

**--APPROVED--**  
**BRUNSWICK TOWN COUNCIL**  
**MINUTES**  
**April 27, 2009**  
**6:45 P.M.**  
**Old Times Record Building**  
**6 Industry Road**

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

**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; Richard Rizzo, Police Chief; Craig Worth, Deputy Public Works Director; Kevin Schofield, Police Commander; Mark Waltz, Police Lieutenant; Bill Collins, Police Detective; Amanda Similien, Economic Development Specialist; and TV video crew.

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

**Executive Session: Union Negotiations Per 1 M.R.S.A. § 405(6)(D)**

**Councilor Watson moved, Councilor Favreau seconded, to go into executive session to discuss Union Negotiations Per 1 M.R.S.A. §405(6)(D). The motion carried with nine (9) yeas.**

**MEETING RESUMES:**

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

**Public Comment:**

**Tom Fusco**, 66 Board Road, spoke on the lack of Council leadership over the years. He spoke in support of Councilor Klatt's work on the Council.

**Kate Maringer**, 151 Moody Road, spoke in support of Councilor Klatt's work on the Council.

**Julie Poole**, 64 Moody Road, spoke in support of Councilor Klatt's work on the Council.

**Bill Bodwell** spoke on the need to delay the new elementary school project due to the loss of students.

**Correspondence:**

Councilor Klatt asked that a letter from Cathy Eastman be included in the permanent record.

**Town Council Minutes**

**April 27, 2009**

**Page 2**

Councilor Klatt read a statement and asked it to be included in the permanent record.

**Adjustments to the Agenda:**

Under Manager's Report a Police Grant for Federal Funds was added without objection.

**MANAGER'S REPORT:**

**(a) Financial Report Update**

Manager Brown gave this report.

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

**(b) Council Committee Updates**

Updates were given on the activities of the Maine Street Station Oversight Committee, High School Farewell Committee, and Pleasant Street Subcommittee.

**(c) Grant Application for High Priority Projects through Congresswoman Chellie Pingree's Office (Action Required)**

Manager Brown, Tom Farrell, and Fran Smith spoke on this item on behalf of staff.

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

**Councilor Watson moved, Councilor Tucker seconded, to authorize the Town to apply for the two High Priority grants, and to endorse Letters of Support, to be used for the bike path extension and/or train station parking, and to authorize the Chair to sign those letters on behalf of the Council. The motion carried with nine (9) yeas.**

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

**(d) Recognition of Lt. Mark Waltz for receiving the Law Enforcement Officer of the Year Award from the Maine Coalition Against Sexual Assault**

Lt. Waltz was recognized for this award.

**(e) Recognition of the Brunswick Fire Department Hazardous Materials Response Team and Detective William Collins for an award from the American Legion Post 202**

Detective Collins was recognized for this award, along with the Hazardous Materials Response Team.

- (f) **Permission to apply for the Maine Bureau of Highway Safety Funds grants, for OUI details, seat belt enforcement, and speed enforcement (Action Required)**

**Councilor Watson moved, Councilor Favreau seconded, to allow the Police Department to apply for three safety grants through the Maine Bureau of Highway for the following: 1) visibility impaired driving grant for OUI enforcement details, 2) seat belt enforcement grant, and 3) speed enforcement grant. The motion carried with nine (9) yeas.**

- (g) **Acceptance of Grant for Maine Emergency Management Agency, for the installation of an emergency power transfer (Action Required)**

**Councilor King moved, Councilor Atwood seconded, to accept and expend a grant from the Maine Emergency Management Agency in the amount of \$12,200.00 to be used to install an emergency power transfer switch at Town Hall, and to act as a pass through for the Brunswick/Topsham Water District for the amount of \$1,700.00 to install transfer switches at two water towers. The motion carried with nine (9) yeas.**

- (h) **Acceptance of Grant for Maine Emergency Management Agency for Portable Radios (Action Required)**

Chief Labbe spoke on this item on behalf of staff.

**Councilor King moved, Councilor Watson seconded, to accept and expend a grant from the Maine Emergency Management Agency for two portable radios and one mobile radio, approximate value \$2,500. The motion carried with nine (9) yeas.**

- (i) **Report on the citizen notification system for Council Meetings**

Councilor Atwood gave an overview of this system.

- (j) **Presentation of the 2009-2010 Municipal Budget**

Manager Brown gave a brief overview of the proposed budget.

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

Councilor King, Councilor Atwood, Councilor Pols, Councilor Tucker, and Councilor Watson spoke on this item.

- (k) **(ADDED) Acceptance of Grant under the Federal Stimulus Recovery Act**

Commander Schofield spoke on this item on behalf of staff.

**Councilor Favreau moved, Councilor Watson seconded, to accept and expend a grant as part of the Federal Stimulus Recovery Act via the Edward Byrne Memorial Justice Assistance Grant, in the amount of \$42,184.00. The motion carried with nine (9) yeas.**

**PUBLIC HEARINGS**

56. The Town Council will consider approval of the following Special Amusement Licenses, and will take any appropriate action. (Manager)

**Special Amusement**

**Clare's Dolphin Restaurant, Inc.**

**D/B/A: Joshua's Restaurant & Tavern**

**123 Maine Street**

**T.J. Siatras**

**Brunswick Golf Club, Inc.**

**D/B/A: Brunswick Golf Club**

**165 River Road**

**Patrick Badcock**

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

**Councilor King moved, Councilor Favreau seconded, to approve Special Amusement Licenses for Clare's Dolphin Restaurant, Inc, D/B/A: Joshua's Restaurant & Tavern and the Brunswick Golf Club, Inc. D/B/A: Brunswick Golf Club. The motion carried with nine (9) yeas.**

57. The Town Council will consider approval of the following Alcoholic Beverage License, and will take any appropriate action.

**Full-Time Spirituous, Vinous & Malt**

**1337 Beer LLC**

**D/B/A: Pannepot Café and Brewery**

**110 Pleasant Street**

**Christopher and Jennifer Lively**

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

**Councilor Knight moved, Councilor Pols seconded, to approve an Alcoholic Beverage License for 1337 Beer LLC D/B/A Pannepot Café and Brewery. The motion carried with nine (9) yeas.**

**NEW BUSINESS ITEMS:**

58. The Town Council will consider sending Municipal Shoreland Zoning amendments to the Planning Board for their review and recommendations, and will take any appropriate action.

**Councilor King moved, Councilor Pols seconded, to refer the Municipal Shoreland Zoning amendments, as outlined in the attached memo, to the Planning Board for their review and recommendations for ordinance changes so the Town is in compliance with DEP requirements. The motion carried with nine (9) yeas.**

*(A copy of a memo from the Natural Resource Planner will be attached to the official minutes.)*

- 59. The Town Council will consider a report from the Efficiency Committee, and will take any appropriate action.**

Manager Brown and Councilor King presented this item.

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

**Councilor Watson moved, Councilor King seconded, to accept the Final Report of the Council Committee on Department Efficiencies. The motion carried with nine (9) yeas.**

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

- 60. The Town Council will consider setting a public hearing for the 2009-2010 Municipal Budget for May 18, 2009, and will take any appropriate action.**

**Councilor King moved, Councilor Watson seconded, to set the public hearing on the Municipal Budget 2009-2010 to be held on May 18, 2009. The motion carried with nine (9) yeas.**

- 61. The Town Council will consider confirmation of the Director of Economic and Community Development appointment, and will take any appropriate action.**

Manager Brown spoke on this item.

**Councilor Watson moved, Councilor Pols seconded, to confirm David Markovchick as the Director of Economic and Community Development. The motion carried with nine (9) yeas.**

- 62. The Town Council will consider the Maine Street Station Oversight Committee's recommendation to send a letter to the Governor supporting the Amtrak Train coming to Brunswick, and will take any appropriate action.**

Councilor Knight and Councilor Tucker explained this item.

**Councilor Watson moved, Councilor Pols seconded, to send letters to Governor Baldacci, the U.S. Congressional Delegation, and State Legislative delegation encouraging them to continue their support for bringing passenger rail service to the Brunswick region. The motion carried with nine (9) yeas.**

*(A copy of the letter to the Governor, with similar ones sent to the delegations, will be attached to the official minutes.)*

- 63. The Town Council will consider approving a contract with Brunswick Emergency Communications Officers Association, and will take any appropriate action.**

Manager Brown spoke on this item.

**Councilor King moved, Councilor Watson seconded, to accept the 2008-2011 Union Contract with the Brunswick Emergency Communications Officers Association. The motion carried with nine (9) yeas.**

*(A copy of the approved Union Contract and memo will be attached to the official minutes.)*

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

**Gelato Fiasco, 74 Maine Street**

**Councilor Klatt moved, Councilor Tucker seconded, to approve a request from Gelato Fiasco for Sellers of Prepared Food on Public Ways for outdoor seating. The motion carried with nine (9) yeas.**

- 65. The Town Council will consider approving the amended By-Laws of Trustees for the Growstown School, and will take any appropriate action.**

Chair Daughtry and Councilor Favreau spoke on this item.

**Councilor King moved, Councilor Knight seconded, to adopt the Trustees for the Growstown School By-Laws as amended by Board on November 8, 2008. The motion carried with nine (9) yeas.**

*(A copy of the by-laws will be attached to the official minutes.)*

**CONSENT AGENDA:**

- (a) Minutes of April 6, 2009
- (b) Minutes of April 13, 2009

**Councilor Watson moved, Councilor Tucker seconded, to approve the Consent Agenda. The motion carried with nine (9) yeas**

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

**Town Council Minutes**

**April 27, 2009**

**Page 7**

The meeting adjourned at 9:30 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*

*April 28, 2009*

May 4, 2009

*Date of Approval*

---

*Council Chair*