

CITY COUNCIL SPECIAL MEETING

May 27, 2025 2:00 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** (none)
- B. Awards, Petitions and Public Comments**
 - 1. Presentation: Sutherland Weston
- C. Consent Calendar**
 - 1. (2025-A110) ORDER Accept asset forfeiture funds.
(Councilor Kimball)
 - 2. (2025-A111) ORDER Authorize contract with Marcel A. Payeur, for recoating
and upgrades to Levensellar storage tank.
(Councilor Morin)
 - 3. (2025-A112) ORDER Accept donation to the Brewer Fire Department from First
National Bank. (Councilor Phanthay)
- D. Monthly Reports** (none)
- E. Nominations, Appointments, Elections** (none)
- F. Unfinished Business** (none)
- G. New Business** (none)
- H. New Items with Leave of Council**
- I. ADJOURN**

CITY OF BREWER, MAINE

IN CITY COUNCIL ASSEMBLED

2025-A110

May 27, 2025

TITLE: ORDER, ACCEPT ASSET FORFEITURE FUNDS.

Filed May 13, 2025
By William Kimball

WHEREAS, the Brewer Police Department conducted an investigation resulting in the seizure and forfeiture of money 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 funds resulting from the cited criminal investigation:

Penobscot Unified Court Docket No. CR-24-1026

- \$971.00 in U.S. Currency ; 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.

Statement of Fact: This order accepts \$971 in asset forfeiture funds, which were awarded to the Brewer Police Department as a result of a successful criminal prosecution. These funds have been ordered by the court to be turned over to the Brewer Police Department.

CITY OF BREWER, MAINE

IN CITY COUNCIL ASSEMBLED

2025-A111

May 27, 2025

TITLE: ORDER, AUTHORIZE CONTRACT WITH MARCEL A. PAYEUR, FOR
RECOATING AND UPGRADES TO LEVENSELLAR STORAGE
TANK.

Filed May 20, 2025
By Jenn M. Morin

WHEREAS, the Brewer Water Department's Levensellar Storage Tank requires internal and external recoating to prevent further corrosion and structural damage; and

WHEREAS, this project has received partial federal funding in the amount of \$1,006,000, to be matched by up to \$345,000 from Brewer Water Department reserve funds; and

WHEREAS, the design and specifications for this project are complete, having been funded by a \$52,000 engineering and design grant awarded by the Maine Drinking Water Program (MDWP) in 2022; and

WHEREAS, this project is included in the previously approved FY25 Capital Improvement Plan under the "Paint Levensellar Standpipe – Internal & External" account 0571002-572000 for a total budget of \$1,500,000; and

WHEREAS, the Brewer Water Department solicited bids for the recoating, repairs, and upgrades, and Marcel A. Payeur submitted a bid in the amount of \$1,157,000.

NOW, THEREFORE, BE IT ORDERED, that the Brewer City Council hereby authorizes the City Manager, or his designee, to enter into a contract with Marcel A. Payeur in the amount of \$1,157,000 for the recoating and upgrades to the Levensellar Storage Tank; and

BE IT FURTHER ORDERED, that the City Council authorizes a contingency of up to 10%, or \$115,000, to be used if necessary, during the course of the project; and

BE IT FURTHER ORDERED, that the City Council authorizes the appropriation and expenditure of up to \$1,272,000 for this project, to be funded from Water CIP account "Paint Levensellar Standpipe – Internal & External," account number 0571002-572000.

Statement of Fact: This order authorizes the Brewer Water Department to contract with Marcel A. Payeur the lone bidder for recoating and upgrades to the Levensellar Storage Tank, including construction of a new control building. Previous inspections have revealed failure of the interior coating and the development of rust on the steel structure. If left unaddressed, this deterioration will result in premature failure of the tank and cause water quality issues.

CITY OF BREWER, MAINE

IN CITY COUNCIL ASSEMBLED

2025-A112

May 27, 2025

TITLE: ORDER, ACCEPT DONATION TO BREWER FIRE DEPARTMENT FROM
FIRST NATIONAL BANK.

Filed May 21, 2025
By Soubanh Phanthay

WHEREAS, the City of Brewer Fire Department has received a donation of \$200 from First National Bank in recognition of National Emergency Medical Services (EMS) Week; and

WHEREAS, the Fire Department will use these funds to offset EMS training equipment expenses.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by vote of its City Council, herewith accepts this generous donation from First National Bank and directs that the donated funds be receipted to account 0105904-300490 (Fire Miscellaneous Revenue); and

BE IT FURTHER ORDERED, that the City Council herewith authorizes the appropriation and expenditure of these funds from account 0115921-500860 (Fire Training & Conferences).

Statement of Fact: The City of Brewer Fire Department received a donation of \$200 from First National Bank in recognition of National EMS Week. These funds will be used to offset EMS training equipment expenses.