

--Approved--
BRUNSWICK TOWN COUNCIL
Minutes
October 18, 2010
Executive Session – 6:30 p.m.
Regular Meeting - 7:00 p.m.
Municipal Meeting Room
Maine Street Station
16 Station Avenue

Councilors Present: Chair Joanne T. King, W. David Watson, Benjamin J. Tucker, Suzan Wilson, John M. Perreault, Gerald E. Favreau, Margo H. Knight, E. Benet Pols, and Deborah R. Atwood

Councilors Absent: None

Town Staff Present: Fran Smith, Town Clerk/Assistant to the Town Manager; Elin M. Gould, Deputy Town Clerk; John Eldridge, Finance Director; Anna Breinich, Director of Planning and Development; Dave Markovchick, Director of Economic Development; Richard Rizzo, Police Chief; Jeff Hutchinson, Code Enforcement Officer; Tom Farrell, Director of Parks and Recreation; Peter Baecher, Parks and Recreation Facilities Manager; Brian Dancause, Economic Development Specialist; Dan Devereaux, Marine Resource Officer; and TV3 video crew.

Chair King called the meeting to order and asked for the Roll Call.

Executive Session: Acquisition/Disposition of Real Property Per 1 M.R.S.A. §405(6)(C)

Councilor Tucker moved, Councilor Watson seconded, to go into executive session to discuss acquisition and disposition of Real Property Per 1 M.R.S.A. §405(6)(C). The motion carried with nine (9) yeas.

Meeting resumed at 7:00 p.m.

Chair King called for the Pledge of Allegiance.

Public Comment: None

Correspondence:

Councilor Perreault asked the Town Clerk to explain the Council e-mail policy.

Councilor Watson noted the passing of a well known Brunswick resident, Marion Crooker.

Adjustments to the Agenda: None

MANAGER'S REPORT:

(a) Financial Update

Town Clerk Fran Smith gave this update.

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

(b) Council Committee Updates

There were no Council Committee updates.

(c) Report on Cumberland County Charter

This item was taken up first in the Manager's report.

Claude Morgan of the Cumberland County Charter Commission and **Commissioner Malory Shaughnessy** spoke on this item, explaining the question appearing on the November 2, 2010 Election ballot.

Councilor Pols, Councilor Atwood, Councilor Watson, and Councilor Perreault asked questions, to which Commissioner Shaughnessy and Mr. Morgan responded.

(d) Review of Downtown Master Plan Workshop

Councilor Knight gave this report.

(e) Acceptance of Forfeited Asset (Action Required)

Councilor Favreau and Councilor Perreault asked questions, to which Chief Rizzo responded.

Councilor Favreau moved, Councilor Perreault seconded, to accept and expend Forfeited Assets in the form of a 1996 Dodge Van related to Criminal Action Docket No. CR-10-230, and to authorize the Town Clerk to sign off on the approval of transfer. The motion carried with nine (9) yeas.

(A copy of a memo from Chief Rizzo and a letter from the Cumberland County District Attorney will be attached to the official minutes.)

(f) Reminder for the upcoming election and absentee ballots

Town Clerk Fran Smith gave this report.

Councilor Favreau asked a question, to which Ms. Smith responded.

PUBLIC HEARINGS:

122. **The Town Council will hear public comments on amendments to Chapter 5 “Buildings and Building Regulations” to bring that ordinance into compliance with the Maine Uniform Building and Energy Code, and will take any appropriate action. (Manager)**

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

Councilor Watson moved, Councilor Perreault seconded, to adopt amendments to Chapter 5 “Buildings and Building Regulations” to bring that ordinance into compliance with the Maine Uniform Building and Energy Code. The motion carried with nine (9) yeas.

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

NEW BUSINESS ITEMS:

123. **The Town Council will be setting a public hearing on a citizen’s petition to overrule an “Ordinance Authorizing Acquisition of Land and Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$1,175,000,” and will take any appropriate action. (Manager)**

Fran Smith, Town Clerk, spoke on this item.

John Donovan, 11 McKeen St., spoke on this item.

Louise Rosen, 16 High St., spoke on this item.

Councilor Watson moved, Councilor Atwood seconded, to set a public hearing for November 8, 2010, on a citizen’s petition to overrule an “Ordinance Authorizing Acquisition of Land and Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$1,175,000.” The motion carried with nine (9) yeas.

(A copy of a memo from the Town Clerk certifying the petition signatures will be attached to the official minutes.)

124. **The Town Council will hear a report from the Recycling and Sustainability Committee regarding a proposed LEED Ordinance, and will determine if any future action is needed. (Councilor Atwood)**

Alex Anesko, Brunswick Recycling and Sustainability Committee, gave this report, which recommends Brunswick adopt green building standards.

Councilor Atwood commented on the report, saying the committee would like to hear from the public then the item will come back to the Council for action at a later date.

Councilor Favreau spoke on this item.

Councilor Knight asked a question, to which Mr. Anesko responded.

Councilor Wilson and Councilor Perreault spoke on this item.

Mr. Anesko responded to Councilor Wilson's and Councilor Perreault's comments.

Councilor Pols and Councilor Watson spoke on this item.

Councilor Favreau again spoke on this item.

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

125. The Town Council will consider adopting a “Resolution Authorizing the Town Manager to Execute an Agreement to Facilitate the Acceptance of Debit and Credit Card Payments to the Town of Brunswick, Maine,” and will take any appropriate action. (Manager)

John Eldridge, Finance Director, explained this item and said, if approved, the Town would begin accepting debit and credit card payments by January 1, 2011.

All nine Councilors asked questions about the process, fees, and advisability of accepting credit card payments.

Mr. Eldridge responded to the questions.

Councilor Perreault announced he would vote against the motion.

Councilor Tucker moved, Councilor Atwood seconded, to adopt a “Resolution Authorizing the Town Manager to Execute an Agreement to Facilitate the Acceptance of Debit and Credit Card Payments to the Town of Brunswick, Maine.” The motion carried with eight (8) yeas. Councilor Perreault was opposed.

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

126. The Town Council will consider adopting a Fund Balance Policy, and will take any appropriate action. (Manager)

Mr. Eldridge presented this item.

Councilor Tucker asked a question, to which Mr. Eldridge responded.

Councilor Wilson asked questions and offered comments on this item.

Mr. Eldridge responded to Councilor Wilson's questions.

Councilor Perreault moved, Councilor Watson seconded, to adopt the Town of Brunswick Maine General Fund – Fund Balance Policy. The motion carried with nine (9) yeas.

(A copy of memos from the Town Manager and Finance Director, and the Fund Balance Policy, will be attached to the official minutes.)

127. The Town Council will consider setting a public hearing for November 1, 2010, regarding amending the General Assistance Ordinance Maximums, and will take any appropriate action. (Manager)

Councilor Perreault moved, Councilor Favreau seconded, to set a public hearing for November 1, 2010, to amend the General Assistance Ordinance Maximums, to be enacted on an emergency and regular basis. The motion carried with nine (9) yeas.

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

CONSENT AGENDA

- (a) Approval of the Minutes of October 4, 2010**
- (b) Adoption of policies required as part of CDBG Phase II/Project Development process to secure a \$75,000 CDBG Special Projects Matching Fund award on behalf of MRRA**

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

(A copy of a memo from Brian Dancause 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 8:48 p.m.

PLEASE NOTE: THESE MINUTES ARE ACTION MINUTES. THE ENTIRE MEETING CAN BE VIEWED AT WWW.BRUNSWICKME.ORG.

*Elin M. Gould
Deputy Town Clerk
October 22, 2010*

November 1, 2010
Date of Approval

Council Chair

