025

TITLE: ORDER, AWARD CONTRACT FOR LANDSCAPING SERVICES.

Filed March 11, 2025
By Soubanh Phanthay

WHEREAS, the City of Brewer issued a Request for Proposals (RFP) for landscaping services to maintain the mulch and flower beds at various City properties and to trim at Chamberlain Freedom Park; and

WHEREAS, the contract would be for one year, commencing April 1, 2025, with the option for up to two 2-year extensions; and

WHEREAS, two proposals were received and reviewed in accordance with the City's procurement policies and evaluation criteria outlined in the RFP; and

WHEREAS, Summersweet Landscaping, LLC of Brewer, Maine, submitted the most responsive and responsible proposal, offering the best value and service to the City.

NOW, THEREFORE, BE IT ORDERED, that the Brewer City Manager, or his designee, is authorized to sign a purchase order to Summersweet Landscaping, LLC in the amount of \$52,095 for landscaping services at the following locations:

1. Riverwalk Trail
2. Brewer City Hall
3. Brewer Public Safety Building
4. Brewer Public Library
5. Park at Maple and South Main Streets
6. Veteran's Memorial Park
7. Chamberlain Freedom Park
8. Clock Park
9. Archer Block Wall
10. City wall adjacent to Tiller and Rye.

Statement of Fact: This order awards the contract for landscaping services at various properties around the City to Summersweet Landscaping, which was the lowest bidder on the project. Summersweet is the City's current vendor for these services. The proposal for winter maintenance of the Riverwalk Trail will be considered separately as part of the Fiscal Year 2026 budget process.

Landscaping Bids Submitted:

Summersweet Landscaping	Brewer	\$52,095
Eastern Maine Excavation	Bangor	\$79,900

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-A047

March 18, 2025

TITLE: ORDER, ACCEPT ASSET FORFEITURE FUNDS AND PROPERTY.

Filed March 3, 2025
By Dani O'Halloran

WHEREAS, the Brewer Police Department conducted an investigation resulting in the seizure and forfeiture of money and property from a defendant; and

WHEREAS, these funds and assets have been offered to the City of Brewer in recognition of the Brewer Police Department's valuable assistance in the successful prosecution of the case; and

WHEREAS, under Maine Law, Title 15 M.R.S.A., §5824(3), the City Council must take a public vote before forfeited assets or funds can be transferred to the City.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by vote of its City Council, hereby approves the transfer of the following forfeited assets resulting from the cited criminal investigation:

Penobscot Unified Court Docket No. CR-23-2585

- \$300.00 in U.S. Currency
- One TISAS PX9 Handgun, Serial #23DC00128
- One Kimber 1911 Handgun, Serial #K744248 ; and

BE IT FURTHER ORDERED, that these funds be deposited into the State Asset Forfeiture Receipt Account (0200101-320000) and that expenditures be authorized from the State Asset Forfeiture Expense Account (0200101) in accordance with applicable policies and regulations; and

BE IT FURTHER ORDERED, that the City Council hereby accepts the two handguns, declares them surplus, and authorizes the City Manager, or his designee, to dispose of this property as would be in the best interest of the citizens of the City of Brewer.

Statement of Fact: This order accepts \$300 in asset forfeiture funds along with a TISAS PX9 Handgun (Serial #23DC00128) and a Kimber 1911 Handgun (Serial #K744248), which were awarded to the Brewer Police Department as a result of a successful criminal prosecution. These assets have been ordered by the court to be turned over to the Brewer Police Department.

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-A048

March 18, 2025

TITLE: ORDER, ACCEPT FOREST FIREFIGHTING GRANT FUNDS.

Filed March 5, 2025
By William Kimball

WHEREAS, the City of Brewer Fire Department has been awarded \$2,443 in 2025 Volunteer Fire Assistance grant funding from the United States Department of Agriculture (USDA) Forest Service administered by the Maine Forest Service Fire Chief's Forestry Committee; and

WHEREAS, the Fire Department will use the funding to purchase forest firefighting equipment including: 2-inch firefighting hose and firefighting foam; and

WHEREAS, in addition to the grant funds, the Brewer Fire Department will use \$2,443 of its own funding to purchase the equipment, for a total cost of \$4,886; and

WHEREAS, the Fire Department's share of costs will come from its Minor Equipment account (0115911-503000).

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by vote of its City Council, herewith accepts these grant funds and directs that the funds be deposited in the FY25 ME Forest Service Grant special revenue account (0600059-360000-59047), the local cash match will be deposited to FY25 MFS – Cash Match (0600059-300893-59047); and

BE IT FURTHER ORDERED, that the City Council herewith authorizes the appropriation and expenditure of the grant funds, along with the City's required share, from the FY25 ME Forest Service Grant Expense account (0600059-560000-59047) to purchase the equipment specified above.

Statement of Fact: This order accepts \$2,443 in grant funds from the Maine Forest Service and appropriates them, along with \$2,443 in City funds, for expenditure to purchase forest firefighting equipment.

CITY OF BREWER, MAINE

IN CITY COUNCIL ASSEMBLED

2025-B010

March 18, 2025

TITLE: RESOLVE, APPROVE STATE OF MAINE CLASS A RESTAURANT LIQUOR LICENSE TO MACKS RESTAURANT AND TAVERN LLC, 391 NORTH MAIN STREET, BREWER, MAINE.

Filed March 3, 2025

By Jenn M. Morin

WHEREAS, Macks Restaurant and Tavern LLC, 391 North Main Street, Brewer, Maine has applied to the State of Maine, Bureau of Liquor Enforcement, for a Class A Restaurant Liquor License; and

WHEREAS, Brewer City officials have reviewed this application and have submitted recommendations to the City Council on this application; and

WHEREAS, after considering their recommendations the City Council finds as follows:

1. The applicants have not been convicted of any Class A, Class B, or Class C crime;
2. The licensed premises and its use are in compliance with all local zoning ordinances and other land use ordinances not directly related to liquor control;
3. There is no record of waste disposal violations, health or safety violations or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by person patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises which unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner;
4. There is no record of repeated incidents of record of breaches of peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises; and
5. There is no record of the applicants having a violation of any provisions of Title 28-A, M.R.S.A. (Liquor Laws);
6. A determination by the municipal officers that the purpose of the application is not to circumvent the provisions of Section 601.

NOW, THEREFORE, BE IT RESOLVED, that the Brewer City Council approves the application of Macks Restaurant and Tavern LLC, 391 North Main Street, Brewer, Maine, for a State of Maine, Bureau of Liquor Enforcement, Class A Restaurant Liquor License.

Statement of Fact: This resolve approves a new application for a State of Maine Liquor License application to Macks Restaurant and Tavern LLC, 391 North Main Street.

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-B011

March 18, 2025

TITLE: RESOLVE, AMEND SCHEDULE OF CITY COUNCIL REGULAR MEETINGS
AND SPECIAL MEETINGS TO ADD SPECIAL MEETINGS.

Filed March 4, 2025
By Soubanh Phanthay

WHEREAS, the Brewer City Council, at its annual meeting held on November 19, 2024, adopted Resolve 2024-B052 establishing dates of its regular monthly meetings and special monthly meetings for the 2024-2025 term; and

WHEREAS, it is the wish of the Brewer City Council to add two additional special meetings to aid in the development and consideration of the City of Brewer Fiscal Year 2026 Annual Budget.

NOW, THEREFORE, BE IT RESOLVED, that Brewer City Council Schedule of Regular Meetings and Special Meetings be amended to add meetings at the following times and dates:

- Tuesday, April 15, 2025 at 6:00 P.M.
- Tuesday, June 3, 2025 at 6:00 P.M.

Statement of Fact: This resolve adds to the City Council Schedule of Meetings a budget workshop on April 15 and a joint City-School Public Information meeting on the budget on June 3.

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-A049

March 18, 2025

TITLE: ORDER, AUTHORIZE ADJUSTMENT OF SEWER MANHOLES ON STATE STREET, PENOBSCOT STREET AND BETTON STREET AS PART OF MAINE DEPARTMENT OF TRANSPORTATION PROJECT.

Filed March 6, 2025
By Dani O'Halloran

WHEREAS, the Maine Department of Transportation (MDOT) has decided to add the paving of Penobscot Street and Betton Street to its State Street work planned in the City of Brewer for this summer; and

WHEREAS, through their new funding formulas program, MDOT is funding the paving work for Betton Street and Penobscot Street with no local share required from the City of Brewer; and

WHEREAS, in conjunction with this work, adjusting of sewer manholes is required and cannot be funded as part of the MDOT contract; and

WHEREAS, Facility Construction Services of Old Town, Maine, provided the lowest quote to adjust the manholes needed; and

WHEREAS, the City has unassigned fund balance it could use to fund this unexpected, one-time expense.

NOW, THEREFORE, BE IT ORDERED, that the Brewer City Council hereby authorizes the expenditure of \$34,100 from account 0818101-502700 (Sewer Line Materials and Supplies) to pay Facility Construction Services to complete the process of lowering and raising seven manholes in the area of State Street, Penobscot Street and Betton Street; and

BE IT FURTHER ORDERED, that the City Council hereby authorizes the transfer to the sewer fund and appropriation and expenditure of up to \$34,100 in Unassigned Fund Balance (0109800-300901) to cover the cost of this work; and

BE IT FURTHER ORDERED, that the City Council of the City of Brewer 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: This order authorizes the use of \$31,400 in unassigned fund balance to adjust seven sewer manhole covers as part of the MDOT paving project taking place on State Street, Penobscot Street and Betton Street this summer. This is the City's only cost for this work as MDOT is covering the 10% local share that would have typically been required of paving work on these roads.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-B012

March 18, 2025

TITLE: RESOLVE, DECLARE RESULTS OF FEBRUARY 25, 2025 STATE OF MAINE
SPECIAL ELECTION FOR STATE HOUSE OF REPRESENTATIVES
DISTRICT 24.

Filed February 26, 2025
By Jenn M. Morin

WHEREAS, the State of Maine Special Election for State House of Representatives District 24 was held on Tuesday, February 25, 2025; and

WHEREAS, Brewer election officials tabulated the results for the vote in the City of Brewer and the city clerk has verified these results.

NOW, THEREFORE, BE IT RESOLVED, that the Brewer City Council declares the results for the State of Maine Special Election for State House of Representatives District 24 as follows:

February 25, 2025 Special Election
State Representative District 24

Municipal Clerk's Certified Return of Votes Cast

Municipality: Brewer, Maine

Total Ballots Cast: Record the total number of State ballots cast. (If no votes were cast, write "none" or "0".)

Total Number of Ballots Cast: 50

24 Faircloth, Sean

26 Fish, Carolyn A.

0 Blank (includes any write-in votes)

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-B013

March 18, 2025

TITLE: RESOLVE, CONFIRM CITY MANAGER'S APPOINTMENT OF ANTHONY
PINETTE AS DEPUTY POLICE CHIEF.

Filed February 26, 2025
By Soubanh Phanthay

WHEREAS, the previous City of Brewer Deputy Police Chief has been appointed to the role of Public Safety Director; and

WHEREAS, the Charter, Codes and Ordinances of the City of Brewer, Chapter 10, entitled, "The Police Department", Article 1, Section 101.2, authorizes the City Manager of the City of Brewer to appoint the position of Deputy Police Chief; and

WHEREAS, such appointments are subject to confirmation by the Brewer City Council.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Brewer herewith confirms the City Manager's appointment of Anthony Pinette as City of Brewer Deputy Police Chief; and

BE IT FURTHER ORDERED, that this appointment shall be effective Monday, March 31, 2025.

Statement of Fact: This order confirms the City Manager's appointment of Anthony Pinette to the office of City of Brewer Deputy Police Chief. Anthony Pinette has served with the Brewer Police Department since 2001.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-B014

March 18, 2025

TITLE: RESOLVE, CONFIRM CITY MANAGER'S APPOINTMENT OF GENERAL
ASSISTANCE ADMINISTRATOR.

Filed March 7, 2025
By Dani O'Halloran

BE IT RESOLVED, that the Brewer City Council herewith confirms the City Manager's appointment of Vicki Cox-Proulx of Brewer, Maine, as General Assistance Administrator for the City of Brewer.

Statement of Fact: This resolve to confirms the City Manager's appointment of Vicki Cox-Proulx as General Assistance Administrator for the City of Brewer as set forth in Title 22 M.R.S.A. § 4302.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-B015

March 18, 2025

TITLE: RESOLVE, CONFIRM CITY MANAGER'S APPOINTMENT OF DEPUTY CITY
CLERK.

Filed March 7, 2025
By William Kimball

BE IT RESOLVED, that the Brewer City Council herewith confirms the City Manager's appointment of Autumn Treadwell of Levant, Maine, as Deputy City Clerk of the City of Brewer.

Statement of Fact: Autumn Treadwell has served the City of Brewer for seven years.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A052

March 18, 2025

TITLE: ORDER, REAPPOINT INSPECTOR OF BUILDINGS.

Filed March 10, 2025
By Jenn M. Morin

WHEREAS, Title 25 M.R.S.A. §2351-A provides that the municipal officers shall annually, by the month of April, appoint an Inspector of Buildings; and

WHEREAS, Kristie Rines is the Brewer Code Enforcement Officer for the City of Brewer; and,

WHEREAS, it is the sense of the Brewer City Council that the Code Enforcement Officer performs, as part of their duties, inspection of buildings.

NOW, THEREFORE, BE IT ORDERED that Kristie Rines is herewith reappointed to the position of Inspector of Buildings for the City of Brewer for a one-year term commencing April 1, 2025 and expiring March 31, 2026.

Statement of Fact: This is an annual appointment.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A053

March 18, 2025

TITLE: ORDER, REAPPOINT INSPECTOR OF PLUMBING.

Filed March 10, 2025
By Soubanh Phanthay

WHEREAS, Title 30-A M.R.S.A. §4221 states, “In every municipality, the municipal officers shall appoint one or more inspectors of plumbing...”.

NOW, THEREFORE, BE IT ORDERED, that Kristie Rines is herewith reappointed Inspector of Plumbing for the City of Brewer for a term of one-year commencing on April 1, 2025 and expiring on March 31, 2026.

BE IT FURTHER ORDERED, that the City Clerk notify the Maine Department of Human Services of this appointment.

Statement of Fact: This is an annual appointment.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A054

March 18, 2025

TITLE: ORDER, REAPPOINT MEMBER TO BOARD OF APPEALS OF THE CITY OF
BREWER.

Filed March 10, 2025
By Dani O'Halloran

BE IT ORDERED, that Maurice Schinck of 86 Hillcrest Drive is herewith reappointed to the Board of Appeals of the City of Brewer for a three-year term; and

BE IT FURTHER ORDERED, that Mr. Schinck's term will commence April 1, 2025 and expire March 31, 2028.

Statement of Fact: This is an annual order for appointment or reappointment of persons to City boards and commissions with approval by the City Council.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A055

March 18, 2025

TITLE: ORDER, REAPPOINT MEMBER TO THE BREWER BOARD OF
ASSESSMENT REVIEW.

Filed March 10, 2025
By William Kimball

BE IT ORDERED, that Kevin Hughes of 22 Adams Court is herewith reappointed to the Brewer Board of Assessment Review for a three-year term; and

BE IT FURTHER ORDERED, that Mr. Hughes' term will commence April 1, 2025 and expire March 31, 2028.

Statement of Fact: This is an annual order for appointment or reappointment of persons to City boards and commissions with approval by the City Council.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A056

March 18, 2025

TITLE: ORDER, REAPPOINT MEMBER TO THE CEMETERY BOARD OF THE
CITY OF BREWER.

Filed March 10, 2025

By Jenn M. Morin

BE IT ORDERED, that Daniel O'Connell of 7 Sites Lane is herewith reappointed to the Brewer Cemetery Board for a three-year term; and

BE IT FURTHER ORDERED, that Mr. O'Connell's term will commence April 1, 2025 and expire March 31, 2028.

Statement of Fact: This is an annual order for appointment or reappointment of persons to City boards and commissions with approval by the City Council.

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-A058

March 18, 2025

TITLE: ORDER, REAPPOINT MEMBERS TO THE CULTURE AND ARTS
COMMITTEE OF THE CITY OF BREWER.

Filed March 10, 2025
By Dani O'Halloran

BE IT ORDERED, that the following Brewer residents are herewith reappointed to the Culture and Arts Committee of the City of Brewer for one-year terms:

- Ashlie Beals of 24 Longmeadow Drive
- Ann Colson of 18 Genie Drive
- Edner Fago of 29 Washington Street
- Kathleen Kramer of 25 Wild Rose Drive, #3
- Tammy Lunn of 14 Allen Road
- Leslie Ohmart of 73 Sunset Strip
- Amanda Ouellette-Clark of 9 Darby Lane
- Charles Wong of 54 Wilson Street
- Susan Xirinachs of 116 Parkway North

; and

BE IT FURTHER ORDERED, that these terms will commence April 1, 2025 and expire March 31, 2026.

Statement of Fact: This is an annual order for appointment or reappointment of persons to City boards and commissions with approval by the City Council.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A059

March 18, 2025

TITLE: ORDER, REAPPOINT MEMBER TO BOARD OF COMMISSIONERS OF
HOUSING AUTHORITY OF THE CITY OF BREWER.

Filed March 10, 2025

By William Kimball

BE IT ORDERED, that Michael Whalen of 271 Chamberlain Street is herewith reappointed to the Board of Commissioners of the Housing Authority of the City of Brewer for a five-year term; and

BE IT FURTHER ORDERED, that Mr. Whalen's term will commence April 1, 2025 and expire on March 31, 2030.

Statement of Fact: This is an annual order for appointment or reappointment of persons to City boards and commissions with approval by the City Council.

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-A060

March 18, 2025

TITLE: ORDER, REAPPOINT MEMBER TO THE LIBRARY BOARD OF TRUSTEES
OF THE CITY OF BREWER.

Filed March 10, 2025
By Jenn M. Morin

BE IT ORDERED, that Maralie Van Arsdale of 19 Robinhood Drive is herewith reappointed to the Library Board of Trustees of the City of Brewer for a three-year term; and

BE IT FURTHER ORDERED, that Ms. Van Arsdale's term will commence April 1, 2025 and expire March 31, 2028.

Statement of Fact: This is an annual order for appointment or reappointment of persons to City boards and commissions with approval by the City Council.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A061

March 18, 2025

TITLE: ORDER, REAPPOINT MEMBERS TO THE PARKS AND RECREATIONAL
ADVISORY COMMISSION OF THE CITY OF BREWER.

Filed March 10, 2025
By Soubanh Phanthay

BE IT ORDERED, that Daniel O'Connell and Michele Hogan of 321 Eastern Avenue are herewith reappointed to the Parks and Recreational Advisory Commission of the City of Brewer for three-year terms; and

BE IT FURTHER ORDERED, that Mr. O'Connell's and Ms. Hogan's terms will commence April 1, 2025 and expire March 31, 2028.

Statement of Fact: This is a yearly order for appointment or reappointment of persons to City boards and commissions with approval by the City Council.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A062

March 18, 2025

TITLE: ORDER, REAPPOINT MEMBERS TO THE BREWER PLANNING BOARD.

Filed March 10, 2025

By Dani O'Halloran

BE IT ORDERED, that Samantha Baker of 34 Clover Lane, Jennifer Boothroyd of 23 Getchell Street and Thomas McGary of 22 Chapman Street are herewith reappointed to the Planning Board of the City of Brewer as full-time members for three-year terms; and

BE IT FURTHER ORDERED, that Ms. Baker's, Ms. Boothroyd's and Mr. McGary's terms will commence April 1, 2025 and expire March 31, 2028.

Statement of Fact: This is a yearly order for appointment or reappointment of persons to City boards and commissions with approval by the City Council.

CITY OF BREWER, MAINE IN CITY COUNCIL ASSEMBLED

2025-B016

March 18, 2025

TITLE: RESOLVE, CONFIRM CITY MANAGER'S APPOINTMENTS OF CONSTABLES.

Filed March 10, 2025
By William Kimball

BE IT RESOLVED, that the Brewer City Council herewith confirms the City Manager's appointments of the following constables for the City of Brewer for terms of one year each commencing April 1, 2025 and expiring March 31, 2026:

- Cpl. Levi Sewall
- Cpl. Joseph Everett
- Cpl. Michael Cummings
- Cpl. Chris Woodman
- Sgt. Amy Nickerson
- Sgt. Scott Jones
- Sgt. Zach Caron
- Sgt. Paul Gauvin
- Arden Jones, Court Officer
- Kristie Rines, Code Enforcement Officer
- Savannah Lutz, Animal Control Officer

Statement of Fact: This is a yearly order to confirm the City Manager's appointment of constables for the City of Brewer.

**CITY OF BREWER, MAINE
IN CITY COUNCIL ASSEMBLED**

2025-A063

March 18, 2025

TITLE: ORDER, CONVENE IN EXECUTIVE SESSION PURSUANT TO TITLE 1,
M.R.S.A. §405(6)(E) TO CONSULT WITH LEGAL COUNSEL
REGARDING CITY COUNCIL RIGHTS AND DUTIES.

Filed March 12, 2025

By Jenn M. Morin

BE IT ORDERED, that the Brewer City Council convene in executive session pursuant to Title 1, Maine Revised Statutes Annotated, §405(6)(E) to consult with legal counsel regarding City Council rights and duties.