

-- APPROVED--
BRUNSWICK TOWN COUNCIL
MINUTES
September 8, 2009
Executive Session – 6:30 P.M.
Meeting Resumes - 7:00 P.M.
Municipal Meeting Room (Room 217)
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; Dave Markovchick, Director of Economic and Community Development; John Foster, Public Works Director; Brian Dancause, Economic Development Specialist; Pat Scully, Town Attorney; Craig Worth, Deputy Public Works Director; Anna Breinich, Director of Planning and Development; Cathy Donovan, Assessor; Kris Hultgren, Town Planner; Tom Farrell, Director of Parks and Recreation Department; Richard Rizzo, Police Chief; Clark Labbe, Fire Chief; Jessica Factor, Human Resources Specialist; Marc Hagan, Police Commander; Debbie Blum, Executive Administrative Assistant; Kevin Schofield, Police Commander; Terry Goan, Police Officer; and TV video crew

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

Executive Session: Personnel Matter Per 1 M.R.S.A. §405(6)(A) for the purpose of discussing the Town Manager's position and M.R.S.A. §405(6)(D) Labor Negotiations

Councilor Favreau moved, Councilor Watson seconded, to go into executive session for a Personnel Matter Per 1 M.R.S.A. §405(6)(A) for the purpose of discussing the Town Manager's position and M.R.S.A. §405(6)(D) for Labor Negotiations. The motion carried with eight (8) yeas. Councilor Klatt was opposed.

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

Public Comment:

None

Correspondence

A reminder was given for the Community Day of Emergency Preparedness program on Saturday, September 12, 2009, from 11:00 a.m. to 3:00 p.m. at the library.

Adjustments to the Agenda:

Item #133 was done after item #126.

MANAGER'S REPORT:

(a) Financial Update

Manager Brown gave this report.

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

(b) Council Committee Updates

Reports were given on the Region One Junior Olympics, Downtown Master Plan Committee, Maine Street Station Oversight Committee, Pleasant Street Committee, BEDC, and Elementary School Building Committee.

(c) Report on Bowdoin College's Zipcar Program

Manager Brown gave this report.

(A copy of a letter from Bowdoin College will be attached to the official minutes.)

(d) Report regarding working with Freeport on dispatching services

Manager Brown gave this report.

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

(e) Acceptance of a SAFER grant to partially fund a firefighter position (Action Required)

Chief Labbe and Manager Brown spoke on this item.

Councilor Tucker moved, Councilor Favreau seconded, to accept and expend a SAFER grant in the amount of \$108,380 to be spread over a five year period to assist with the funding of one full-time firefighter position. The motion carried with nine (9) yeas.

(f) Applying for Emergency Management Performance Grant for use in Emergency Management Program (Action Required)

Chief Labbe spoke on this item.

(A copy of a letter from Chief Labbe will be attached to the official minutes.)

Councilor Atwood asked questions to which the Chief responded.

Councilor Watson moved, Councilor Favreau seconded, to allow the Fire Department to retroactively apply for Department of Homeland Security funds to reimburse costs related to the Town's Emergency Management program and allow the Town to apply for future reimbursement under this program. The motion carried with nine (9) yeas.

(g) Update on road projects – Maine Street, Mere Point Road, Bath Road

John Foster, Public Works Director, spoke on this item.

Councilor Pols, Councilor Watson, Councilor King, and Councilor Tucker asked questions, to which the staff replied.

(h) Introduction of Brunswick Downtown Association Executive Director

Councilor Knight introduced Greg Farr, the new Executive Director

Mr. Farr spoke on some of the goals for the group.

(i) Update on Tax Rate for FY 2009-2010

Manager Brown announced the tax rate would be \$22.54 per thousand, which represents no increase in the tax rate from last year.

PUBLIC HEARINGS:

125. The Town Council will hear public comments on the following Alcoholic Beverage License applications, and will take any appropriate action. (Manager)

Full-Time Spirituous, Vinous & Malt

Scarlet Begonias, Inc

D/B/A Scarlet Begonias

16 Station Avenue

Douglas Lavallee

Little Tokyo Restaurant

D/B/A Little Tokyo Restaurant

72 Maine Street

Cuong Ly

Chair Daughtry opened the public hearing.

Cuong Ly spoke on this new business.

Chair Daughtry closed the public hearing.

Councilor Knight moved, Councilor Watson seconded, to approve alcoholic beverage licenses for Little Tokyo and Scarlet Begonias. The motion carried with nine (9) yeas.

NEW BUSINESS:

#133 was done first

- 126. The Town Council will consider entering into an employment agreement with Gary Brown as the Brunswick Town Manager, and will take any appropriate action.**

Chair Daughtry spoke on the process and the possible action before the Council tonight.

Councilor Pols spoke on this item.

Manager Brown spoke on the item and thanked the Council and staff.

Councilor Pols moved, Councilor King seconded, to approve an employment agreement with Gary Brown, appointing him as Brunswick's Town Manager, effective September 8, 2009. The motion carried with eight (8) yeas. Councilor Klatt was opposed.

(A copy of the signed employment agreement will be attached to the official minutes.)

- 127. The Town Council will consider setting a public hearing on Zoning Ordinance amendments regulating the use of small wind energy systems, and will take any appropriate action.**

Kris Hultgren, Town Planner, spoke on this item.

Councilor Knight, Councilor King, Councilor Watson, and Councilor Favreau spoke on this item. Their questions were responded to by Mr. Hultgren.

Chair Daughtry opened the item to public comments.

Cathy Eastman, property owner, spoke on this item.

Julie Poole, 64 Moody Road, spoke on this item.

Councilor King moved, Councilor Watson seconded, to set a public hearing for September 21, 2009, relative to Zoning Ordinance amendments regulating the use of small wind energy systems. The motion carried with nine (9) yeas.

- 128. The Town Council will consider setting a public hearing to amend the Cooks Corner TIF, and will take any appropriate action.**

Manager Brown spoke on this item.

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

Councilor Klatt moved, Councilor Tucker seconded, to set a public hearing for October 5, 2009, relative to amending the Cooks Corner TIF agreement.

After discussion, the Council amended the motion to table it, which was agreed to by the motion makers, Councilor Klatt and Councilor Tucker.

Councilor Klatt moved, Councilor Tucker seconded, to table this item until the next meeting. The motion carried with nine (9) yeas.

129. The Town Council will consider setting a public hearing on a CDBG grant in order to accept \$40,000 on behalf of Coastal Counties Workforce, Inc to fund a WorkReady Credential Training Program, and will take any appropriate action.

Councilor King moved, Councilor Pols seconded , to set a public hearing for September 21, 2009, relative to a CDBG grant in the amount of \$40,000 that will assist in the expansion of the WorkReady Credential Training Program. The motion carried with nine (9) yeas.

130. The Town Council will consider negotiating a RFP for the Property Management of the Maine Street Station Train Station, and will take any appropriate action.

Manager Brown spoke on this item.

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

Councilor Pols moved, Councilor Favreau seconded, to authorize the Town Manager to negotiate terms with the BDA to provide property management services for the space the Town is leasing at Maine Street Station to serve as a combination Train Station and Visitor's Center. The motion carried with nine (9) yeas.

131. The Town Council will discuss methods to increase public communication, and will determine if any future action is required.

Chair Daughtry, Councilor Atwood, Councilor Knight, Councilor Klatt, Councilor Watson, Councilor Tucker, and Councilor Favreau spoke on this item. Suggestions were made to be looked at further by staff and Council.

Chair Daughtry opened the item to public comments.

Ms. Eastman, 29 Merryman Lane, owner of property, spoke on this item.

132. The Town Council will discuss the future status of the Maine Street Station Oversight Committee, and will determine if any future action is required.

Councilor Knight spoke on this item.

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

The Council did not take a vote, but felt that this committee would end when the Council approves the final RFP for the Property Management of the Maine Street Station Train Station.

133. The Town Council will discuss the future action to take, if any, relative to prohibiting swimming in sections of the Androscoggin River, and will determine if any future action is required.

This item was done after the Public Hearing portion of the meeting.

Chair Daughtry spoke on this item.

Nancy Randolph, 14 Munroe Lane Topsham, spoke on item and read a sign that the Topsham Selectmen supported being placed on their side of the walking bridge. She and the committee for the bridge are hoping the Council will support a similar sign on the Brunswick side.

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

Chief Rizzo and Manager Brown responded to questions.

Councilor Watson moved, Councilor Favreau seconded, to allow a similar sign as Topsham has on their side of the bridge, minus the language relative to the expenses of rescue being charged to swimmers. The motion carried with eight (8) yeas. Councilor King was opposed.

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

Councilor Knight presented a slate of uncontested nominations.

Councilor King and Councilor Watson asked questions to which Councilor Knight responded.

The following persons were nominated and voted with nine (9) yeas to be appointed.

Charles Priest to serve on the Cable TV Committee

Elsie Van Savage to serve on the Cable TV Committee

Millie Stewart to serve on the Davis Fund
Daniel Doiron to serve on the Davis Fund
Sande Updegraph to serve on the Davis Fund

CONSENT AGENDA

- (a) **Approval of the Minutes of August 3, 2009**
- (b) **Approval of the Minutes of August 4, 2009**
- (c) **Approval of the Minutes of August 5, 2009**
- (d) **Approval of the Minutes of August 12, 2009**
- (e) **Approval of the Minutes of August 26, 2009**
- (f) **Approval of the Minutes of August 31, 2009**

Councilor Watson moved, Councilor Favreau seconded, to approved 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.

The meeting adjourned at 9:25 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
September 15, 2009

September 21, 2009
Date of Approval

Council Chair