

-- APPROVED --
BRUNSWICK TOWN COUNCIL
MINUTES
January 20, 2009
Municipal Meeting Facility
44 McKeen Street
6:30 P.M.

Councilors Present: 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: Chair Hallie Daughtry.

Town Staff Present: Gary Brown, Acting Town Manager; Fran Smith, Town Clerk; John Eldridge, Finance Director; Tom Farrell, Parks and Recreation Director; Anna Breinich, Director of Planning and Development; Kevin Schofield, Police Commander; and video crew.

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 seven (7) yeas. Councilor Klatt arrived after the vote.

MEETING RESUMES:

Councilor Pols asked for the Pledge of Allegiance.

Public Comment: None

Correspondence:

Letter from the Town of Topsham Board of Selectmen
Letter from the Brunswick Economic Development Corporation

The Topsham Board of Selectmen have sent a letter to the Brunswick Council asking to meet to discuss opportunities for the two towns to save money as they each prepare their budgets for the next year. (The Councilors agreed to set a date to meet with the Topsham Selectmen.)

The BEDC has sent a letter to the Council recommending quick action on replacing the Economic Development Director and to schedule follow-up meetings with the BEDC.

There was also a letter added from the Androscoggin River Alliance regarding the status of sections of the Androscoggin River classes.

(Copies of the three letters will be attached to the official minutes.)

Adjustments to the Agenda: None

Manager's Report:

(a) Financial Update

Manager Brown made this report.

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

(b) Council Committee Updates

Updates were given on the following committees: the Facilities Committee, the Downtown Master Plan Committee, the Maine Street Station Oversight Committee, BEDC, and Old High School Farewell Committee.

(c) Declining Forfeited Asset

Councilor Watson moved, Councilor Favreau seconded, to decline accepting ownership of a 2000 Jeep Cherokee provided to the Town under Superior Court Criminal Action Docket No. CR-06-3379. The motion carried with eight (8) yeas.

(A copy of a memo from the Police Department and Court Order will be attached to the official minutes.)

(d) Council Retreat Update

Manager Brown gave this update on the Retreat held on January 10, 2009.

(e) Council Workshop on January 26, 2009

There will be workshop on January 26, 2009, for the purpose of having a presentation and initial discussion of the FY' 10 budget and to discuss the job responsibilities and priorities for the Director of Economic and Community Development.

NEW BUSINESS ITEMS:

- 3. The Town Council will discuss the disposition of salvageable items in the Old Brunswick High School, and will take any appropriate action.**

Councilor King moved, Councilor Tucker seconded, to approve the Disposition of salvageable items in the Old Brunswick High School Policy. The motion carried with eight (8) yeas.

(A copy of the adopted Policy will be attached to the official minutes.)

4. The Town Council will consider approving a contract with the Brunswick Professional Firefighters, IAFF 1718 AFL-CIO-CLC, and will take any appropriate action.

Councilor King moved, Councilor Watson seconded, to accept the 2008-2009 Union Contract with the Brunswick Professional Firefighters, IAFF 1718 AFL-CIO-CLC. The motion carried with eight (8) yeas.

(A copy of the union contract will be attached to the official minutes.)

5. The Town Council will consider approving a contract with the Brunswick Police, Maine Association of Police, and will take any appropriate action.

Councilor King moved, Councilor Watson seconded, to accept the 2008-2010 Union Contract with the Brunswick Police, Maine Association of Police. The motion carried with eight (8) yeas.

(A copy of the union contract will be attached to the official minutes.)

6. The Town Council will consider accepting a property donation from the Laurier Pinette Estate (described as Map U07, Lot 19) and setting a public hearing to amend Chapter 14 (Streets, Sidewalks and Other Public Places) of the Code of Ordinances to add this property to the list of Town Parks, and will take any appropriate action. (Manager)

Councilor Knight moved, Councilor Favreau seconded, to accept a property donation and recorded deed from the Laurier Pinette Estate (described as Map U07, Lot 19). The motion carried with eight (8) yeas.

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

Councilor Watson moved, Councilor Klatt seconded, to set a public hearing for February 2, 2009, to amend Chapter 14 (Streets, Sidewalks and Other Public Places) of the Code of Ordinances to add this property to the list of Town Parks. The motion carried with eight (8) yeas.

7. The Town Council will consider a Resolution authorizing the Town Treasurer to waive foreclosure on certain real estate tax lien mortgages, and take any appropriate action.

John Eldridge, Finance Director, spoke on this item.

Councilor Favreau moved, Councilor Watson seconded, to adopt the Resolution authorizing the Town Treasurer to Waive Foreclosure on Certain Real Estate Tax Lien Mortgages. The motion carried with eight (8) yeas.

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

8. **The Town Council will consider setting a public hearing to amend Chapter 10 (Licenses and Business Regulations) of the Code of Ordinances to allow the fee to be waived for Sales by Non Profits on a Public Place, and will take any appropriate action.**

Roxanne Rathjay, Executive Director of the Brunswick Downtown Association, spoke on this item.

Councilor King moved, Councilor Watson seconded, to set a public hearing for February 2, 2009, to amend Chapter 10 (Licenses and Business Regulations) of the Code of Ordinances to allow the fee to be waived for Sales by Non Profits on a Public Place. The motion carried with seven (7) yeas. Councilor Knight abstained since her husband is on the board of the Brunswick Downtown Association.

9. **The Town Council will discuss the use of the Mall and who should have the authority to authorize its uses for sales, and requesting the Recreation Commission review this and report back to the Council with a recommendation, and will take any appropriate action.**

Keith Garavoy, from Brunswick Downtown Association, spoke on this item.

Fran Smith, Town Clerk, and Tom Farrell, Parks and Recreation Director, spoke in this item.

Councilor Watson moved, Councilor Tucker seconded, to ask the Recreation Commission to review the conflicted ordinances, make a recommendation as to who should have the authority to approve sales on the Mall and/or town parks, and report back to the Council by February 17, 2009. The motion carried with eight (8) yeas.

10. **The Town Council will discuss amending the Rules of the Council to prohibit the use of electronic communication devices (cell phones/Blackberries/pagers) at Town Council meetings, and determine if any future action is needed.**

This was a discussion item and will come back to the Council for a change in the rules at the next meeting.

11. **The Town Council will discuss amending the Rules of the Council (rule 27) to remove the Board of Directors of People Plus from the list of Committees that prevent individuals from serving on more than one Committee, and determine if any future action is needed. (Daughtry)**

This was a discussion item and will come back to the Council for a change in the rules at the next meeting.

CONSENT AGENDA:

- (a) Games of Chance for Evergreen Senior Citizens Club
- (b) Minutes of October 6, 2008
- (c) Minutes of December 15, 2008
- (d) Minutes of January 5, 2009
- (e) Minutes of January 10, 2009

Councilor King moved, Councilor Knight seconded, to approve the Consent Agenda. The motion carried with eight (8) yeas.

Councilor Watson moved, Councilor Favreau seconded, to adjourn the meeting. The motion carried with eight (8) yeas.

The meeting adjourned at 8:30 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
January 21, 2009*

February 2, 2009
Date of Approval

Council Chair