

-Approved-
BRUNSWICK TOWN COUNCIL
Minutes
October 5, 2009
Executive Session: 6:30 P.M.
Regular Meeting: 7:00 P.M.
Municipal Meeting Room
Maine Street Station
16 Station Avenue

Councilors Present: Chair M. 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, Town Manager; Fran Smith, Town Clerk; John Foster, Public Works Director; John Eldridge, Finance Director; Dave Markovchick, Director of Economic and Community Development; Clark Labbe, Fire Chief; Brian Dancause, Economic Development Specialist; Jeff Hutchinson, Codes Officer; Kris Hultgren, Town Planner; Heidi Nelson, Animal Control Officer; Joel Bruce, Police Officer; and TV video crew

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

Executive session – Labor Negotiations Per M.R.S.A. §405(6)(D)

Councilor Watson moved, Councilor Tucker seconded, to go into Executive Session to discuss Labor Negotiations Per M.R.S.A. §405(6)(D). The motion carried with eight (8) yeas. Councilor Klatt arrived after the vote.

MEETING RESUMED

Chair Daughtry resumed the meeting and asked for the Pledge of Allegiance.

Public Comment:

Greg Farr, Executive Director of Brunswick Downtown Association, thanked the Council and public who came to the BDA Luncheon at which Karen Mills spoke.

Correspondence:

Councilor King spoke of her support for a new police station and clarified there was no cost developed yet.

Councilor Knight spoke about a citizen's email on the nice flowers on Maine Street. Councilor Knight and Councilor King indicated who had done the work, including the Village Improvement Committee and Amy Maloney.

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Councilor Klatt announced she would be at Little Dog on October 9th from 9:00 a.m. to 11:00 a.m. to meet with constituents.

Adjustments to the Agenda:

Councilor Klatt would like to table 145.

Councilor Klatt moved, Councilor Pols seconded, to table Item 145.

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

John Eldridge and Manager Brown responded to their questions.

Councilor Klatt moved, Councilor Pols seconded, to table Item 145. The motion carried with five (5) yeas. Councilor Watson, Councilor Favreau, Councilor Atwood, and Councilor King were opposed.

After more discussion, the Council presented another motion.

Councilor Klatt moved, Councilor Pols seconded, to table Item 145 indefinitely. The motion carried with nine (9) yeas.

MANAGER'S REPORT:

(a) Council Committee Updates

Reports were given on the following committees: Land for Brunswick's Future, the Downtown Master Plan, and the Elementary School Building Committee.

(b) Announcement of annual Household Hazardous Waste Collection Day

John Foster spoke on this item and responded to a question from Councilor Favreau..

(c) Authorization of Homeland Security Grant Program (Action Required)

Chief Labbe spoke on this item and responded to a question from Councilor Favreau.

Councilor Watson moved, Councilor Favreau seconded, to authorize the Fire Department to retroactively apply for Department of Homeland Security funds in the amount of \$29,000 to fund projects as outlined in the letter from the Fire Chief to Cumberland County EMA. The motion carried with nine (9) yeas.

(A copy of Chief Labbe's memo and letter that explain these requests further will be attached to the official minutes.)

(d) Update on the MRRRA workshop

Manager Brown gave this update.

Councilor Atwood, Councilor King, and Councilor Klatt spoke on this item.

(e) Update on the cost to move Cable TV

Manager Brown gave this update.

Councilor Favreau, Councilor Knight, Councilor Klatt, and Chair Daughtry spoke on this item.

(A copy of staff memos will be attached to the official minutes.)

(f) Acceptance of EMPG Grant

Chief Labbe spoke on this item and responded to questions from Councilor Watson and Councilor Favreau.

Councilor King moved, Councilor Watson seconded, to accept and expend a Local Capacity Grant under the Emergency Management Performance Grant (EMPG) in the amount of \$33,264.50. The motion carried with nine (9) yeas.

(A copy of the award letter will be attached to the official minutes.)

(g) (ADDED) Update on Elections and Political signs

Fran Smith, Town Clerk, and Manager Brown spoke on this item.

Councilor Favreau, Councilor Atwood, and Councilor Watson spoke on this item.

PUBLIC HEARINGS:

146. The Town Council will hear public comments on Traffic Ordinance amendments regulating parking for Station Avenue, and will take any appropriate action.

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

Councilor Klatt, Councilor Pols, Councilor Favreau, and Chair Daughtry spoke on this item.

Manager Brown responded to their questions.

Councilor Pols moved, Councilor Knight seconded, to adopt ordinance amendments to Chapter 15 of the Brunswick Municipal Code of Ordinances relative to parking regulations on Station Avenue. The motion carried with nine (9) yeas.

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(A copy of the adopted amendments and a map outlining the parking will be attached to the official minutes.)

147. The Town Council will hear public comments on An Ordinance Amending Prior Bond Ordinance to Increase the Amount of Bonds and Notes Authorized to be Issued from an Amount Not to exceed \$750,000 to an Amount Not to Exceed \$1,250,000 and Appropriating Additional Funds Constituting the Bath Road Corridor Impact Fees, to Finance the Reconstruction of Bath Road, and will take any appropriate action.

Mr. Eldridge spoke on this item.

Councilor Pols asked questions, which Mr. Foster answered.

Chair Daughtry opened the public hearing.

Jennifer Johnson, owner of Johnson's Sporting Goods, spoke on this item.

Chair Daughtry closed the public hearing.

Councilor Pols asked questions, to which Mr. Eldridge responded.

Councilor Watson moved, Councilor Favreau seconded, to adopt An Ordinance Amending Prior Bond Ordinance to Increase the Amount of Bonds and Notes Authorized to be Issued from an Amount Not to exceed \$750,000 to an Amount Not to Exceed \$1,250,000 and Appropriating Additional Funds Constituting the Bath Road Corridor Impact Fees, to Finance the Reconstruction of Bath Road. The motion carried with nine (9) yeas.

(A copy of the public hearing notice and the adopted Bond Ordinance will be attached to the official minutes.)

148. The Town Council will hear public comments on amending the Bath Road TIF, and will take any appropriate action.

Mr. Eldridge spoke on this item and responded to a question from Councilor Klatt.

Jennifer Johnson responded to a question from Councilor Favreau.

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

Councilor Knight, Councilor Watson, and Councilor Pols spoke on this item.

Mr. Eldridge and Manager Brown answered questions.

Councilor Watson moved, Councilor Favreau seconded, to adopt the Resolution Approving the Amendment to the Bath Road Development Program and Tax Increment Financing District. The motion carried with nine (9) yeas.

(A copy of the public hearing notice, Resolution, and the full Second Amendment to the Development Program for Bath Road Municipal Development District will be attached to the official minutes.)

TABLED:

145. The Town Council will discuss actions surrounding the proceeds of the sale of the Harbor Technology Building and use of the funds, and will determine if any future action is necessary.

This item was tabled indefinitely.

NEW BUSINESS ITEMS:

149. The Town Council will consider approving Maine Natural Gas easements within the Municipal parking lots adjacent to the Town Office and Central Fire Station, and will take any appropriate action.

Manager Brown spoke on this item.

Doug Rice from Wright Pierce, representing Maine Natural Gas, spoke on this item, and responded to a question from Councilor Favreau.

Councilor Watson moved, Councilor Tucker seconded, to approve easements for Maine Natural Gas within the Municipal parking lots adjacent to the Town Office and Central Fire Station. The motion carried with nine (9) yeas.

(A copy of a letter from Wright-Pierce and the easements, with maps, will be attached to the official minutes.)

150. The Town Council will consider setting a public hearing on Ordinance amendments relative to allowing chickens within the Growth Zone, and will take any appropriate action.

Chair Daughtry spoke on this item.

Kris Hultgren, Town Planner, spoke on this item.

Councilor Knight, Councilor Favreau, Councilor Watson, Councilor Klatt, Councilor Pols, Councilor Atwood, and Chair Daughtry spoke and asked questions.

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Jeff Hutchinson, Codes Officer, Fran Smith, Town Clerk, Heidi Nelson, Animal Control Officer, and Manager Brown responded to the questions.

Ted Markow, 20 Peary Drive, spoke on this item.

Councilor Atwood moved, Councilor Pols seconded, to set a public hearing for October 19, 2009, on proposed ordinance amendments relative to allowing chickens within the Growth Zone. The motion carried with nine (9) yeas.

- 151. The Town Council will consider setting a public hearing to accept a \$50,000 CDBG Economic Development award on behalf of Maine Tool & Machine LLC to fund the extension of three phase power to 228 Old Portland Road, and will take any appropriate action.**

Manager Brown spoke on this item.

Brian Dancause, Economic Development Specialist, spoke on this item.

Councilor Favreau moved, Councilor Pols seconded, to set a public hearing for October 19, 2009, to accept a \$50,000 CDBG Economic Development award on behalf of Maine Tool & Machine LLC to fund the extension of three phase power to 228 Old Portland Road. The motion carried with nine (9) yeas.

(A copy of a memo from Brian Dancause will be attached to the official minutes.)

- 152. The Town Council will discuss crosswalk flags, and will determine if any future action is necessary.**

Councilor Knight spoke on this item.

Greg Farr spoke on this item.

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

Councilor King moved, Councilor Favreau seconded, to adopt the cross walk flag program. The motion carried with nine (9) yeas.

- 153. The Town Council will consider approving a union contract with the Public Works Teamsters Union, and will take any appropriate action.**

Manager Brown spoke on this item.

Councilor King moved, Councilor Atwood seconded, to approve the Union Contract between the Town of Brunswick and the Public Works Teamsters Union. The motion carried with nine (9) yeas.

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(A copy of the contract and a memo outlining the contract will be attached to the official minutes.)

- 154. The Town Council will consider authorizing the Town Manager to fill the OEA grant funded position, proposed to be a Special Project Assistant, and will take any appropriate action.**

Manager Brown spoke on this item.

Councilor King asked questions, which Manager Brown answered.

Councilor Favreau and Councilor Tucker also spoke on this item.

Councilor Watson moved, Councilor King seconded, to authorize the Town Manager to fill the OEA grant funded position, proposed as a Special Project Assistant, to act as a liaison between the Town of Brunswick and MRRA, along with other duties as assigned by the Town Manager. The motion carried with nine (9) yeas.

(A copy of a memo from Manager Brown will be attached to the official minutes.)

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

Councilor Knight made nominations:

Lori Dell to serve on the Fair Hearing Authority
Holly Greene to serve on the Recycling and Sustainability Committee
Harold Hutchinson and Richard Moll to serve on the Water District
Emily Boochever to serve on the Sewer District Trustees.

The Council voted nine (9) yeas to support those listed above.

Councilor Favreau thanked them for volunteering.

CONSENT AGENDA

- (a) Approval of the Minutes of September 21, 2009**
- (b) Appointment of wardens and deputy wardens for the Election on November 3, 2009**
- (c) Set extended registrar hours for the Election on November 3, 2009**
- (d) Approve election warrant for the Election on November 3, 2009**
- (e) Approval of Utility Location Permits for Maine Natural Gas**

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Councilor Pols moved, Councilor Knight seconded, to approve the Consent Agenda without the minutes. The motion carried with nine (9) yeas.

Councilor Knight moved, Councilor Pols seconded, to approve the minutes with the suggested amendments. The motion carried with nine (9) yeas.

(A copy of the Warrant, list of Warden and Deputy Wardens, memo on extended hours, and Utility Location Permits will be attached to the official minutes.)

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

The meeting adjourned at 9:50 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
October 7, 2009*

October 19, 2009
Date of Approval

Council Chair