

BRUNSWICK TOWN COUNCIL
AGENDA
January 20, 2009
Executive Session 6:30 P.M.
Meeting Resumes 7:00 P.M.
Municipal Meeting Facility
44 McKeen Street

Roll Call

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

Pledge of Allegiance:

Public Comment:

Correspondence:

Letter from the Town of Topsham Board of Selectmen

Letter from the Brunswick Economic Development Corporation

Adjustments to the Agenda:

Manager's Report:

- (a) Financial Update
- (b) Council Committee Updates
- (c) Declining Forfeited Asset (Action Required)
- (d) Council Retreat Update
- (e) Council Workshop on January 26, 2009

PUBLIC HEARINGS:

None

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. (Manager)

ACTION
- 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. (Manager)

ACTION

5. The Town Council will consider approving a contract with the Brunswick Police, Maine Association of Police, and will take any appropriate action. (Manager) **ACTION**
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) **ACTION**
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. (Manager) **ACTION**
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. (Favreau) **ACTION**
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. (Favreau) **ACTION**
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. (Knight) **DISCUSSION**
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) **DISCUSSION**

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

**INDIVIDUALS NEEDING AUXILIARY AIDS FOR EFFECTIVE COMMUNICATION
SHOULD CONTACT THE TOWN MANAGER'S OFFICE AT 725-6659
(TDD 725-5521)**

Brunswick Town Council
Agenda
January 20, 2009
Council Notes

CORRESPONDENCE:

1. Letter from Town of Topsham: 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.
2. Letter from BEDC: 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.

MANAGER'S REPORT:

- (a) Financial Update: The Acting Manager will provide a financial update at the mid-year point in the Town's fiscal year. Copies of the financial summary reports are included in your packet.
- (b) Committee updates: Councilors with information on the Committees they are involved with will share the information with the Council and public.
- (c) Forfeiture of seized assets: The Police Department has received a vehicle with liens on it that is worth less than the outstanding liens. They are recommending that the Council decline ownership of this asset. Information from the Police Department and Court is included in your packet.
- (d) Council Retreat update. The Council and Acting Manager will review the January 10th Council Retreat.
- (e) Council Workshop for January 26: The Council will discuss scheduling a Council workshop for Monday, January 26, 2009, for the purpose of having a presentation on the 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. As the Town prepares to abandon the McKean Street facility it is appropriate that the Council adopt a policy to facilitate the disposition of salvageable items that may be of interest and use by the School construction project, the School Department, Town Departments and residents. A disposition policy has been drafted for the Council's consideration. The policy has been reviewed by PDT architects as well as by the Town's attorney. A copy of the policy along with a waiver is included in your packet.

4. The Council may take action on a proposed collective bargaining agreement between the Town of Brunswick and the Firefighter's Union.
5. The Council may take action on a proposed collective bargaining agreement between the Town of Brunswick and the Police Union.
6. This is a conveyance from the Estate of Laurier Pinette. Although this would normally come to the Council prior to the conveyance being recorded, the estate has already conveyed this to the Town. The 1.5 acre property is located adjacent to the boat launch on Water Street and is an attractive parcel. (For your information, the property's current tax bill is \$561.25.) A copy of a letter from the Estate, the deed, a map and photos of the property, along with proposed amendments to Chapter 14, is included in your packet.
7. This item is an annual Resolution that the Council adopts. As the Resolution states, on February 22 tax liens are foreclosed and any property that has not had the taxes paid becomes town property. Each year staff reviews the potential properties and makes a determination whether or not it is in the best interest of the town to foreclose on certain properties. The reason we would not want to foreclose would be that some properties, primarily mobile homes, would cost more for the town to dispose of than the amount due in taxes. The liens stay on the properties; the town just does not foreclose, so the town is still entitled the owed taxes. A copy of the Resolution is included in your packet.
8. Councilor Favreau is sponsoring this item as a way for the Council to consider reimbursing the Brunswick Downtown Association (BDA) the \$500 fee they have paid to hold the Arts Festival on August 15, 2009. Currently, the ordinance does not allow the Council to waive or refund the fee, as had previously been the case with use of the sidewalks for seating by restaurants. In order to consider this action the Council must first amend the Business Ordinance, which requires a public hearing to be held. Once the ordinance has been amended, the Council can take action to reimburse the BDA. The draft ordinance amendment is included in your packet.
9. Councilor Favreau is the sponsor of this item. As part of the Brunswick Downtown Association's Art Festival on August 15, 2009, they want to be able to use the Mall to have artists display and sell their work. Upon review of ordinance language, it was discovered that there exists a conflict in language as to who has the authority to authorize sales on the Mall. Chapter 10 grants this authority to the Council when it comes to sales for nonprofits on the public places. Under Chapter 14, the Recreation Commission also has this same authority. It may be important to clarify the language to give the authority to only one body, but prior to taking action, the Council may want to get input and a recommendation from the Recreation Commission. Tom Farrell will be at your meeting to provide some history on this subject. Relative sections of the Code of Ordinances are included in your packet.
10. Councilor Knight is the sponsor of this item. At your retreat the Council discussed this item, and if the Council wishes to amend the Rules of the Council to prohibit the use of electronic communication devices (cell phones/Blackberries/pagers) during Council meetings, the Council will need to bring this item back at your next meeting to add

language to do this. Councilor Knight would also like to extend this discussion to encompass all town board and committee meetings.

11. Chair Daughtry is the sponsor of this item. The 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. The proposed change is included in your packet, and this change can be made at your next meeting.

CONSENT AGENDA

- (a) This is the semi-annual approval for games of chance and beano for Evergreen Senior Citizen's Club.
- (b) – (e) These are the minutes from a variety of meetings, which are composed in the Action Minutes format as discussed at your Retreat.

**Brunswick Town Council
Agenda
January 20, 2009
Suggested Motions**

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

Motion to go into Executive Session to discuss Union Negotiations per 1 M.R.S.A. § 405(6)(D).

MANAGER'S REPORT

Under this report, Items (a), (b), (d), and (e) require no Council action.

(c) Motion to decline accepting ownership of a 2000 Jeep Cherokee provided to the Town under Superior Court Criminal Action Docket No. CR-06-3379.

NEW BUSINESS ITEMS:

3. Motion to approve the Disposition of salvageable items in the Old Brunswick High School Policy.

4. Motion to accept the 2008-2009 Union Contract with the Brunswick Professional Firefighters, IAFF 1718 AFL-CIO-CLC.

5. Motion to accept the 2008-2010 Union Contract with the Brunswick Police, Maine Association of Police.

6. Motion to accept a property donation and recorded deed from the Laurier Pinette Estate (described as Map U07, Lot 19).

Motion 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.

7. Motion to adopt the Resolution authorizing the Town Treasurer to Waive Foreclosure on Certain Real Estate Tax Lien Mortgages.

8. Motion 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.

9. Motion to ask the Recreation Commission to review and 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.

10. This is a discussion item and will come back to the Council at your meeting for action.

11. This is a discussion item and will come back to the Council at your meeting for action.

CONSENT AGENDA:

Motion to approve the Consent Agenda

Motion to adjourn the meeting

CORRESPONDENCE

Board of Selectmen

100 Main Street
Topsham, Maine 04086

Town of Topsham

Town office (207) 725-5821
Fax 207-725-1731

December 24, 2008

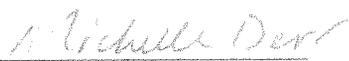
Town of Brunswick Town Council
28 Federal Street
Brunswick, ME 04011

Dear Councilors:

When we met late last year, we left the door open to work together to reduce costs for the benefit of our taxpayers. If you believe that this is a good time to begin that process, as we do, then we hope to meet with you at the Topsham Town Office on a Wednesday evening of your choice to discuss potential collaborative efforts. Should we identify possible areas for cooperation, then perhaps subsequent meetings could be held with pertinent members of our respective Town staffs.

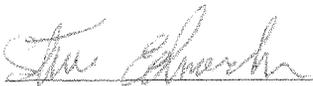
We look forward to hearing from you.

Very sincerely yours,


Michelle Derr


Ron Riendeau


Sandra Consolini


Steve Edmondson

Brunswick Economic Development Corporation



28 Federal Street
Brunswick, ME 04011
Phone: 207-721-0292
Fax: 207-725-6663

www.brunswickbiz.org

January 9, 2009

Hallie Daughtry, Chair
Brunswick Town Council
28 Federal Street
Brunswick, ME 04011

Re: Economic Development Commitments & Priorities

Dear Chairperson Daughtry:

Thank you to each member of the Town Council from the Brunswick Economic Development Corporation (BEDC) for the timely action to appoint Councilor Atwood to the BEDC Board. She is most welcome.

At the BEDC Board of Directors meeting held January 7, 2009, by unanimous vote the Directors authorized me to send a letter to the Brunswick Town Council to (i) affirm the BEDC's view that appropriate community and economic development in Brunswick is an urgent current priority, requiring concerted action by the Town Council and BEDC working together, (ii) confirm the BEDC's commitment to work in the closest coordination with the Town Council, and (iii) identify three actions the BEDC considers of paramount importance deserving immediate attention. These actions are:

1. **Hire a new Development Director as soon as possible.** The individual in this position is essential to provide the necessary staff to deal with current problems and opportunities.
2. **Hold a joint Town Council/BEDC public workshop on community and economic development priorities.** We believe it is critically important to establish a common understanding of the Town's priorities in this area as a foundation for effective action, on all fronts. Therefore we recommend holding this workshop as soon as possible, preferably in January or February.

3. **Establish a Community & Economic Development Emergency Response Team (the "Response Team") to deal with current business needs and overtures, across Brunswick.** This Response Team would include one or more high-level town staff, a councilor, and designated members of the BEDC. Its purpose would be to ensure high-level, coordinated, effective response to the needs of businesses in distress or seeking to expand in Brunswick.

The BEDC believes it is essential to be in an effective action mode, right now, due to economic and marketplace realities. We pledge to collaborate with the Town Council on the actions recommended in this letter and any other priorities identified by the Council, in whatever ways the Council deems appropriate. Please accept this letter as an indication of our commitment. I am available to discuss this further at any time, as is Steve Weems (BEDC Vice President).

Very truly yours,



Mike Ouellet, President

cc: Gary Brown, Acting Town Manager
Members of the BEDC Board of Directors

Contact Information:

Mike Ouellet
725-0100 (office)
751-8148 (cell)
mike@oaconstruction.com

Steve Weems
772-5356, ext 118 (Portland office)
725-7282 (Brunswick office)
751-9437 (mobile)
steveweems@ceimaine.org

Manager's Report A

FOR 2009 06

	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
<hr/> 10 General Government <hr/>							
1000 Administration	469,569	469,569.00	242,667.25	13,572.30	.00	226,901.75	51.7%
1050 Personnel department	51,627	51,627.00	18,640.00	2,568.00	.00	32,987.00	36.1%
1100 Finance department	648,654	648,654.00	297,521.15	45,299.39	-18,539.23	369,672.08	43.0%
1150 Technology services	213,500	213,500.00	111,951.39	12,579.33	539.75	101,008.86	52.7%
1200 Municipal officers	90,865	90,865.00	33,327.44	10,734.25	1,018.54	56,519.02	37.8%
1220 Municipal building	174,633	174,633.00	81,685.48	12,704.07	-1,471.95	94,419.47	45.9%
1230 Risk Management	513,500	513,500.00	178,603.20	-214.16	.00	334,896.80	34.8%
1240 Employee benefits	0	.00	1,835.15	238.65	.00	-1,835.15	100.0%
1250 Cable TV	119,271	119,271.00	42,766.07	10,183.48	599.90	75,905.03	36.4%
1300 Assessing	293,917	293,917.00	129,632.13	20,497.97	1,950.82	162,334.05	44.8%
1400 Codes enforcement	203,310	203,310.00	99,538.91	17,241.18	.00	103,771.09	49.0%
1600 Town Clerk and Elections	342,599	342,599.00	160,075.77	21,288.68	.00	182,523.23	46.7%
1900 Planning	241,652	241,652.00	105,645.80	17,204.64	-695.00	136,701.20	43.4%
1940 Natural Resources	86,615	86,615.00	36,044.57	6,370.96	.00	50,570.43	41.6%
1950 Economic Development	264,550	264,550.00	106,036.64	19,741.47	.00	158,513.36	40.1%
TOTAL General Government	3,714,262	3,714,262.00	1,645,970.95	210,010.21	-16,597.17	2,084,888.22	43.9%
<hr/> 20 Public Safety <hr/>							
2100 Fire Department	2,627,885	2,627,885.00	1,186,180.80	207,285.42	20,653.38	1,421,050.82	45.9%
2200 Police Department	3,969,302	3,969,302.00	1,941,467.36	276,397.29	2,140.42	2,025,694.22	49.0%
2210 Police Special Detail	0	.00	5,489.29	1,301.37	.00	-5,489.29	100.0%
2310 Streetlights	185,000	185,000.00	72,192.64	15,118.16	.00	112,807.36	39.0%
2320 Traffic Signals	13,100	13,100.00	8,791.88	3,234.00	.00	4,308.12	67.1%
2330 Hydrants	312,000	312,000.00	81,825.00	.00	.00	230,175.00	26.2%
2340 Civil Emergency Preparedne	4,000	4,000.00	2,498.92	520.59	.00	1,501.08	62.5%
TOTAL Public Safety	7,111,287	7,111,287.00	3,298,445.89	503,856.83	22,793.80	3,790,047.31	46.7%
<hr/> 30 Public Works <hr/>							
3100 PW Administration	442,945	442,945.00	208,171.03	36,364.82	1,089.29	233,684.68	47.2%
3110 PW General Maintenance	691,021	691,021.00	350,886.25	3,791.44	1,663.38	338,471.37	51.0%
3120 PW Winter Maintenance	810,602	810,602.00	219,017.81	91,118.48	1,596.40	589,987.79	27.2%
3130 Refuse Collection	566,878	566,878.00	202,148.12	8,061.75	.00	364,729.88	35.7%

FOR 2009 06

	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
3140 Recycling	225,071	225,071.00	81,266.20	-8,666.79	.00	143,804.80	36.1%
3150 PW Central Garage	581,235	581,235.00	244,903.17	35,383.96	11,361.00	324,970.83	44.1%
TOTAL Public Works	3,317,752	3,317,752.00	1,306,392.58	166,053.66	15,710.07	1,995,649.35	39.8%
 40 Human Services							
4100 General Assistance	147,828	147,828.00	67,401.03	14,724.34	1,544.43	78,882.54	46.6%
4120 Health and Social Services	2,600	2,600.00	1,299.02	649.52	.00	1,300.98	50.0%
TOTAL Human Services	150,428	150,428.00	68,700.05	15,373.86	1,544.43	80,183.52	46.7%
 45 Education							
4500 School Department	33,620,870	33,620,870.00	13,983,301.56	2,393,712.43	.00	19,637,568.44	41.6%
TOTAL Education	33,620,870	33,620,870.00	13,983,301.56	2,393,712.43	.00	19,637,568.44	41.6%
 50 Recreation and Culture							
5000 Recreation Administration	423,452	423,452.00	194,967.76	32,637.13	-779.86	229,264.10	45.9%
5050 Rec Buildings and Grounds	695,196	695,196.00	309,700.43	42,705.15	25,505.29	359,990.28	48.2%
5100 Coffin Pond	63,138	63,138.00	37,168.22	1,388.97	.00	25,969.78	58.9%
5300 Teen Center	5,000	5,000.00	5,000.00	.00	.00	.00	100.0%
5310 People Plus	70,000	70,000.00	70,000.00	35,000.00	.00	.00	100.0%
5400 Curtis Memorial Library	1,075,269	1,075,269.00	537,634.50	89,605.75	.00	537,634.50	50.0%
TOTAL Recreation and Culture	2,332,055	2,332,055.00	1,154,470.91	201,337.00	24,725.43	1,152,858.66	50.6%
 60 Intergovernmental							
6000 County tax	1,088,467	1,088,467.00	1,088,467.00	.00	.00	.00	100.0%
TOTAL Intergovernmental	1,088,467	1,088,467.00	1,088,467.00	.00	.00	.00	100.0%
 70 Unclassified							

FOR 2009 06

70	Unclassified	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
7000	Promotion and Development	58,661	58,661.00	41,692.25	1,750.00	15,000.00	1,968.75	96.6%
7010	Assistance to St. Johns	16,000	16,000.00	.00	.00	.00	16,000.00	.0%
7020	Cemetery Care	2,500	2,500.00	2,750.00	.00	.00	-250.00	110.0%
7030	Wage Adjustment Account	95,000	95,000.00	4,297.39	4,297.39	.00	90,702.61	4.5%
7050	High School Spring Street	229,479	229,479.00	68,723.15	34,119.59	2,692.84	158,063.01	31.1%
	TOTAL Unclassified	401,640	401,640.00	117,462.79	40,166.98	17,692.84	266,484.37	33.7%
80 Debt Service								
8000	2000 CIP G/O Bonds	352,000	352,000.00	16,000.00	.00	.00	336,000.00	4.5%
8010	2003 High School Refunding	0	.00	.00	.00	.00	.00	.0%
8020	2006 CIP G/O Bonds	300,000	300,000.00	252,000.00	.00	.00	48,000.00	84.0%
	TOTAL Debt Service	652,000	652,000.00	268,000.00	.00	.00	384,000.00	41.1%
	GRAND TOTAL	52,388,761	52,388,761.00	22,931,211.73	3,530,510.97	65,869.40	29,391,679.87	43.9%

** END OF REPORT - Generated by Julie Henze **

REPORT OPTIONS

Sequence	Field #	Total	Page Break	Year/Period: 2009/ 6
Sequence 1	2	Y	N	Print revenue as credit: Y
Sequence 2	3	Y	N	Print totals only: Y
Sequence 3	0	N	N	Suppress zero bal accts: Y
Sequence 4	0	N	N	Print full GL account: N

Double space: N
Report title: DECEMBER 2008 EXPENDITURE REPORT
Roll projects to object: N
Incl inception to soy: N
Carry forward code: 1
Print journal detail: N
From Yr/Per: 2009/ 4
To Yr/Per: 2009/ 6
Include budget entries: N
Incl encumb/liq entries: N
Sort by JE # or PO #: J
Detail format option: 1

Print Full or Short description: F
Print MTD Version: Y
Print Revenues-Version headings: N
Format type: 2
Print revenue budgets as zero: N
Include Fund Balance: N
Include requisition amount: N

FOR 2009 06

	ORIGINAL ESTIM REV	REVISED EST REV	ACTUAL YTD REVENUE	ACTUAL MTD REVENUE	REMAINING REVENUE	PCT COLL
<u>10 Taxes</u>						
111190 41101 Property Taxes	28,137,454	28,137,454.00	28,448,942.41	.00	-311,488.41	101.1%
111190 41103 Deferred Property Taxe	-200,000	-200,000.00	.00	.00	-200,000.00	.0%
111190 41104 Tax Abatements	-75,000	-75,000.00	-15,117.59	-518.42	-59,882.41	20.2%
111190 41105 Interest on Taxes	50,000	50,000.00	44,814.47	5,614.46	5,185.53	89.6%
111190 41106 Tax Lien Costs Revenue	9,000	9,000.00	15,378.22	.00	-6,378.22	170.9%
111190 41107 Tax Lien Interest Reve	0	.00	23,658.97	.00	-23,658.97	100.0%
111190 41109 Payment in Lieu of Tax	180,000	180,000.00	106,582.65	55,000.00	73,417.35	59.2%
111190 41197 BETE reimbursement	0	.00	47,239.00	47,239.00	-47,239.00	100.0%
111190 41198 Homestead exemption re	385,235	385,235.00	382,290.00	67,353.00	2,945.00	99.2%
111191 41110 Excise Tax - Auto	2,500,000	2,500,000.00	1,247,645.62	163,599.57	1,252,354.38	49.9%
111191 41111 Excise Tax Boat/ATV/Sn	23,000	23,000.00	6,145.40	44.40	16,854.60	26.7%
TOTAL Taxes	31,009,689	31,009,689.00	30,307,579.15	338,332.01	702,109.85	97.7%
TOTAL REVENUES	31,009,689	31,009,689.00	30,307,579.15	338,332.01	702,109.85	
<u>20 Licenses & Fees</u>						
121411 42100 Building Permits	25,000	25,000.00	6,804.60	361.00	18,195.40	27.2%
121411 42101 Electrical Permits	19,000	19,000.00	6,881.49	1,126.40	12,118.51	36.2%
121411 42102 Plumbing Permits	16,000	16,000.00	5,333.25	297.00	10,666.75	33.3%
121411 42103 Zoning Board Fees	375	375.00	150.00	.00	225.00	40.0%
121411 42105 Mobile Home Permits	750	750.00	185.00	.00	565.00	24.7%
121411 42106 Institutional Permits	20,000	20,000.00	25.00	.00	19,975.00	.1%
121411 42107 Alts/Addds Permits	13,000	13,000.00	7,164.60	716.00	5,835.40	55.1%
121411 42108 Comm/Indus Permits	24,000	24,000.00	18,064.00	185.00	5,936.00	75.3%
121411 42109 Multiple Dwellings	10,000	10,000.00	.00	.00	10,000.00	.0%
121411 42110 Accessory Structures	5,000	5,000.00	3,373.00	498.00	1,627.00	67.5%
121611 42200 Hunting & Fishing Lice	2,020	2,020.00	762.00	252.25	1,258.00	37.7%
121611 42201 Dog License Fee	2,212	2,212.00	1,129.00	877.00	1,083.00	51.0%
121611 42202 Vital Statistics	38,000	38,000.00	24,242.00	3,715.00	13,758.00	63.8%
121611 42203 General Licenses	22,725	22,725.00	7,613.00	3,063.00	15,112.00	33.5%
121611 42204 Victulars Licenses	19,950	19,950.00	1,580.00	50.00	18,370.00	7.9%
121611 42205 Shellfish Licenses	21,740	21,740.00	225.00	.00	21,515.00	1.0%
121611 42206 Neutered/Spayed Dog Li	3,910	3,910.00	2,022.00	1,658.00	1,888.00	51.7%
121611 42207 Passport Fees	11,125	11,125.00	3,250.00	750.00	7,875.00	29.2%
121611 42208 Postage Fees	0	.00	-1.02	.00	1.02	100.0%
121611 42209 Passport Picture Reven	1,440	1,440.00	792.00	96.00	648.00	55.0%
121911 42300 Planning Board Appl Fe	10,000	10,000.00	3,381.92	.00	6,618.08	33.8%

FOR 2009 06

	ORIGINAL ESTIM REV	REVISED EST REV	ACTUAL YTD REVENUE	ACTUAL MTD REVENUE	REMAINING REVENUE	PCT COLL
122121 42400 Fire Permits	1,500	1,500.00	810.00	190.00	690.00	54.0%
122221 42500 Conc Weapons Permits R	400	400.00	195.00	65.00	205.00	48.8%
123131 42600 Public Works Opening F	500	500.00	72.00	8.00	428.00	14.4%
TOTAL Licenses & Fees	268,647	268,647.00	94,053.84	13,907.65	174,593.16	35.0%
TOTAL REVENUES	268,647	268,647.00	94,053.84	13,907.65	174,593.16	

30 Intergovernmental

131132 43103 Highway Grant Fund	230,000	230,000.00	115,998.00	.00	114,002.00	50.4%
131142 43104 State General Assistan	24,000	24,000.00	5,830.42	.00	18,169.58	24.3%
131190 43102 State Tax Exemption Re	15,000	15,000.00	.00	.00	15,000.00	.0%
131192 43101 State Revenue Sharing	2,000,000	2,000,000.00	1,074,964.98	144,661.68	925,035.02	53.7%
131192 43106 Snowmobile Receipts	1,500	1,500.00	.00	.00	1,500.00	.0%
134546 43120 State Education Subsid	14,558,692	14,558,692.00	7,707,545.79	1,173,216.92	6,851,146.21	52.9%
134546 43121 State Adult Educ. Subs	30,000	30,000.00	.00	.00	30,000.00	.0%
134546 43150 Federal Education Subs	800,000	800,000.00	897,288.19	759,134.02	-97,288.19	112.2%
TOTAL Intergovernmental	17,659,192	17,659,192.00	9,801,627.38	2,077,012.62	7,857,564.62	55.5%
TOTAL REVENUES	17,659,192	17,659,192.00	9,801,627.38	2,077,012.62	7,857,564.62	

40 Charges for services

141111 44110 Agent Fee Auto Reg	36,000	36,000.00	18,532.00	2,413.00	17,468.00	51.5%
141111 44111 Agent Fee Boat/ATV/Sno	2,500	2,500.00	522.00	112.00	1,978.00	20.9%
141111 44140 Housing Services Fees	590,000	590,000.00	297,578.10	52,435.14	292,421.90	50.4%
141611 44131 Advertising Fees	0	.00	937.41	.00	-937.41	100.0%
142121 44155 Ambulance Service Fees	630,000	630,000.00	345,890.42	51,440.13	284,109.58	54.9%
142121 44166 Special Detail - Fire	1,000	1,000.00	1,244.10	.00	-244.10	124.4%
142221 44161 Witness Fees	8,600	8,600.00	2,500.00	550.00	6,100.00	29.1%
142221 44162 Police Reports	4,100	4,100.00	1,911.00	307.50	2,189.00	46.6%
142221 44163 School Resource Office	68,600	68,600.00	.00	.00	68,600.00	.0%
142221 44165 Special Detail - Polic	6,000	6,000.00	5,996.20	1,072.50	3.80	99.9%
143131 44174 PW Labor & Materials	1,000	1,000.00	300.00	.00	700.00	30.0%
143431 44175 Recycling Revenue	20,000	20,000.00	10,311.20	.00	9,688.80	51.6%
144545 44100 School Tuition, etc	1,057,000	1,057,000.00	7,775.63	.00	1,049,224.37	.7%
145051 44187 Coffin Pond	25,000	25,000.00	11,465.80	.00	13,534.20	45.9%
TOTAL Charges for services	2,449,800	2,449,800.00	704,963.86	108,330.27	1,744,836.14	28.8%
TOTAL REVENUES	2,449,800	2,449,800.00	704,963.86	108,330.27	1,744,836.14	

50 Fines & Penalties

FOR 2009 06

	ORIGINAL ESTIM REV	REVISED EST REV	ACTUAL YTD REVENUE	ACTUAL MTD REVENUE	REMAINING REVENUE	PCT COLL
151621 45103 Unlicensed Dog Fines	6,700	6,700.00	1,000.00	15.00	5,700.00	14.9%
152121 45104 False Alarm Fire	3,400	3,400.00	1,615.00	300.00	1,785.00	47.5%
152221 45100 Ordinance Fines	1,400	1,400.00	600.00	.00	800.00	42.9%
152221 45101 Parking Tickets	7,000	7,000.00	7,695.00	1,615.00	-695.00	109.9%
152221 45102 Leash Law Fines	500	500.00	520.00	205.00	-20.00	104.0%
152221 45105 False Alarm Police	2,700	2,700.00	325.00	.00	2,375.00	12.0%
152221 45106 Restitution	0	.00	1,020.00	.00	-1,020.00	100.0%
TOTAL Fines & Penalties	21,700	21,700.00	12,775.00	2,135.00	8,925.00	58.9%
TOTAL REVENUES	21,700	21,700.00	12,775.00	2,135.00	8,925.00	
60 Interest earned						
161193 46100 Interest Earned	275,000	275,000.00	101,136.47	4,550.20	173,863.53	36.8%
TOTAL Interest earned	275,000	275,000.00	101,136.47	4,550.20	173,863.53	36.8%
TOTAL REVENUES	275,000	275,000.00	101,136.47	4,550.20	173,863.53	
70 Donations						
171952 47000 BDC Contrib to Econ De	73,335	73,335.00	.00	.00	73,335.00	.0%
TOTAL Donations	73,335	73,335.00	.00	.00	73,335.00	.0%
TOTAL REVENUES	73,335	73,335.00	.00	.00	73,335.00	
90 Other						
191011 49000 Administration Miscell	2,000	2,000.00	.00	.00	2,000.00	.0%
191111 49000 Finance Miscellaneous	2,500	2,500.00	2,286.62	354.40	213.38	91.5%
191111 49101 Workers Comp Reimb	2,000	2,000.00	456.27	200.64	1,543.73	22.8%
191111 49105 Postage & Handling	3,000	3,000.00	1,542.00	210.00	1,458.00	51.4%
191111 49210 Insurance Proceeds	0	.00	10,413.88	10,266.72	-10,413.88	100.0%
191192 49100 Cable Television	195,000	195,000.00	56,366.37	.00	138,633.63	28.9%
191194 49150 Gen Govt Asset Sales	0	.00	2,668.83	.00	-2,668.83	100.0%
191311 49000 Assessing Miscellaneous	0	.00	5.00	.00	-5.00	100.0%
191411 49000 Codes Miscellaneous	500	500.00	140.00	45.00	360.00	28.0%
191611 49000 Town Clerk Miscellaneous	1,800	1,800.00	1,076.75	50.50	723.25	59.8%

FOR 2009 06

	ORIGINAL ESTIM REV	REVISED EST REV	ACTUAL YTD REVENUE	ACTUAL MTD REVENUE	REMAINING REVENUE	PCT COLL
191911 49000 Planning Miscellaneous	0	.00	2,207.36	2,207.36	-2,207.36	100.0%
191941 49000 Natural Resources Misc	0	.00	1,350.00	.00	-1,350.00	100.0%
192121 49000 Fire Miscellaneous	1,000	1,000.00	67.89	.00	932.11	6.8%
192194 49151 Fire Vehicle Sales	0	.00	500.00	400.00	-500.00	100.0%
192221 49000 Police Miscellaneous	0	.00	24,160.50	275.00	-24,160.50	100.0%
192294 49153 Police Vehicle Sales	29,000	29,000.00	12,600.00	.00	16,400.00	43.4%
193131 49000 Public Works Miscellan	3,500	3,500.00	17.54	17.34	3,482.46	.5%
194141 49103 General Assistance Rec	1,000	1,000.00	7,567.54	.00	-6,567.54	756.8%
194545 49000 School Miscellaneous R	85,000	85,000.00	157,735.56	35,160.75	-72,735.56	185.6%
TOTAL Other	326,300	326,300.00	281,162.11	49,187.71	45,137.89	86.2%
TOTAL REVENUES	326,300	326,300.00	281,162.11	49,187.71	45,137.89	
GRAND TOTAL	52,083,663	52,083,663.00	41,303,297.81	2,593,455.46	10,780,365.19	79.3%

** END OF REPORT - Generated by Julie Henze **

REPORT OPTIONS

Sequence	Field #	Total	Page Break	Year/Period: 2009/ 6
Sequence 1	5	Y	N	Print revenue as credit: N
Sequence 2	0	N	N	Print totals only: N
Sequence 3	0	N	N	Suppress zero bal accts: Y
Sequence 4	0	N	N	Print full GL account: N

Double space: N
Roll projects to object: N
Incl inception to soy: N
Carry forward code: 1
Print journal detail: N
From Yr/Per: 2009/ 4
To Yr/Per: 2009/ 6
Include budget entries: N
Incl encumb/liq entries: N
Sort by JE # or PO #: J
Detail format option: 1

Report title:
DECEMBER 2008 REVENUE REPORT

Print Full or Short description: F
Print MTD Version: Y
Print Revenues-Version headings: Y
Format type: 2
Print revenue budgets as zero: N
Include Fund Balance: N
Include requisition amount: N

Manager's Report C

Brunswick Police Department

Memo

To: Brunswick Town Council
From: Kevin L Schofield; Commander of Support Services
CC: **Gary Brown; Interim Town manager**
Date: December 17, 2008
Re: Forfeited Asset

This memorandum is being submitted to the Town Council to recommend that the Town DECLINE accepting a 2000 Jeep Cherokee that was seized as a result of a drug investigation and prosecution conducted by Detective Lynne Doucette of the Brunswick Police Department. On October 13, 2006 Detective Doucette conducted an investigation that resulted in the arrest and conviction of Jonathan Graves of Leeds Maine for the offenses of aggravated trafficking in cocaine and trafficking in marijuana. As a result of this investigation a 2000 Jeep Cherokee with 129,539 miles on the odometer has been seized. The Police Department would recommend declining ownership of this vehicle. We base this recommendation on the following facts. The vehicle is eight years old and has high miles therefore we would have little practical use for the vehicle and would not want to absorb the associated costs of operating the vehicle. Also, there is currently a \$2500 lien of the vehicle. In order for ownership to be transferred to the town we would be required to pay that lien. Current research indicated that the vehicle is worth approximately \$2000 therefore any opportunity to resell the vehicle to accrue assets for the town appears to be non existent.

STATE OF MAINE
Cumberland, SS

State of Maine

v.

Jonathan Graves,
Defendant

SUPERIOR COURT
Criminal Action
Docket No. CR-06-3379

}
}
}
}
}
}
}
}

City/Town Of Brunswick
Approval Of Transfer
15 M.R.S.A. §5824(3)
and §5826(6)

AND
ONE 2000 JEEP GRAND CHEROKEE, DEFENDANT IN REM #1

NOW COMES the City/Town of Brunswick, Maine, by and through its legislative body, the City/Town Council, and does hereby grant approval pursuant to Section 5824(3) and Section 5826(6) of Title 15 of the Maine Revised Statutes Annotated, to the transfer of the above captioned Defendant(s) *In Rem*, namely one 2000 Jeep Grand Cherokee, VIN 1J4GW58N5YC221480, or any portion thereof, on grounds that the City/Town of Brunswick Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the City/Town of BrunswickTown Council does hereby approve of the transfer of the Defendant(s) *In Rem*, or any portion thereof, to the City/Town of Brunswick, Maine pursuant to 15 M.R.S.A. §5824(3) and §5826(6).

Dated: _____

Chairperson/Mayor/Selectman/Clerk

(Impress Legislative Body Seal Here)

Item #3



Town Council Policy on
Disposition of salvageable items in the Old Brunswick High School
Adopted by Town Council on _____

The Brunswick Town Council recognizes that there is both value and interest in some items that are in the Old High School on McKeen Street. In order to properly manage the disposition of items, the Council shall approve of the following disposition and salvage policy for items and materials contained in the Old High School.

Prior to the disposal or salvage of items, the various Town of Brunswick programs will have the opportunity to remove items that have been in use by Departments since the facility has been in use by the Town Departments. The Departments and programs include Town Council, Cable TV, Parks and Recreation, BAYFL, Police, Clerk, Planning and others.

The priority of access to items shall be as follows:

1. The Elementary School Construction Committee, through PDT architects will have first priority of any items contained at the location.
2. Town Departments that may have an interest in items previously utilized by the School Department.
3. Interested citizens may submit a proposal to acquire items. Individuals interested in submitting a proposal shall satisfy the following requirements:
 - a. Any cost to remove items shall be the responsibility of the individual seeking the item.
 - b. All items shall be removed no later than March 4, 2009.
 - c. All individuals shall sign a release holding the Town harmless for any injuries or other problems resulting from the removal or use of items.
 - d. Proposals may include a monetary bid amount for desired items. If there are multiple proposals submitted for an item, the proposal with the highest bid amount will be selected.
 - e. The facility will be open for limited viewing of items on Saturday, January 24th from 8:00 AM to 10:00 AM. All individuals touring the facility will be required to sign a "hold harmless" release form prior to touring the old School.
 - f. Proposals should be sealed and delivered to the Town Manager's Office no later than Friday, February 6.
 - g. Councilors David Watson and Gerry Favreau will review all proposals and determine which proposals are awarded.

**TOWN OF BRUNSWICK
RELEASE, WAIVER OF LIABILITY AND INDEMNIFICATION AGREEMENT
REMOVAL OF SALVAGE PROPERTY – OLD BRUNSWICK HIGH SCHOOL
SITE**

In consideration of being permitted to be present in, on or about certain Town of Brunswick property, including but not limited to the property on Spring Street and McKeen Street in Brunswick, Maine known as the “Old Brunswick High School” property, including any and all facilities and equipment in or on such property (collectively the “Town Premises”), and being permitted to take and remove from the Town Premises equipment or items of personal property (“Salvage Property”) as permitted by the Town, the undersigned, on behalf of himself or herself, and on behalf of any minors in the legal custody of the undersigned, and on behalf of the undersigned's personal representatives, heirs, assigns, and next of kin, agrees to the following:

1. The undersigned hereby releases, waives, discharges, and covenants not to sue the Town of Brunswick, its agents, officials, and employees (collectively the “Town Releasees”), for any and all claims, damages, losses, liabilities, liens, actions, causes of action, judgments, costs or expenses whatsoever (including, without limitation, attorneys' fees and costs), whether direct or indirect, known or unknown, foreseen or unforeseen, that may arise from the undersigned's presence in or about Town Premises, and the undersigned's removal or use of the Salvage Property, including, without limitation, **ANY AND ALL LOSS OR DAMAGE, AND ANY CLAIM OR DEMANDS THEREFOR ON ACCOUNT OF INJURY TO THE PERSON OR PROPERTY OR RESULTING IN DEATH OF THE UNDERSIGNED ARISING OUT OF OR RELATED TO ACTIVITIES ON THE TOWN PREMISES OR THE REMOVAL OR USE OF SALVAGE PROPERTY, WHETHER CAUSED BY THE NEGLIGENCE OF THE TOWN OR OTHERWISE, AT ANY TIME.**

2. The undersigned hereby agrees to indemnify and save and hold harmless the Town Releasees and each of them from any loss, liability, damage, or cost they may incur, including attorneys' fees, due to the presence of the undersigned in, upon, or about any Town Premises or due to the removal or use of Salvage Property, whether caused by the negligence of the Town or otherwise.

3. The undersigned hereby assumes full responsibility for and risk of bodily injury, death, or property damage while the undersigned is present in, upon, or about any Town Premises or associated with the removal or use of Salvage Property, whether caused by the negligence of the Town or otherwise. The undersigned expressly acknowledges and understands that accidents and injuries can occur while on the Town Premises or during the removal or use of any Town facility, equipment or Salvage Property, including those resulting in serious and permanent personal injuries or death, and that the undersigned hereby expressly assumes all of the risks due to the negligence of the Town, or due to a dangerous or defective condition of public property, or otherwise, whether or not a particular risk is known or unknown.

4. The undersigned expressly agrees that the foregoing Release and Waiver of Liability and Indemnity Agreement is intended to be as broad and inclusive as is permitted by the law of the State of Maine and that if any portion thereof is held invalid, it is agreed that the balance shall, notwithstanding, continue in full legal force and effect. This release and waiver of claims shall not constitute or be construed as a waiver of any defense, immunity or limitation of liability which may be available to the Town under the Maine Tort Claims Act pursuant to the provisions of 14 M.R.S.A. § 8101 et seq. or any other privileges or immunities as may be provided by law.

The undersigned has read and voluntarily signs this release and waiver of liability and indemnity agreement, and further agrees that no representations, statement, or inducements of any kind, apart from the foregoing written Agreement, have been made.

Dated: _____

Printed Name:

Item #4 – No Back-up

Item #5 – No Back-up

Item #6

LINDA T. WOOD

ATTORNEY AT LAW
TWELVE COURT STREET
BATH, MAINE 04530

Telephone 207-442-8780
FAX 207-442-8749

December 9, 2008

Geoffrey Hole, Esq.
Town of Brunswick
28 Federal Street
Brunswick, ME 04011

Re: Estate of Laurier A. Pinette

Dear Geoff:

On behalf of Brian Perkins, Personal Representative of the Estate, I am forwarding to you the Quitclaim Deed by which the Estate transferred the Water Street property abutting the Androscoggin River to the Town of Brunswick. The Deed has been properly recorded in the Cumberland County Registry of Deeds.

If you have any questions, please let me know. Thank you.

Sincerely,



Linda T. Wood
Attorney at Law

LTW/jeh

Enclosure

QUITCLAIM

Know all Men by these Presents,

That Brian M. Perkins, of Brunswick, Maine, duly appointed and acting Personal Representative of the Estate of Laurier A. Pinette, deceased, as shown by the probate records of the County of Cumberland, Maine, Docket No. 2005-0215, by the powers conferred by law, and every other power does hereby remise, release, bargain, sell and convey, and forever quitclaim unto the Town of Brunswick, a Maine municipal corporation with a mailing address of 28 Federal Street, Brunswick, Maine 04011-1583, as a gift, with Quitclaim covenants, the land in Brunswick, County of Cumberland, State of Maine described on Town of Brunswick Assessor's Map U07 as Lot 19, and more particularly described as follows:

All that land acquired by Laurier A. Pinette by virtue of the following deeds:

1. Ella E. Nickerson to Laurier A. Pinette, dated September 29, 1939 and recorded in the Cumberland County Registry of Deeds on October 2, 1939 in Book 1590, Page 18;
2. Guy U. Nickerson to Laurier A. Pinette, dated November 15, 1945 and recorded in the Cumberland County Registry of Deeds on November 16, 1945 in Book 1800, Page 143; and
3. Richard J. Kipp and Deborah S. Kipp to Laurier A. Pinette, dated October 7, 2004 and recorded in the Cumberland County Registry of Deeds on October 18, 2004 in Book 21899, Page 235, but excluding land conveyed by Laurier A. Pinette to Richard J. Kipp and Deborah S. Kipp by virtue of a deed dated October 7, 2004 and recorded in the Cumberland County Registry of Deeds on October 18, 2004 in Book 21899, Page 233 and subject to any outstanding mortgage from Richard J. Kipp and Deborah S. Kipp to Navy Federal Credit Union, dated January 31, 2000 and recorded in Cumberland County Registry of Deeds at Book 15309, Page 117.

See also Certificate of Discharge for Laurier A. Pinette at Book 25887, Page 332.

This property shall be protected and preserved in perpetuity for natural, scenic, cultural, wildlife and recreational purposes, and any residential or commercial construction is prohibited.

The Town of Brunswick's historic use of the property for access to the Androscoggin River for events and food service related to such events is specifically permitted.

While residential and commercial construction are prohibited, the Town of Brunswick may construct on the property trails, static displays, signs, kiosks, benches and such other items as will facilitate the natural, scenic, cultural and recreational uses of the property.

In the event grantor or the heirs of Laurier A. Pinette becomes aware of an event or circumstance of noncompliance with the terms of this deed, he, she or they may give notice to the Town of Brunswick of such event or circumstance of noncompliance via certified mail, return receipt requested, and demand corrective action sufficient to abate such event or circumstance of noncompliance and sufficient to restore the property to its condition prior to the breach. Failure by the Town of Brunswick or its successors or assigns to cause with reasonable speed the discontinuance, abatement or such other corrective action as may be demanded by grantor or the heirs of Laurier A. Pinette shall entitle grantor or the heirs of Laurier A. Pinette to bring action at law or in equity in a court of competent jurisdiction to enforce the terms hereof, to obtain injunctive relief, and to recover any damages arising from such noncompliance. If a court determines a breach of the terms hereof, the Town of Brunswick shall reimburse grantor for any reasonable costs of enforcement, including without limitation court costs and reasonable attorney fees.

To have and to hold the aforegranted and bargained premises, with all the privileges and appurtenances thereof, to the said Town of Brunswick, its successors and assigns, to them and their use and behoof forever.

Witness my hand and seal this 17th day of the month of October, 2008.

*Signed, Sealed and Delivered
in presence of*





BRIAN M. PERKINS,
Personal Representative of the Estate of
Laurier A. Pinette

State of Maine, County of Sagadahoc, ss.

October 17, 2008

Then personally appeared the above named Brian M. Perkins in his said capacity and acknowledged the foregoing instrument to be his free act and deed.

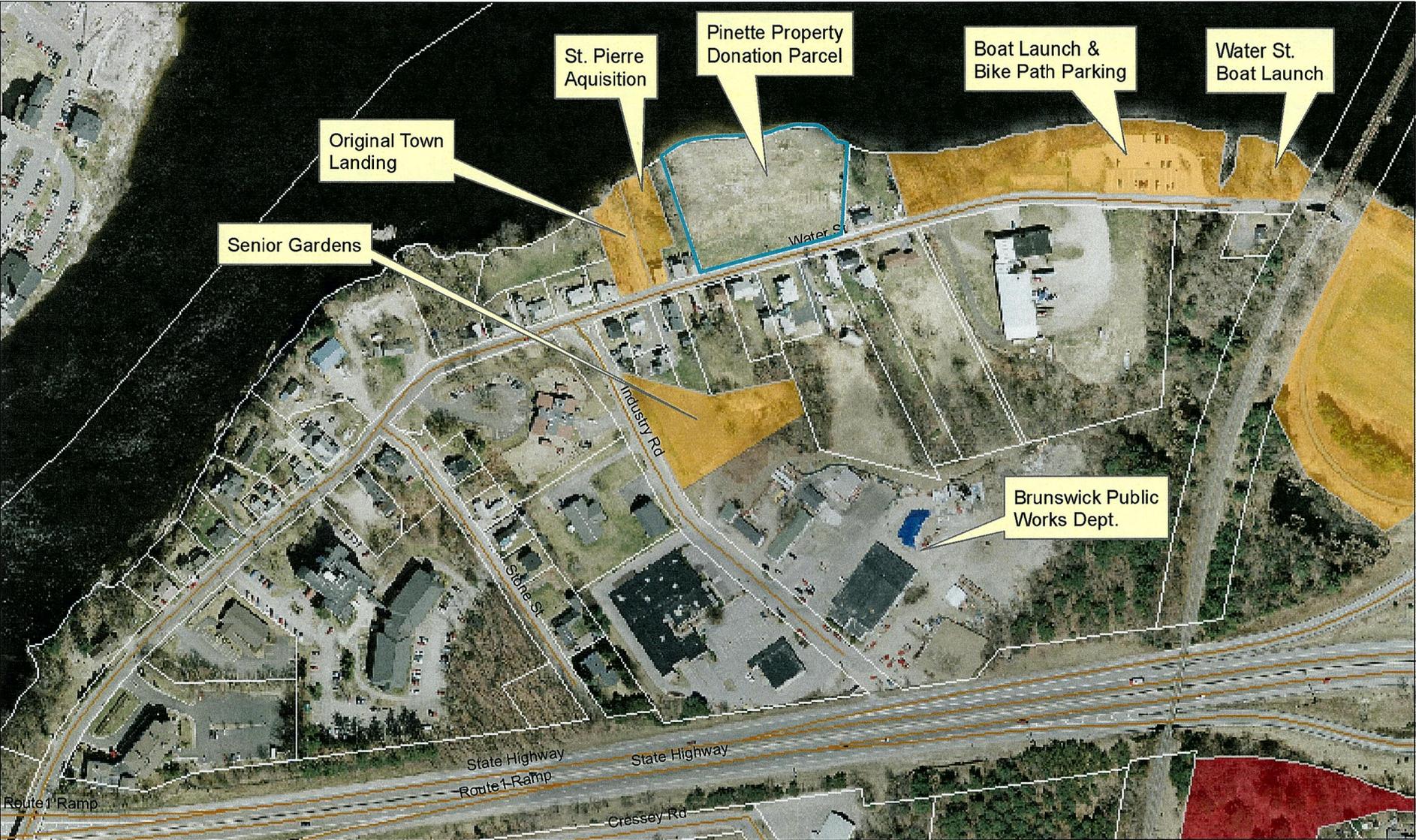
Before me,



LINDA T. WOOD
Attorney at Law
Maine Bar Registration #1936

Received
Recorded Register of Deeds
Dec 03, 2008 12:05:47P
Cumberland County
Pamela E. Lovley

Laurier Pinette Estate Property Donation

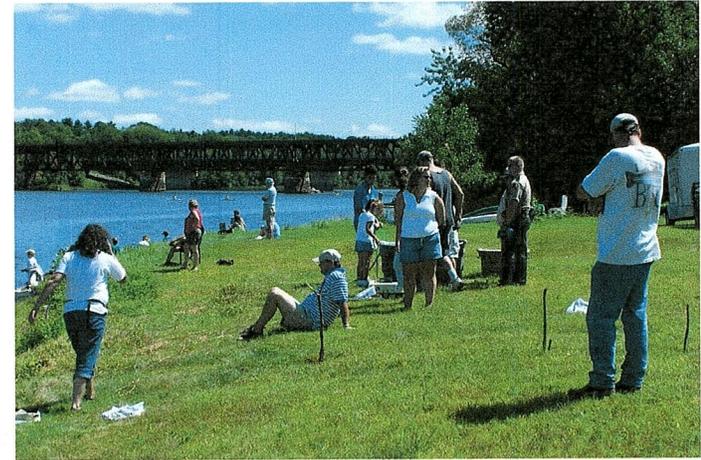
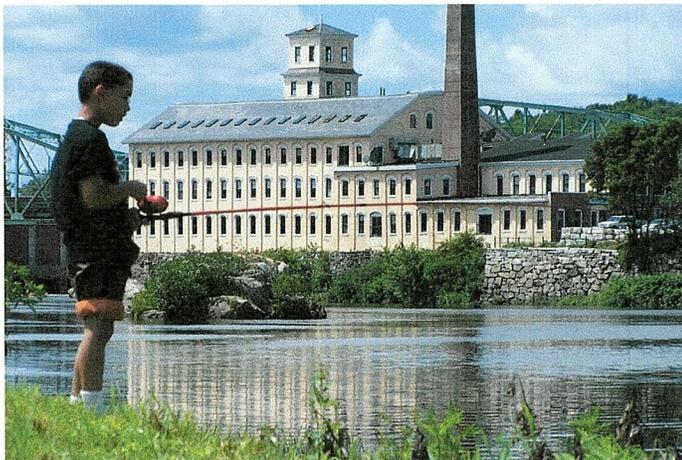
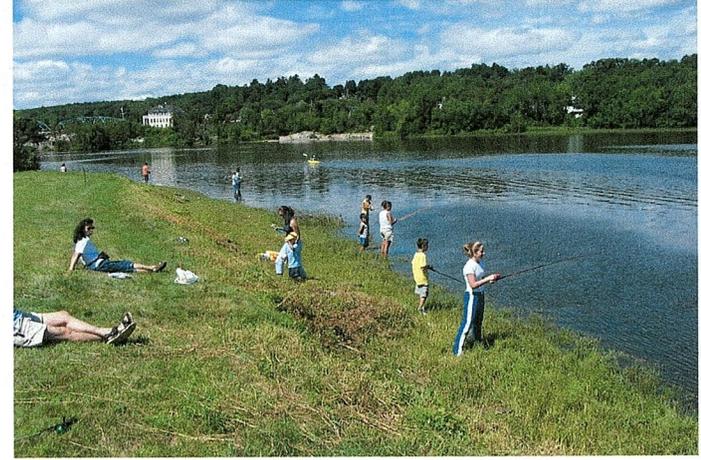


- Legend**
- Property boundary
 - Roads
 - Brunswick Open Space (Summer 08)
 - Town-owned open space
 - Parks and recreation
 - State-owned
 - Bowdoin
 - Privately-owned
 - Walking easement
 - BTLT
 - Cemetary



Laurier Pinette Estate Property Donation

Photos taken facing the Androscoggin River from Water Street



Laurier Pinette Estate Property Donation
Photos taken facing Water Street with back to the Androscooggin River





**Proposed Amendments to
Chapter 14 (Streets, Sidewalks, and Other Public Places)
Regarding Property
The Laurier A. Pinette Property (Map U07, Lot 19) off Water Street**

Drafted - 01/13/2009
Public Hearing -
Adoption -
Effective Date -

Be it ordained by the Town Council of the Town of Brunswick, Maine, that Chapter 14, Article V of the Municipal Code of Ordinances, Town of Brunswick, Maine, is amended as follows:

Amend Section 14-124 by adding the underlined text:

Sec. 14-124. Description of parks and facilities.

The parks referred to in this division include the areas within the boundaries of the following town properties as described in the records of the tax assessor's office as follows:

<i>Name</i>	Assessor's Map & Lot Numbers	
Coffin Pond	16	4B
Edwards Field	U6	37
Lishness Field	40	7
Hambleton Ave. Playground	U2	64--66
Sawyer Park Marina	46	37C
Water Tower Nature Area	16	4A
Great Island Chain	41	12A, 13, 14, 14A, 14B, 14C, 14D, 14E
Municipal Tennis Courts	U22	29
Nathaniel Davis Park	U15	65
Town Commons	24	1
Simpson Point Landing	31	
Maquoit Landing	26	
Mere Point Boat launch	MP2	25, 39, 43
Water Street Landing	U7	16, 17, <u>19</u>
Water Street Landing	40	8C
Baybridge Landing Wetland Park	47	12
250th Anniversary Park	U14	152, 152A, 153
Fish Viewing Facility	U14	150
Mill Street Portage Facility	U15	123
Prince's Point Landing	36	6A
Senior Gardens	U7	64
Lamb Park	U24	2A
Shulman Field	U40	17, 36
Wildwood Field	52	122
River Road Ski Trails	15	7
Coffins Ice Pond	36	48
Barnes Landing	32	
Longfellow Playground	U12	33

Androscoggin River Bicycle Path	40	7A, 8B, 8C, 11 and the Route 1 right-of-way
Cox Pinnacle	3	32
Old High School Athletic Field and Skate Park	U22	29
Pejepscot Dam Recreation Area	1 8	1 12, 14
Greater Commons	24 U40	8, 40, 42, 44, 70, 278, 228, 240
Upper/Lower Mall and Spanish War Triangle	U13	185

Adopted by the Brunswick Town Council at their Regular Meeting held on _____, 2009. It will become effective thirty days after adoption.

Attest: _____
Town Clerk

Item #7

**TOWN OF BRUNSWICK, MAINE
TOWN COUNCIL**

**Resolution Authorizing the Town Treasurer to Waive Foreclosure on
Certain Real Estate Tax Lien Mortgages**

WHEREAS, On August 22, 2007 the Tax Collector for the Town of Brunswick, pursuant to 36 MRSA §942 and §943, filed tax lien mortgage certificates in the Cumberland County Registry of Deeds to secure payment of real estate taxes that were assessed on April 1, 2006 and unpaid as of August 22, 2007; and

WHEREAS, on February 22, 2009 those tax lien mortgages will foreclose if the outstanding real estate taxes, including interest and costs, are not paid in-full; and

WHEREAS, upon foreclosure the Town of Brunswick will acquire title to the properties secured by the tax lien mortgage certificates; and

WHEREAS, the Town Manager, in consultation with the Tax Assessor, Codes Enforcement Officer and Finance Director, has determined that there are certain properties in such condition that the Town's interest is better served in not acquiring them; and

WHEREAS, the Town Manager is recommending that the Town not acquire such properties,

NOW THEREFORE BE IT RESOLVED, that pursuant to 36 MRSA §944, the Town Treasurer be authorized to waive foreclosure on any properties that the Town Manager has determined are not in the Town's interest to acquire; and

BE IT FURTHER RESOLVED, that the Town Treasurer be authorized to file, in the Cumberland County Registry of Deeds, certificates waiving foreclosure on the identified properties.

Proposed to Town Council: January 20, 2009

Adopted by Town Council:

Item #8



**Adopted Ordinance Amendments
Relative To Removing Fee Waiver for
Sellers of prepared food on public way
Drafted – 01/13/2009
Public Hearing –
Adopted –
Effective –**

Be it ordained by the Town Council of the Town of Brunswick, Maine, that Chapter 10, Article II of the Municipal Code of Ordinances, Town of Brunswick, Maine, is amended as follows:

Amend Section 10-26 by adding the underlined language:

Sec. 10-26. Required; fees.

(b) The fees indicated below include a twenty-five dollar (\$25.00) application fee which is nonrefundable if the license is not approved. Unless otherwise designated, the initial license shall be assessed on a semi-annual basis. There will be a late fee assessed to licenses that have expired in the amount of twenty-five dollars (\$25.00) for licenses with fees higher than fifty dollars (\$50.00), and in the amount of ten dollars (\$10.00) for licenses with fees fifty dollars (\$50.00) or less. The fine will double after the license has been expired for more than thirty (30) days...

(14) *Sales or exhibits by non-profit organizations on public places.*

a. Definitions.

1. *Non-profit corporation.* An entity that is organized, conducted and is in good standing as a non-profit corporation in the State of Maine.
2. *Public place.* Any sidewalk, street, park or property owned by the Town of Brunswick.

b. The town council may, upon making the findings in subsection c, grant a license to non-profit corporations for sales or exhibits on public places.

c. In determining whether or not to issue a license, the town council shall affirmatively find the following:

1. That the applicant is a non-profit corporation.
2. That the sales or exhibit can be conducted in the proposed location in a manner which;
 - (i) will not unreasonably interfere with public use and enjoyment of the public place;
 - (ii) will not unreasonably interfere with free passage in the public place or interfere with vehicular or pedestrian access to private property;
 - (iii) will not cause a public safety concern by distracting persons operating motor vehicle;
 - (iv) to the extent the sale or exhibit is partially on private property is with written permission from the owner.

- d. The license may be for a single day or up to three (3) days. The fee for a single day is five hundred dollars (\$500.00) and for up to three (3) days is one thousand two hundred dollars (\$1,200.00). At the request of the applicant, the Council may waive any portion of the fee, except for a twenty-five (\$25.00) application fee.

- e. The application for a license shall be on a form provided by the town clerk. The applicant shall be required to furnish the following information in and such other information as the clerk finds necessary to process the application:
 - 1. The name of the applicant with contact information and name of the applicant's registered agent.
 - 2. The proposed location of the sale or exhibit.
 - 3. The proposed hours of the sale or exhibit.
 - 4. A copy of the applicant's article of incorporation, bylaws and a certificate of good standing.
 - 5. A description of the sale or exhibit.
 - 6. A sketch demonstrating that the sale or exhibit can be conducted in conformance with subsection (c)(2).
 - 7. If the sale or event is proposed to be conducted partially on private property, written permission from the owner of that property.
 - 8. A written statement from the chief of police or his or her designee that the provisions of subsection (c)(2) can be met.
After approval by the town council, the license shall be obtained from the town clerk.

- f. Indemnification and insurance.
 - 1. The licensee shall execute a document agreeing to defend, indemnify and hold harmless the town and its officers, officials and employees in their public and individual capacities, from and against any expense or liability in any way arising out of or connected to activity under the license.
 - 2. The council may, in its discretion, as a further condition of the license, require the licensee to provide proof of insurance satisfactory to the town manager in appropriate amounts with respect to the risks referred to in subsection f.(1) above.

- g. Conditions. The town council may place such conditions on the license as it deems appropriate to meet the provisions of this subsection.

Adopted by the Brunswick Town Council at their Regular Meeting held on _____, 2009. It will become effective thirty days after adoption.

Attest: _____
Town Clerk

Item #9

Relative Sections of Chapter 10
LICENSES AND BUSINESS REGULATIONS*

Sec. 10-26. Required; fees.

- (14) *Sales or exhibits by non-profit organizations on public places.*
- a. Definitions.
 1. *Non-profit corporation.* An entity that is organized, conducted and is in good standing as a non-profit corporation in the State of Maine.
 2. *Public place.* Any sidewalk, street, park or property owned by the Town of Brunswick.
 - b. The town council may, upon making the findings in subsection c, grant a license to non-profit corporations for sales or exhibits on public places.
 - c. In determining whether or not to issue a license, the town council shall affirmatively find the following:
 1. That the applicant is a non-profit corporation.
 2. That the sales or exhibit can be conducted in the proposed location in a manner which;
 - (i) will not unreasonably interfere with public use and enjoyment of the public place;
 - (ii) will not unreasonably interfere with free passage in the public place or interfere with vehicular or pedestrian access to private property;
 - (iii) will not cause a public safety concern by distracting persons operating motor vehicle;
 - (iv) to the extent the sale or exhibit is partially on private property is with written permission from the owner.
 - d. The license may be for a single day or up to three (3) days. The fee for a single day is five hundred dollars (\$500.00) and for up to three (3) days is one thousand two hundred dollars (\$1,200.00).
 - e. The application for a license shall be on a form provided by the town clerk. The applicant shall be required to furnish the following information in and such other information as the clerk finds necessary to process the application:
 1. The name of the applicant with contact information and name of the applicant's registered agent.
 2. The proposed location of the sale or exhibit.
 3. The proposed hours of the sale or exhibit.
 4. A copy of the applicant's article of incorporation, bylaws and a certificate of good standing.
 5. A description of the sale or exhibit.
 6. A sketch demonstrating that the sale or exhibit can be conducted in conformance with subsection (c)(2).
 7. If the sale or event is proposed to be conducted partially on private

- property, written permission from the owner of that property.
8. A written statement from the chief of police or his or her designee that the provisions of subsection (c)(2) can be met.
After approval by the town council, the license shall be obtained from the town clerk.
- f. Indemnification and insurance.
1. The licensee shall execute a document agreeing to defend, indemnify and hold harmless the town and its officers, officials and employees in their public and individual capacities, from and against any expense or liability in any way arising out of or connected to activity under the license.
 2. The council may, in its discretion, as a further condition of the license, require the licensee to provide proof of insurance satisfactory to the town manager in appropriate amounts with respect to the risks referred to in subsection f.(1) above.
- g. Conditions. The town council may place such conditions on the license as it deems appropriate to meet the provisions of this subsection.

**Relative Sections from Chapter 14
STREETS, SIDEWALKS AND OTHER PUBLIC PLACES***

**ARTICLE V.
PARKS AND RECREATION AREAS***

Sec. 14-124. Description of parks and facilities.

The parks referred to in this division include the areas within the boundaries of the following town properties as described in the records of the tax assessor's office as follows:

Name	Assessor's Map and Lot Numbers	
Coffin Pond	16	4B
Edwards Field	U6	37
Lishness Field	40	7
Hambleton Ave. Playground	U2	64--66
Sawyer Park Marina	46	37C
Water Tower Nature Area	16	4A
Great Island Chain	41	12A, 13, 14, 14A, 14B, 14C, 14D, 14E
Municipal Tennis Courts	U22	29
Nathaniel Davis Park	U15	65
Town Commons	24	1
Simpson Point Landing	31	
Maquoit Landing	26	
Mere Point Boat launch	MP2	25, 39, 43
Water Street Landing	U7	16, 17
Water Street Landing	40	8C
Baybridge Landing Wetland Park	47	12
250th Anniversary Park	U14	152, 152A, 153
Fish Viewing Facility	U14	150
Mill Street Portage Facility	U15	123
Prince's Point Landing	36	6A
Senior Gardens	U7	64
Lamb Park	U24	2A
Shulman Field	U40	17, 36
Wildwood Field	52	122
River Road Ski Trails	15	7
Coffins Ice Pond	36	48
Barnes Landing	32	
Longfellow Playground	U12	33
Androscoggin River Bicycle Path	40	7A, 8B, 8C, 11 and the Route 1 right-of-way
Cox Pinnacle	3	32
Old High School Athletic Field and Skate Park	U22	29
Pejepscot Dam Recreation Area	1 8	1 12, 14
Greater Commons	24 U40	8, 40, 42, 44, 70, 278, 228, 240
Upper/Lower Mall and Spanish War Triangle	U13	185

Sec. 14-140. Merchandising, advertising and signs.

Except for concessions authorized by the commission, a person shall not display, offer to sell, or sell anything. As used in this section, "concessions" shall include not only food but also the right to display, offer to sell, or sell goods and services.

Item #10 – No Back-up

Item #11

Proposed Amendment to the Council Rules 01-09

27. Appointments to Municipal Boards and Commissions

All appointments to Town boards and commissions shall be made in accordance with the statutes and the Town Charter. Appointees must be residents of the Town and may not be members of more than one of the following boards or commissions:

People Plus Board of Trustees	Planning Board
Zoning Board of Appeals	Village Review Board
Conservation Commission	Personnel Board
Brunswick Housing Authority	Sewer District
Parks and Recreation Commission	Water District
Assessment Review Board	
Marine Resources Committee	

Consent Agenda B - E

BRUNSWICK TOWN COUNCIL
MINUTES
October 6, 2008
Municipal Meeting Facility
7:00 P.M.

Councilors Present: Chair Joanne T. King, W. David Watson, Benjamin J. Tucker, Hallie Daughtry, Karen J. Klatt, Gerald E. Favreau, Margo H. Knight, Newell A. Augur, and David C. Webb

Councilors Absent: None

Town Staff Present: Donald Gerrish, Town Manager; Fran Smith, Town Clerk; Gary Brown, Assistant Town Manager; Anna Breinich, Director of Planning and Development; Mat Eddy, Director of Economic Development; Jeff Hutchinson, Codes Enforcement Officer; Jeff Emerson, Deputy Fire Chief ; Police Officer; and the TV video crew.

Chair King called for the Pledge of Allegiance and asked the Clerk for roll call.

Public Comment: None

Correspondence:

Chair King noted email from Lorraine Birch and David Gleason.

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

Adjustments to the Agenda: None

Manager's Report:

(a) Financial Update

Manager Gerrish provided this update.

(b) Council Committee Updates

There were reports made on the following committees: the Committee on Efficiencies, the Downtown Master Plan Committee, the Maine Street Station Project, the Facilities Committee, and the Elementary School Building Committee.

(c) Muscular Dystrophy Boot Drive

No motion was made so the Muscular Dystrophy Boot Drive cannot occur as requested.

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

Town Council Minutes

October 6, 2008

Page 2

(d) Manager's Search Process

This item was discussed and the Council will be meeting with the firms to interview them.

- 150. The Town Council will hear public comments on the request for renewal of an Automobile recycling (junkyard) business, Brunswick Auto Recycling LLC, located at 117 Bath Road, and will take any appropriate action.**

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

Councilor Watson moved, Councilor Tucker seconded, to approve the renewal of an automobile recycling (junkyard) business for Brunswick Auto Recycling LLC, located at 117 Bath Road. The motion carried with nine (9) yeas.

- 151. The Town Council will hear public comments on ordinance amendments to update Chapter 7 (Fire Prevention and Protection) of the Municipal Code, and will take any appropriate action.**

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

Councilor Daughtry move, Councilor Watson seconded, to approve ordinance amendments to update Chapter 7 (Fire Prevention and Protection) of the Municipal Code. The motion carried with nine (9) yeas.

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

- 152. The Town Council will consider instructing staff to draft language for an amendment to the Zoning Ordinance to allow for the transitional gateway zoning overlay for Pleasant, Mill and Stanwood Streets. The Council will also be discussing a conceptual extension of Paul and Turner Streets to connect Stanwood Street to Church Road, and will take any appropriate action.**

The following people spoke on this issue:

Paul Caparratto, owner of 5 Stanwood Street

Dana Smith, owner of 79 Pleasant Street and 13 Stanwood Street

Charlie Crosby, representing Southern Mid Coast Chamber

Thomas Fusco, Board Road

Michelle Small, 34 Stanwood Street

Tom Cole, realtor representing two clients

Emily Swan, 4 Page Street and Village review Board Chair

Chris Levitt, High Street

Louis Rosen, High Street

Hannah Curtis, 11 Lombard Street

Town Council Minutes

October 6, 2008

Page 3

Claudia Knox, 36 Cumberland Street

David Bellville, owner of three buildings in the Stanwood Street area

Cathy Barter, 39 Bostwick Road

Charlie Frizzle, Planning Board Chair

Mary Alice Treworgy, owner of property at corner of Stanwood and Pleasant Streets

Austin Trudget, owner of property at corner of Stanwood and Pleasant Streets

Marji Greenhut, Noble Street

Anne Marr, 34 Cumberland Street

Christina Sturniolo, 9 Summer Street

Paul Kelly, owner of 104-112 Pleasant Street

Kelly Oneigh and another resident of 15 Lombard Street

Kathy Wilson 144 Pleasant Street

David Ltoule, Richmond Company

Julie Poole, Moody Road

Chair King closed the public comment session.

Councilor Favreau moved, Councilor Watson seconded, to instruct staff in the Planning Office to develop language to amend the Brunswick Zoning Ordinance to establish a gateway transitional overlay for the area consisting of Pleasant, Stanwood and Mill Streets such that there are standards in place to permit the development of the proposed Walgreens. Further, that the language is to be submitted to the Planning Board and that their recommendation be returned by November 10 for Council consideration. The motion failed with four (4) yeas. Councilor Tucker, Councilor Daughtry, Councilor Klatt, Councilor Knight, and Councilor Webb were opposed.

153. The Town Council will consider setting a public hearing for October 20, 2008, to consider zoning amendments to the sign ordinance based on Planning Board recommendations relating to MDOT official business directional signs, and will take any appropriate action.

Councilor Favreau moved, Councilor Daughtry seconded, to set a public hearing for October 20, 2008, to consider Zoning Ordinance amendments to change the sign ordinance relating to MDOT official business directional signs. The motion carried with nine (9) yeas.

154. The Town Council will consider setting a public hearing for October 20, 2008, to consider applying for a River Bond Grant, and will take any appropriate action.

Councilor Favreau moved, Councilor Daughtry seconded, to set a public hearing for October 20, 2008, to consider applying for a River Bond Grant. The motion carried with nine (9) yeas.

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

155. The Town Council will consider setting a public hearing for October 20, 2008, to consider eliminating overnight parking on Potter Street, and will take any appropriate action.

Councilor Knight moved, Councilor Augur seconded, to set a public hearing for October 20, 2008, to consider eliminating overnight parking on Potter Street. The motion carried with nine (9) yeas.

CONSENT AGENDA:

- (a) Appointment of Wardens and Deputy Wardens for November 4, 2008
- (b) Set extended Registrar hours for November 4, 2008
- (c) Approve Election warrant for November 4, 2008
- (d) Sewer extension on Farley Road
- (e) Maine Natural Gas utility location permits for Maple Street and Farley Road.
- (f) To convey tax-acquired property located at Map 051 Lot 001 Sub 000 Type 455 for the payment of taxes and other obligations due

Councilor Daughtry moved, Councilor Knight seconded, to approve the remaining consent agenda without Consent Agenda A. The motion carried with nine (9) yeas.

Councilor Daughtry moved, Councilor Tucker seconded, to approve Consent Agenda Item A. The motion carried with eight (8) yeas. Chair King abstained due the fact one of the Deputy Wardens is her daughter.

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

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
January 12, 2009

January 20, 2009

Date of Approval

Council Chair

**BRUNSWICK TOWN COUNCIL
MINUTES
December 15, 2008
Municipal Meeting Facility
6:30 P.M.**

Councilors Present: Chair Joanne T. King, W. David Watson, Benjamin J. Tucker, Hallie Daughtry, Karen J. Klatt, Gerald E. Favreau, Margo H. Knight, Newell A. Augur, and David C. Webb

Councilors Absent: None

Town Staff Present: Donald Gerrish, Town Manager; Fran Smith, Town Clerk; Gary Brown, Assistant Town Manager; John Eldridge, Finance Director; Tom Farrell, Director of Parks and Recreation Department; Clark Labbe, Fire Chief; Anna Breinich, Director of Planning and Development; John Foster, Director of Public Works; Craig Worth, Deputy Director of Public Works; Cathy Donovan, Assessor; Matt Eddy, Director of Economic Development; Richard Rizzo, Police Chief; and the TV video crew.

Executive Session: Discussion of Labor Negotiations as per M.R.S.A. §405(6)(D)

Councilor Augur moved, Councilor Watson seconded, to go into executive session to discuss Labor Negotiations as per M.R.S.A. §405(6)(D). The motion carried with seven (7) yeas. Councilor Webb and Councilor Klatt arrived after the vote.

Meeting Resumed at 7:00 P.M.

Public Comment:

Rob Jarrett, Brunswick Downtown Association, presented Manager Gerrish with a plaque and honorary lifetime membership in the BDA.

Correspondence: None

Adjustments to the Agenda: None

MANAGER'S REPORT:

(a) Council Committee Updates

Updates were given on the following committees: the Downtown Master Plan Committee, the Teen Center, and Old High School Farewell Committee.

(b) MMA Safety Enhancement Grant Program Acceptance

Councilor Watson moved, Councilor Daughtry seconded, to accept and expend the MMA Safety Enhancement Grant in the amount of \$625.12 to assist with paying the cost of \$937.68 for a video camera, television and DVD player to aid in safety training. The motion carried with nine (9) yeas.

(A copy of information on this grant will be attached to the official minutes.)

Councilor Webb moved, Councilor Knight seconded, to accept and expend an MMA Safety Enhancement Grant of approximately \$300.00. The motion carried with nine (9) yeas.

(c) Request from Youth Football League for lights

Councilor Watson moved, Councilor Favreau seconded, to donate to the Brunswick Youth Football League the lights and goal post from the field on McKeen Street when they are removed to build a new school and allow them to use the score board until the site is rebuilt. The motion carried with eight (8) yeas. Councilor Klatt abstained since her husband is the President of the Youth Football League.

(A copy of the letters from the League and the Recreation Commission will be attached to the official minutes.)

(d) Maine Outdoor Heritage Fund Grant

Councilor Daughtry moved, Councilor Knight seconded, to accept and expend the Maine Outdoor Heritage Fund grant for \$5,000 for use in preserving a regional chimney swift roost. The motion carried with nine (9) yeas.

(A copy of the notification letter and agreement will be attached to the official minutes.)

(e) Update on Council Workshops

Councilor Augur moved, Councilor Favreau seconded, to have the December 18 workshop be with the BEDC. The motion carried with five (5) yeas. Councilor Daughtry, Councilor Tucker, Councilor Klatt, and Councilor Webb were opposed.

(f) Council Retreat

There will be a retreat which is set for Saturday, January 10, 2009, from 9:00 a.m. to 2:00 p.m.

(g) Update on Town Manager's Search

An update was given on this item.

(h) Review of Council Goals for 2008

Manager Gerrish reviewed the goals the Council established and indicated many had been achieved.

(A copy of the Adopted 2008 Goals and the memo with the goals' status will be attached to the official minutes.)

(i) (ADDED) Update on Ice Storm

Chief Labbe gave an update on the storm, power outages, and other related issues.

(j) (ADDED) Recognizing Councilors

Chair King presented Councilor Augur and Councilor Webb with plaques for their service to the town and gave her heartfelt thanks for what they did on the Council.

(k) (ADDED) Manager's Farewell Comments

Manager Gerrish said a few words to the citizens of Brunswick, saying it has been an honor and a privilege to serve this community.

179. (Tabled) The Town Council will discuss making a Budget Committee with an immediate start date, and will take any appropriate action.

Councilor Klatt moved, Councilor Watson seconded, to form a subcommittee of three Councilors to find the correct model for a Finance committee for the Town of Brunswick. The motion carried with nine (9) yeas.

Chair King, Councilor Favreau and Councilor Klatt would form the Committee.

(A copy of Councilor Klatt's proposal and John Eldridge's memo will be attached to the official minutes.)

180. The Town Council will discuss the process, procedure, and content of the financial update presented at our meetings, and will take any appropriate action.

(A copy of Councilor Klatt's proposal and Mr. Eldridge's memo will be attached to the official minutes.)

182. The Town Council will consider appointing an Acting Town Manager, and will take any appropriate action.

Councilor Watson moved, Councilor Favreau seconded, to appoint Gary Brown as the Acting Town Manager effective December 29, 2008, at a weekly salary of

\$1,896.77, along with a mileage stipend of \$350.00 per month. The motion carried with nine (9) yeas.

183. The Town Council will consider authorizing funds to enter into an agreement with Maine Department of Transportation regarding potential intersection improvements at the intersection of Bath Road and Maine Street, and will take any appropriate action.

Councilor Knight moved, Councilor Webb seconded, to authorize funds to enter into an agreement with Maine Department of Transportation regarding potential intersection improvements at the intersection of Bath Road and Maine Street. The motion carried with eight (8) yeas. Councilor Klatt was opposed.

Councilor Tucker moved, Councilor Watson seconded, to adopt the Emergency Supplemental Budget Resolution Advancing and Appropriating \$700,000 from the Unreserved Undesignated Balance of the General Fund to Fund Traffic Improvements at and Near the Intersection of Maine Street and Bath Road. The motion carried with eight (8) yeas. Councilor Klatt was opposed.

Councilor Tucker moved, Councilor Watson seconded, to adopt the Declaration of Official Intent Pursuant to Treasury Regulations §1.150-2. The motion carried with eight (8) yeas. Councilor Klatt was opposed.

(A copy of the MDOT agreement, Resolution, and Declaration of Intent will be attached to the official minutes.)

184. The Town Council will consider a one time payment to non-union Town employees of 1% of their salaries for the Fiscal Year 2008-09 and make a change in the Health Insurance Program, and will take any appropriate action.

Councilor Favreau moved, Councilor Watson seconded, to provide non-union town employees a one time payment of 1% of their salary for the Fiscal Year 2008-09 and to transition the employees to the MMEHT Point of Service Plan C. The motion carried with nine (9) yeas.

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

Councilor Daughtry made the following nominations:

Dorothy Ollier to serve on the Board of Assessment Review, with nine (9) yeas in support of this appointment.

Owen Austin to serve on the Marine Resources Committee, with nine (9) yeas in support of this appointment.

Chair King nominated Richard Visser to the Planning Board. The vote was five (5) yeas. Councilor Tucker, Councilor Daughtry, Councilor Klatt, and Councilor Webb were opposed.

CONSENT AGENDA

- a) **Appointment of Registrar of Voters**
- b) **Minutes of July 21, 2008**
- c) **Minutes of August 18, 2008**
- d) **Minutes of September 2, 2008**
- e) **Minutes of September 15, 2008**
- f) **Minutes of October 20, 2008**
- g) **Minutes of November 3, 2008**
- h) **Minutes of November 17, 2008**
- i) **Minutes of December 1, 2008**
- j) **Games of Chance and Beano for Knights of Columbus**

Councilor Augur moved, Councilor Knight seconded, to approve the Consent Agenda except for item CA-F. The motion carried with eight (8) yeas. Councilor Klatt was opposed.

Councilor Daughtry moved, Councilor Daughtry seconded, to approve the Consent Agenda CA-F with minor changes on page 6 which will be included in the approved minutes. The motion carried with eight (8) yeas. Councilor Klatt was opposed.

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

The meeting adjourned at 9:10 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 12, 2009*

January 20, 2009

Date of Approval

Council Chair

Brunswick Town Council Minutes
Inauguration
January 5, 2009
7:00 p.m.
Municipal Meeting Facility

Councilors Present: Chair 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

School Board Members Present: Byron D. Watson, Marybeth P. Latti, Eileen B. Murphy, Janet C. Connors, James S. Grant, Michele M. Joyce, John B. Jones, and Michelle A. Small

Town Staff Present: Gary Brown, Acting Town Manager; Fran Smith, Town Clerk; John Eldridge, Finance Director; Tom Farrell, Director of Parks and Recreation; Anna Breinich, Director of Planning and Development; John Foster, Director of Public Works; Craig Worth, Deputy Director of Public Works; Cathy Donovan, Assessor; Amanda Similien, Economic Development Specialist; Brian Dancause, Economic Development Specialist; Richard Rizzo, Police Chief; Sandy Carleton, Deputy Fire Chief; Mark Hagan, Police Commander, Kevin Schofield; Police Commander; Elin M. Gould, Deputy Town Clerk; John Goran, Cable TV Coordinator; and the TV video crew.

Councilors-Elect Sworn to Office: Town Clerk Fran Smith led the oath for the following Town Councilors: Gerald E. Favreau, E. Benet Pols, and Deborah R. Atwood.

School Board Members-Elect Sworn to Office: Town Clerk Fran Smith led the oath for the following School Board members: James S Grant, Michele M. Joyce, and John B. Jones.

Town Clerk Fran Smith opened the Organizational meeting.

1. Elections and Appointments

a. Election of Council Chair.

Fran Smith, Town Clerk, asked for nominations for Council Chair.

Councilor Atwood nominated Councilor Daughtry.

Town Council Minutes

January 5, 2009

Page 2

Hearing no other nominations, Ms. Smith closed the nominations and called for a vote of the Council.

The Council voted nine (9) yeas to elect Councilor Daughtry as the 2009 Brunswick Town Council Chair.

b. Election of Council Vice Chair.

Chair Daughtry opened the floor for nominations for Vice Chair.

Councilor Tucker nominated Councilor Pols.

Hearing no other nominations, Chair Daughtry closed the nominations and called for a vote of the Council.

The Council voted nine (9) yeas to elect Councilor Pols as the 2009 Brunswick Town Vice Council Chair.

c. The Town Council will appoint the Town Attorney.

Councilor King moved, Councilor Watson seconded, to appoint Bernstein Shur as the Town Attorney. The motion carried with eight (8) yeas. Councilor Klatt was opposed.

d. The Town Council will appoint Council Representatives to the following:

Chair Daughtry made the following appointments:

- i. Appointment Sub-committee-3 Councilors (previously Daughtry, Favreau, and Knight).**

Councilor Knight, Councilor Tucker and Councilor Pols will serve on this committee.

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

Chair Daughtry will serve on this committee.

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

Councilor King and Councilor Atwood will serve on this committee.

Town Council Minutes

January 5, 2009

Page 3

iv. Brunswick Teen Center Board (previously Klatt).

Councilor Klatt will serve on this committee.

v. Cable Television Committee (previously Tucker).

Councilor Watson will serve on this committee.

vi. Growstown School Committee (previously Daughtry).

Chair Daughtry will serve on this committee.

vii. Recycling & Sustainability Committee (previously Klatt).

Councilor Klatt will serve on this committee.

viii. Trust Fund Advisory Committee (previously Favreau).

Councilor Favreau will serve on this committee.

**ix. Mid-coast Business Development and Planning-5 Councilors
(previously Favreau, Klatt, Tucker, Watson and Webb).**

Councilor Watson, Councilor Favreau, Councilor Klatt, Councilor Tucker, and Councilor Knight will serve on this committee.

**x. Union Negotiating Committee-3 Councilors needed (previously
Augur, Favreau, and Klatt).**

Councilor Favreau, Councilor Klatt, and Councilor Pols will serve on this committee.

**xi. Elementary School Building Committee (previously Daughtry and
Favreau).**

Councilor Favreau and Chair Daughtry will serve on this committee.

xii. Citizens Initiative Clarity Board (previously Augur and Klatt)

Councilor Atwood and Councilor Klatt will serve on this committee.

**xiii. Regionalization Committee (previously Augur, Favreau, King and
Webb)**

Town Council Minutes

January 5, 2009

Page 4

Councilor Atwood, Councilor Favreau, Councilor King, Councilor Klatt, Councilor Watson and Councilor Pols will serve on this committee.

xiv. Land for Brunswick's Future (previously Webb)

Councilor Pols will serve on this committee.

xv. Facilities Subcommittee (previously Augur, Daughtry, Favreau, Knight, and Watson)

Councilor Favreau, Councilor Knight, Councilor Watson, Councilor King, Chair Daughtry, and Councilor Pols will serve on this committee.

xvi. Maine Street Station Subcommittee (previously Knight, Tucker, and Webb)

Councilor Knight, Councilor Tucker, and Councilor Atwood will serve on this committee.

**xvii. Sunset Review Committee (previously Augur, Klatt, and Watson)
(need to extend their charge)**

Councilor Watson, Councilor Tucker, and Councilor Pols will serve on this committee.

xviii. Downtown Master Plan Update Committee

Councilor Knight will serve on this committee.

xix. Finance Subcommittee

Councilor King, Councilor Favreau, and Councilor Klatt will serve on this committee.

xx. Efficiency Subcommittee

Councilor King, Councilor Watson, Councilor Favreau, Chair Daughtry, and Councilor Tucker

- 2. The Town Council will set the meeting dates for the second Council meeting in January, February, and April, and for the first Council meeting in September, as follows:**

Monday, January 19th is Martin Luther King Day (Council to meet on Tuesday, January 20, 2009).

Monday, February 16th is President's Day and school vacation (Council to meet on Tuesday, February 17, 2009).

Town Council Minutes

January 5, 2009

Page 5

**Monday, April 20th is Patriot's Day (Council to meet on Tuesday, April 21, 2009).
Monday, September 7th is Labor Day (Council to meet on Tuesday, September 8,
2009).**

**Councilor Watson moved, Councilor King seconded, to set the above schedule for
2009. The motion carried with nine (9) yeas.**

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

The meeting adjourned at 7:40 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 12, 20098*

January 20, 2009
Date of Approval

Council Chair

**BRUNSWICK TOWN COUNCIL
SPECIAL MEETING
MINUTES
January 10, 2009
2:00 P.M.**

Councilors Present: Chair 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: Fran Smith, Town Clerk and John Eldridge, Finance Director

Executive Session: Personnel Matter Per 1 M.R.S.A. § 405(6)(A)

Councilor Favreau moved, Councilor Knight seconded, to go into executive session to discuss a personnel matter per 1 M.R.S.A. § 405(6)(A). The motion carried with nine (9) yeas.

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

The meeting adjourned at 3:00 p.m.

*Frances M. Smith
Town Clerk
January 12, 2009*

January 20, 2009

Date of Approval

Council Chair