

-- APPROVED --
BRUNSWICK TOWN COUNCIL
MINUTES
January 8, 2007
Executive Session 6:15 P.M.
Meeting Continues 7:00 P.M.
Municipal Meeting Facility

Councilors Present: Chair Joanne T. King, W. David Watson, Jacqueline A. Sartoris, Hallie Daughtry, Jeffrey A. Schneider, Gerald E. Favreau, Ryan E. Ewing, Newell A. Augur, and David C. Webb.

Town Staff Present: Donald Gerrish, Town Manager; Fran Smith, Town Clerk; Mary Reindl, Director of Human Services; Mat Eddy, Director of Economic Development; John Foster, Director of Public Works; Craig Worth, Deputy Director of Public Works; Clark Labbe, Fire Chief; Jerry Hinton, Police Chief; and the TV video crew.

Executive Session: **Acquisition of Real Property or Economic Development per 1 M.R.S.A. §405(6)(C) and Discussion of Confidential Records per 1 M.R.S.A. §405(6)(F)**

Councilor Sartoris moved, Councilor Watson seconded, to go into executive session to discuss acquisition of Real Property or Economic Development per 1 M.R.S.A. §405(6)(C) and Discussion of Confidential Records per 1 M.R.S.A. §405(6)(F). The motion carried with seven (7) yeas. Councilors Augur and Daughtry arrived after the vote.

Meeting Continued: 7:00 P.M.

Chair King called for the Pledge of Allegiance.

Public Comment: None.

Correspondence: None.

Adjustments to Agenda:

To table Item 8 and to add Item 9 regarding a poverty abatement.

Manager's Report:

(a) Update Council on Pandemic Informational Meeting

Chief Labbe updated the Council on the Pandemic Informational Meeting to be held on January 30, 2007, from 7:00 p.m. to 9:00 p.m. There will be a presentation from the town and other agencies on how to prepare for this sort of event.

(b) Fire Department Grant

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Chief Labbe said he is requesting approval for submission of a 2006-2007 Fire Prevention and Safety Grant through FEMA. The grant is awarded in a 90/10 share and the town's responsibility would be 10% or \$1,359.00. The grant would allow the fire department to purchase materials to aid in numerous presentations for fire prevention. It will be used to purchase Freddie the Fire Truck, which is not available in surrounding communities.

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

Councilor Watson moved, Councilor Daughtry seconded, to allow the Fire Department to apply for a grant through FEMA for the amount of \$13,590.00. The motion carried with nine (9) yeas.

(c) Pay Per Bag and Single Stream Recycling

Craig Worth, Deputy Director of Public Works, updated the Council on the progress of the pay-per-bag and single stream recycling programs. The bags are available at Hannaford and Shaws; collection using the new bags will start the week of January 22, 2007. TV3 has been showing a program on the new trash and recycling programs. Mr. Worth then showed a small bag. He said there are posters located at various facilities in town. Direct Mail of Maine is sending out a mailing with the coupon. Hannaford and Shaws will be redeeming the coupons for bags; this is a great help to the town. There will be education at the schools and an insert in the Times Record the weekend before the program starts.

Chair King said she hopes to have a "kind" program for those who do not know about the program. She asked how it was going to be handled.

Mr. Worth said it is a hard issue, but the town has to be sensitive to those who have paid for the bags. After some additional Council discussion, Mr. Worth said there will be a sticker explaining what to do, placed on the bags out for pickup that are not the new green Town of Brunswick bags.

Manager Gerrish said the information in the brochure talks about this, also.

Mr. Worth said, responding to Councilor Watson's question about what people can do with the increased recycling, the hardware stores are busy getting new bins; residents can put the recycling in a trash can with a "Recycle It" sticker on it.

Manager Gerrish said the town could not include this sticker in the brochure, but they will work to get the information out regarding the availability of recycling stickers.

Councilor Daughtry talked about her recycling experience.

Councilor Watson requested that there be a display of recycling stickers at Hannaford and Shaws.

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Mr. Craig said, responding to Councilor Favreau's question about recycling at the town facility, there will be a silver bullet there and they may be able to get a second container for cardboard, but all commercial recycling needs to go to West Bath. Styrofoam cannot be recycled, but the peanuts can be taken to mail places.

(d) Comcast Rate Increase

Manager Gerrish said that Comcast will be having a rate increase beginning in February 2007. The town has no control over the rates or fees.

(A copy of information from Comcast will be attached to the official minutes.)

(e) Council Committee Updates

Councilor Sartoris said Deborah Lesley is the new Teen Center Coordinator and the Center will now be able to be open an additional day each week.

(f) Financial Update

Manager Gerrish said the town is half way through its fiscal year. On the revenue side, excise tax is \$7,000 less than last year, and state revenue sharing is \$30,000 less than last year. The town did budget less than last year for this, but he needs to watch it. The town has gotten \$260,000 for interest on its investments. So far, the town is in good shape.

(g) (ADDED) Discussion on Industrial Park

The Council will meet on January 25, 2007, to talk about the feasibility study on this subject.

3. The Town Council will hear public comments on the following requests for an alcohol license, and will take any appropriate action.

Full-Time Spirituous, Vinous & Malt

Pilgrim Company, The

D/B/A: Charly's Smokin' Barbeque

4 Pleasant Street

Carlo Pilgrim

Manager Gerrish said this item is for public comment and approval of an Alcohol License for the Pilgrim Company, D/B/A/ Charly's Smokin' Barbeque on Pleasant Street.

Chair King opened the public hearing.

Dan Richards, manager for the restaurant, said they are relocating from Boothbay Harbor, and are going to barbecue different items and vegetarian dishes.

Chair King closed the public hearing.

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Councilor Augur moved, Councilor Ewing seconded, to approve the alcohol license for The Pilgrim Company, D/B/A/ Charly's Smokin' Barbeque on Pleasant Street. The motion carried with nine (9) yeas.

(Tabled from 1/2/07 Meeting)

1-d The Town Council will appoint Council Representatives to the following:

This item was done after the other items.

The following appointments were made by Chair King.

- i Appointment Sub-committee-3 Councilors (previously Augur, Schneider, and Watson).**

Councilor Augur, Councilor Favreau, and Councilor Daughtry will serve on this committee.

- ii Brunswick Development Corporation (Council Chairperson).**

Chair King will serve on this committee.

- iii Brunswick Economic Development Corporation (previously King and Lowe).**

Chair King and Councilor Webb will serve on this committee.

- iv Brunswick Teen Center Board (previously Sartoris).**

Councilor Sartoris will serve on this committee.

- v Cable Television Committee (previously Daughtry).**

Councilor Daughtry will serve on this committee.

- vi Capital Improvement Plan Development Committee (previously Ewing, Watson, and King). (Chair, Vice Chair and one Councilor).**

Councilor Watson, Councilor Ewing, and Chair King will serve on this committee.

- vii Growstown School Committee (previously Daughtry).**

Councilor Daughtry will serve on this committee.

- viii Recycling Committee (previously Ewing).**

Councilor Ewing will serve on this committee.

- ix Trust Fund Advisory Committee (previously Lowe).**

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Councilor Favreau will serve on this committee.

- x Mid-coast Business Development and Planning-5 Councilors
(previously Watson, Schneider, Sartoris, Daughtry, and Ansari).**

Councilor Watson, Councilor Schneider, Councilor Favreau, Councilor Daughtry, and Councilor Sartoris will serve on this committee.

- xi Union Negotiating Committee-2 Councilors needed.**

Councilor Webb will serve for the Communications Union negotiations and Chair King will serve for the AFSCME negotiations.

- xii Elementary School Building Committee (previously Daughtry and Watson).**

Councilor Daughtry and Councilor Favreau will serve on this committee.

- xiii Local Redevelopment Authority (previously King and Lowe)**

Chair King said she will be continuing to serve on this committee and asked for an emergency amendment to the LRA ordinance to allow a citizen (former Councilor Forrest Lowe) to be one of the Council designees. He has been an active member and has been active with the subcommittees and has a lot of knowledge of the process.

Councilor Favreau moved, Councilor Ewing seconded, to adopt the ordinance amendments on an emergency basis to allow the Council to appoint two Councilors or their designee to the LRA. The motion carried with (7) yeas. Councilor Sartoris and Councilor Augur were opposed.

Councilor Favreau said Mr. Lowe was at all the meetings and had worked hard on this.

Councilor Augur moved, Councilor Sartoris seconded, to set a public hearing for February 5, 2007, to enact the LRA ordinance amendment on a regular basis. The motion carried with nine (9) yeas.

- xiv Maine Street Station Implementation Committee (previously Ewing and Lowe). (Council Chair would like to add a Councilor and a Citizen to this Committee.)**

Councilor Ewing and Councilor Sartoris will serve on this committee, and Forrest Lowe will be staying on as citizen member.

- xv. (ADDED) Old High School Committee**

Councilor Augur and Councilor Watson will serve on this committee.

xvi. (ADDED) New Meadows River Advisory Committee

Councilor Watson will serve on this committee.

4. The Town Council will consider an emergency amendment to Article XV111 of the Town of Brunswick Personnel Policy relating to the process for application, qualification, examination, eligibility and appointment of new firefighters and police officers, and will take any appropriate action.

Manager Gerrish explained, as the Council is aware, the town is having difficulty filling positions in the Police Department. The process in the Personnel Policy is good, but the process can take over four months to come up with an eligibility list. The ordinance does allow the town to make temporary appointments, but those appointments are only good for six months. He is asking the Council to make an emergency amendment to the ordinance to allow the town to shorten the selection process. The authorization would need to be approved by the Council each time it is requested. He is requesting the Council adopt the proposed Ordinance change on an emergency basis so that it goes into effect immediately and then authorize the use of the special appointment process to allow the town to use it immediately.

Chief Hinton said there would be a savings to the town in the time allotted to do the advertising and the process of hiring. They would still have to run a regular process. The Department used to be able to get a list of candidates that would last a year, but over the last three years, they are down to 1 or 2 making it through the process out of a list of 6 that get to the Personnel Board.

Chair King said the regular process is also going on while this emergency process is going on.

Manager Gerrish said there would still be the regular process and this can only be used if the Council gives the authority.

Councilor Augur asked if the Council should sunset it for two years so the Manager does not have to come back to the Council prior to that, and then see if it is still needed at that time.

Manager Gerrish said he did ask the question of the town attorney and the process needed to be an exception, not the rule, due to federal law.

Councilor Watson said putting this ability in the town ordinance is rather important today.

Councilor Ewing moved, Councilor Augur seconded, to approve an emergency amendment to Article XVIII of the Town of Brunswick Personnel Policy relating to the process for application, qualification, examination, eligibility and appointment of new firefighters and police officers. The motion carried with nine (9) yeas.

Councilor Ewing moved, Councilor Augur seconded, to set a public hearing for February 5, 2007, for amendments to the Personnel Policy relating to the process for application, qualification, examination, eligibility and appointment of new firefighters and police officers. The motion carried with nine (9) yeas.

Councilor Augur moved, Councilor Favreau seconded, to authorize the Town Manager to allow for the special appointments process for the hiring of Police Officers. The motion carried with nine (9) yeas.

- 5. The Town Council will consider Brunswick Lodge of Elks request to hold “Member Only” card games, and will take any appropriate action.**

Manager Gerrish said this item is for the Council to consider approval of a “Member only” card game for the Brunswick Lodge of Elks. He explained that the Council in the past has approved beano and sealed tickets only. They do not have beano anymore, and there was the question of doing games of chance including cards or pot of gold, which is different from sealed tickets.

A representative of Brunswick Elks said the games of chance will be for cards and someone cannot bet more than \$1 per a hand.

Councilor Watson seconded, Councilor Ewing moved, to approve the request for a “Member only” card game for the Brunswick Lodge of Elks. The motion carried with nine (9) yeas.

- 6. The Town Council will consider selling lots in the Industrial Park, and will take any appropriate action.**

Mat Eddy explained the proposal from Allied Composites for purchasing Harbor Technology so they can expand. What is being proposed is construction of a new composite center, with the possibility of a Vocational Region 10 training facility. It will free up \$40,000 of the Community Block grant to be used for the Times Record Building. He is asking the Council to approve the Purchase and Sale Agreement with Allied Composite Center, LLC, to purchase the two remaining lots in the Industrial Park (Map 17 Lots 66 & 67).

Manager Gerrish said the price for the two lots is \$170,800.

Councilor Augur moved, Councilor Watson seconded, to approve the Purchase and Sale Agreement with Allied Composite Center, LLC to purchase lots in the Industrial Park (Map 17 Lot 66 and Lot 67) for the price of \$170,800. The motion carried with nine (9) yeas.

- 7. The Town Council will discuss the Times Record Building, and will take any appropriate action.**

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Manager Gerrish said he is not asking for action tonight. They still have some finalization of the leases and working on finances for the renovations to do; he would like to see the item tabled tonight.

Mr. Eddy said Southern Maine Community College is excited about the possibilities in the Brunswick area. This is part of a partnership with a private trainer, Andre Cocquyt, who "trains the trainers."

Councilor Watson moved, Councilor Daughtry seconded, to table this item until January 16, 2007. The motion carried with nine (9) yeas.

8. The Town Council will discuss Maine Street Station, and will take any appropriate action.

Councilor Watson moved, Councilor Daughtry seconded, to table this item until January 16, 2007. The motion carried with nine (9) yeas.

9. (ADDED) The Town Council will discuss a poverty tax abatement, and will take any appropriate action.

Councilor Sartoris moved, Councilor Ewing seconded, to abate \$40.88 of interest for the requested poverty abatement. The motion carried with nine (9) yeas.

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

The meeting adjourned at 8:40 pm.

PLEASE NOTE: THESE MINUTES ARE NOT VERBATIM. A VIDEO RECORDING OF THE MEETING IS AVAILABLE AT THE TOWN CLERK'S OFFICE DURING REGULAR BUSINESS HOURS.

*Frances M. Smith
Town Clerk
February 20, 2007*

February 26, 2007

Date of Approval

Council Chair