

**-- APPROVED --**  
**BRUNSWICK TOWN COUNCIL**  
**MINUTES**  
**March 9, 2009**  
**(Rescheduled from March 2, 2009)**  
**7:00 P.M.**

**Councilors Present:** Chair Hallie Daughtry, W. David Watson, Benjamin J. Tucker, Karen J. Klatt, Gerald E. Favreau, Margo H. Knight, E. Benet Pols, Joanne T. King, and Deborah R. Atwood.

**Councilors Absent:** None

**Town Staff Present:** Gary Brown, Acting Town Manager; Fran Smith, Town Clerk; John Eldridge, Finance Director; Tom Farrell, Parks and Recreation Director; Clark Labbe, Fire Chief; Anna Breinich, Director of Planning and Development; Craig Worth, Deputy Public Works Director; Amanda Similien, Economic Development Specialist; and TV video crew.

Chair Daughtry called the meeting to order, and asked for the Pledge of Allegiance and for roll call.

**Public Comment:**

**Alvah Luce**, 65 Harpswell Road, spoke on accident spots on upper Maine Street and the need for flags on signs there and at other locations in town.

**Pem Schaeffer**, 90 Crestview Lane, spoke on MRRA and results of studies done on the base area and how they do not fit Brunswick.

*(A copy of Mr. Schaeffer's statement will be attached to the official minutes.)*

**Greg Farr**, 51 Signature Drive, spoke about conversations he has been having with local businesses. He asked the Council when they would be sharing information on a business development plan, which he would like to encourage.

**Don Meyer**, 2 Iroquois Circle, spoke on the tax rate, how the country is in a major recession, and the need to keep the tax rate low, even reducing it.

**Correspondence:** None from Citizens

**Adjustments to the Agenda:** None

**MANAGER'S REPORT:**

(a) **Council Committee Updates**

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Updates were given on the following committees: the Efficiency Committee, the Maine Street Station Oversight Committee, Brunswick Teen Center, Elementary School Building Committee, BEDC, and the Pleasant Street Committee.

**(b) Acceptance of Grant from Maine Emergency Management (Action Required)**

Clark Labbe spoke on this item on behalf of staff.

**Councilor Watson moved, Councilor Favreau seconded, to accept three digital two-way radios from Maine Emergency Management, valued at appropriately \$3,000. The motion carried with nine (9) yeas.**

**(c) Budget Schedule**

Manager Brown spoke on this item.

**(d) Workshops**

- BEDC/Other Communities
- Roundtable Discussion with State Legislators

Manager Brown spoke on this item.

**(e) (ADDED) Meeting on the removal of pipe line as a result of the Base closure**

Manager Brown spoke on this item.

**(f) (ADDED) Lease Agreement with Bowdoin College**

Manager Brown spoke on this item.

**Councilor Watson moved, Councilor King seconded, to authorize the Chair and Town Manager to enter into an agreement with Bowdoin that will provide for the best meeting space by increasing the square footage at the same price per square foot as agreed in an earlier lease. The motion carried with eight (8) yeas. Councilor Klatt was opposed.**

**(g) (ADDED) Maine Street Station Update**

Manager Brown spoke on this item.

**Councilor King moved, Councilor Knight seconded, to allow a Notice to Proceed on the Maine Street Station no later than March 17, 2009. Councilor Klatt and Chair Daughtry were opposed.**

**PUBLIC HEARINGS:**

- 29. The Town Council will hear public comments on the following Special Amusement License, and will take any appropriate action.**

**Special Amusement**

**Columbus Club, Inc.**

**D/B/A: Knights of Columbus, Sekenger Council #1947**

**2 Columbus Drive**

**Mr. Richard D. Lewis, G.K.**

Chair Daughtry opened the public hearing; hearing no comments, she closed the public hearing.

**Councilor Favreau moved, Councilor Watson seconded, to approve the Special Amusement License for Columbus Club, Inc. D/B/A Knights of Columbus, Sekenger Council #1947. The motion carried with nine (9) yeas.**

30. **The Town Council will hear public comments on consolidating voting districts for the June 9, 2009 Election to one location at the Junior High School, and will take any appropriate action.**

Fran Smith, Town Clerk, spoke on this item on behalf of staff.

Chair Daughtry opened the public hearing; hearing no comments, she closed the public hearing.

**Councilor Favreau moved, Councilor Klatt seconded, to consolidate voting districts for the June 9, 2009 Election to one location at the Junior High School. The motion carried with nine (9) yeas.**

**NEW BUSINESS ITEMS:**

31. **The Council will consider moving the poll location for District 4 to the Recreation Center from the Old High School until the new elementary school is open, and will take any appropriate action.**

Fran Smith, Town Clerk, spoke on this item on behalf of staff.

**Councilor Tucker moved, Councilor King seconded, to move the District 4 Polling Location from the Old High School, 44 McKeen Street, to the Recreation Center, 32 Federal Street, until such time as the new elementary school at 44 McKeen Street is opened. The motion carried with nine (9) yeas.**

32. **The Council will hear recommendations from the Recreation Commission on Lower Mall use and set a public hearing for March 23, 2009, on amendments to Chapter 10 Section 10-26 and Chapter 14 Section 14-14, and will take any appropriate action.**

Fran Smith, Town Clerk, spoke on this item on behalf of staff.

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Councilor Favreau, Councilor Watson, Councilor Klatt, and Councilor King spoke on this item.

**Councilor King moved, Councilor Watson seconded, to set a public hearing for March 23, 2009, on ordinance amendments to Chapter 10 Section 10-26 and Chapter 14 Section 14-14 relative to use of the Lower Mall. The motion carried with nine (9) yeas.**

33. The Town Council will consider the following requests for Sellers of Prepared Food on Public Ways on the Brunswick Mall, and will take any appropriate action.

Wrappers  
Uncle Ken's  
Danny's Dogs  
Farmer's Market

Fran Smith, Town Clerk, spoke on this item on behalf of staff.

**Councilor Watson moved, Councilor Tucker seconded, to approve licenses for Sellers of Prepared Food on Public Ways for the Brunswick Mall for the Farmer's Market, Danny's Dogs, Uncle Ken's, and Wrappers. The motion carried with nine (9) yeas.**

34. The Town Council will consider requests for Sellers of Prepared Food on Public Ways for outdoor seating, and will take any appropriate action.

The Station, 206 Maine Street

Fran Smith, Town Clerk, spoke on this item on behalf of staff.

Beth Leeman, owner of The Station, spoke on this item.

**Councilor Favreau moved, Councilor Pols seconded, to approve a license for Sellers of Prepared Food on Public Ways on a Sidewalk for The Station, 206 Maine Street. The motion carried with nine (9) yeas.**

35. The Town Council will consider setting a public hearing for March 23, 2009, for a CDBG Public Service Grant for Coastal Counties Workforce, and will take any appropriate action.

Amanda Similien, Economic Development Specialist, spoke on this item on behalf of staff.

**Councilor Watson moved, Councilor Knight seconded, to set a public hearing for March 23, 2009, on a CDBG Grant for Coastal Counties Workforce, Inc. prior to applying for this grant. The motion carried with nine (9) yeas**

*(A copy of a memo from Amanda Similien will be attached to the official minutes.)*

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36. The Town Council will consider hiring a consultant to conduct the search for the new Town Manager, and will take any appropriate action.

Councilor Pols spoke on this item.

Councilor King, Councilor Favreau, Councilor Atwood, and Councilor Knight also spoke on this item.

**Councilor Tucker moved, Councilor Atwood seconded, to authorize the Council Chair to enter into a contract with Municipal Resources Inc. to conduct a search for the new Town Manager, at a contract price of \$14,500. The motion carried with seven (7) yeas. Councilor Watson and Councilor King were opposed.**

*(A copy of MRI's proposal will be attached to the official minutes.)*

37. The Town Council will consider setting a public hearing to amend Chapter 15, regarding extending no parking on Page Street, and will take any appropriate action.

Councilor Knight spoke on this item.

**Councilor Watson moved, Councilor Pols seconded, to set a public hearing for March 23, 2009, on ordinance amendments to extend the no parking area on Page Street. The motion carried with nine (9) yeas.**

38. The Town Council will consider approving a change in Maine Public Employees Retirement System for the Brunswick Police Department from 25 years 50% to 20 years 50%, and will take any appropriate action.

Manager Brown spoke on the next three items.

**Councilor King moved, Councilor Favreau seconded, to approve a plan change for its current Police Officers who are covered under Special Plan 2C, to the Special Plan 1C, and this new plan would apply to all Police Officers hired after June 30, 2009, and to future service only for current Officers, with an effective date of the plan change to be July 1, 2009, and service rendered prior to July 1, 2009, will remain under Special Plan 2C. The motion carried with nine (9) yeas.**

39. The Town Council will consider approving a change in Maine Public Employees Retirement System for the Brunswick Fire Department from 25 years at 50% to 25 years 66%, and will take any appropriate action.

**Councilor King moved, Councilor Favreau seconded, to approve a plan change for its current Firefighters who are covered under Special Plan 2C to Special Plan 3C, and the plan would apply to all firefighters hired after June 30, 2009, and to future service only for current firefighters, with an effective date of the plan change July 1, 2009, and**

**service rendered prior to July 1, 2009, will remain under Special Plan 2C. The motion carried with nine (9) yeas.**

40. The Town Council will consider authorizing the Town Manager to sign appropriate agreements for the Police and Fire Departments' changes in retirement as approved by the Council, and will take any appropriate action.

**Councilor King moved, Councilor Favreau seconded, to authorize the Town Manager to sign appropriate agreements with the Maine Public Employee Retirement System as approved by the Council. The motion carried with nine (9) yeas.**

41. The Town Council will consider resolutions to establish an internal service fund for photocopiers, appropriate funds and authorize transfer of assets to the fund, and will take any appropriate action.

John Eldridge, Finance Director, spoke on this item on behalf of staff.

**Councilor King moved, Councilor Watson seconded, to adopt a Resolution Establishing an Internal Service Fund to Account for Photocopiers, Scanners and Related Activities. The motion carried with nine (9) yeas.**

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

42. The Town Council will consider a resolution to authorize participation in the CDARS (Certificate of Deposit Account Registry Service) program and a resolution authorizing the Treasurer to establish accounts with Bangor Savings Bank, and will take any appropriate action.

John Eldridge, Finance Director, spoke on this item on behalf of staff.

**Councilor Watson moved, Councilor King seconded, to adopt a Resolution authorizing the Treasurer to invest funds in the Certificate of Deposit Account Registry Service (CDARS) Program. The motion carried with nine (9) yeas.**

**Councilor Watson moved, Councilor Tucker seconded, to adopt the Resolution authorizing the establishment of accounts with designated banks. The motion carried with nine (9) yeas.**

*(A copy of two Resolutions will be attached to the official minutes.)*

43. The Town Council will consider appointments to the Town's Boards and Committees, and will take any appropriate action.

Councilor Knight nominated Fraser Ruwet to the Brunswick Teen Center Board. There were nine (9) yeas in favor of his appointment.

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Councilor Favreau nominated John Perreault for the Planning Board. Councilor Favreau, Councilor King, Councilor Watson, and Councilor Knight voted in support of Mr. Perreault.

Councilor Tucker nominated Jason Bergquist for the Planning Board. Councilor Tucker, Councilor Klatt, Chair Daughtry, Councilor Atwood, and Councilor Pols voted in support of Mr. Bergquist.

Jason Bergquist was appointed to the Planning Board.

**CONSENT AGENDA:**

(a) **Minutes February 17, 2009**

**Councilor Tucker moved, Councilor Atwood seconded, to approve the Consent Agenda. The motion carried with eight (8) yeas. Councilor King abstained since she was not at the meeting on February 17, 2009.**

**Councilor Watson moved, Councilor Tucker seconded, to adjourn the meeting. The motion carried with nine (9) yeas.**

The meeting adjourned at 10:00 p.m.

**PLEASE NOTE: THESE MINUTES ARE ACTION MINUTES. A VIDEO RECORDING OF THE MEETING IS AVAILABLE AT THE TOWN CLERK'S OFFICE DURING REGULAR BUSINESS HOURS.**

*Frances M. Smith  
Town Clerk  
March 10, 2009*

March 23, 2009  
*Date of Approval*

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*Council Chair*