

BRUNSWICK TOWN COUNCIL MINUTES

June 19, 2000

MUNICIPAL MEETING FACILITY

7:00 P.M. Councilor Dotts moved, Councilor Wilson seconded, to enter into executive session to discuss legal matters and economic development. The motion carried with seven (7) yeas. Councilor Lowe arrived at 7:01 P.M.

7:30 P.M. Chair McCausland called the meeting to order and asked for the Pledge to the Flag.

Councilors Present: Chair McCausland, Michael Feldman, Robert Galloupe, Timothy Dotts, Clement Wilson, Faith Moll, Forrest Lowe, and David Gleason.

Councilors Absent: Eleanor Swanson

Others Present: Donald Gerrish, Town Manager; Melissa L. Smith, Deputy Town Clerk; Philip Carey, Planner; Geoffrey Hole, Town Attorney; Thomas Farrell, Director of Parks and Recreation; several citizens, members of the press and TV video crew.

Minutes of Previous Meeting: None

Correspondence: None

Manager's Report:

- 1. Donation from the Rotary Club for landscaping for the Bike Path monument.** Manager Gerrish explained that the Rotary Club donated \$625.00 to the Town for landscape plantings to be put around the monument on the Bike Path. *(Attachments to the official minutes.)*

Councilor Gleason moved, Councilor Moll seconded, to accept the check for \$625.00 from the Rotary Club for landscaping for the Bike Path monument. The motion carried with eight (8) yeas.

- 2. Meeting Date for July.** Manager Gerrish explained that the Council could cancel their July 3rd meeting due to the holiday and resume with their regularly scheduled meeting on July 17, 2000.

Councilor Lowe moved, Councilor Wilson seconded, to cancel the July 3rd Council Meeting and resume with the regularly scheduled meeting on July 17th. The motion carried with eight (8) yeas.

- 3. Thursday, June 22nd Meeting.** Manager Gerrish stated that the meeting would be at 7 p.m. with Councilor Lowe and his constituents to discuss the work that the Town will be doing on the intersection of Maine Street and Longfellow Avenue. This work will fix the intersection and make it safe for the children walking to and from school.
- 4. Special Council Meeting.** Manager Gerrish stated that on June 29, the Council would have a year-end meeting to finalize all the Town's accounts for the year. The meeting will be held at Town Hall at 5:00 p.m.

Adjustments to the Agenda: None

- 110. The Town Council will hear public comments on the following requests for Victualer License and take any appropriate action.**

RENEWALS:

Capital Franchise Associates, Inc. d/b/a Subway
Cook's Corner

Gary Hilliard

The Theater Project d/b/a The Theater Project
14 School Street

Al Miller

The public hearing opened at 7:50 p.m. The public hearing closed at 7:50 p.m.

Councilor Wilson moved, Councilor Dotts seconded, to approve the renewals for Subway and The Theater Project for Victualer Licenses as advertised. The motion carried with eight (8) yeas.

- 111. The Town Council will hear public comments on the following requests for Alcoholic Beverage Licenses and take any appropriate action.**

NEW:

Full-Time Malt:

Capital Pizza Huts, Inc. and Pizza Hut, Inc. d/b/a Pizza Hut
Cook's Corner

John J. Murphy and Richard J. Bloomer

The public hearing opened at 7:51 p.m. The public hearing closed at 7:51 p.m.

Councilor Wilson moved, Councilor Lowe seconded, to approve the new Pizza Hut Alcoholic Beverage License application as advertised. The motion carried with eight (8) yeas.

- 112. The Town Council will conduct a public hearing on the Zoning Ordinance "Housekeeping" Amendments and take any appropriate action.**

Town Planner Philip Carey explained that in the three years that the Zoning Ordinance has been in effect, different "Housekeeping" Amendments have been brought to the Departments' attention. A list has been kept and language has been developed to help to clarify or define this Ordinance. (*Attachments to the official minutes.*)

The Public Hearing opened at 7:55 p.m. The Public Hearing closed at 7:55 p.m.

Councilor Gleason moved, Councilor Lowe seconded, to approve the Zoning Ordinance "Housekeeping" Amendments on a regular basis as advertised. The motion carried with eight (8) yeas.

- 113. The Town Council will consider accepting a report on the Mall Management Plan and take any appropriate action.**

Manager Gerrish stated that the Council had authorized funds in the budget for a Mall Management Plan. The Council established a committee to oversee the process of hiring a consultant to look at how the Town wants to manage the mall. Mr. Gerrish listed all the members of the committee and stated that the

Town hired the company of Richardson and Associates who worked with the committee to establish a Mall Management Plan. He also gave a synopsis of the Executive Summary of the Plan. (*Attachments to the official minutes.*)

Councilor Moll moved, Councilor Wilson seconded, to receive and approve the Mall Management Plan and to authorize the Town Manager to prepare the ordinance changes and any other actions necessary to implement the report with one omission, to provide hard surfacing under each food vendor cart location to minimize impact on existing soil and vegetation.

After much discussion, Councilor Moll modified her motion.

Councilor Moll moved, Councilor Feldman seconded, to receive and approve the Mall Management Plan and to authorize the Town Manager to prepare the ordinance changes and any other actions necessary to implement the report and provide some alternatives to using hard surfaces for food vendor cart locations. Councilor Wilson agreed to the modification. The motion carried with eight (8) yeas.

Manager Gerrish thanked the committee for a job well done.

114. The Town Council will consider approving the continuation of the lease of the Old High School to S.A.D. 75 for an additional year and take any appropriate action.

Manager Gerrish explained that the lease with S.A.D. 75 expires on June 30, 2000 for their use of the Old High School. S.A.D. 75 believes they will need the building through December or January, as their new middle school will then be finished. The Town will receive a full years rent (\$36,000) even if they leave early. (*Attachments to the official minutes.*) He also stated that the report from the consultants (S.M.R.T.) on the old high school should be completed in August or September so the Council will have time to decide what to do with the old high school and all municipal buildings.

Councilor Lowe moved, Councilor Dotts seconded, to approve the continuation of the lease of the Old High School to S.A.D. 75 for an additional year. The motion carried with eight (8) yeas.

115. The Town Council will consider setting a public hearing to amend the Personnel Ordinance regarding COLA for retirement and to increase the deferred compensation plan by ½ a percent and take any appropriate action.

Manager Gerrish explained this item is to consider setting a public hearing for July 17th to make adjustments to the Town's Personnel Ordinance. This will approve COLA for future years starting July 1, 2000 for members in the Maine State Retirement System and allow up to 4% contribution toward the employees in the 457 Deferred Compensation Plan, which was agreed to in the AFSME and Public Works Union contracts.

Councilor Feldman moved, Councilor Dotts seconded, to set a public hearing on July 17, 2000 to consider the proposed amendments to the Personnel Ordinance (Section 12-72) relative to Retirement and (Section 12-73) relative to Deferred Compensation Plans. The motion carried with eight (8) yeas.

116. The Town Council will consider authorizing salary and benefit adjustments for the Town Manager, Department Heads, and non-union employees and take any appropriate action.

Manager Gerrish stated that this item would approve salary and benefit adjustments for the Town Manager, Department Heads, and non-union employees. The adjustment will be the same as the AFSCME and Public Works employees. There will be a 2.5% cost of living adjustment in salaries. The Town will also increase the contribution toward any employee in our 457 Deferred Compensation Plan from 3.5% to 4% (1/2 % increase). This item will also approve a 6% contribution for the Manager toward his 457 Deferred Compensation Plan as approved in his evaluation. Manager Gerrish also stated that Maine State Retirement Plan requires the Council to approve the changes to implement the COLA benefits.

Councilor Feldman moved, Councilor Dotts seconded, to approve the salary adjustments for the Town Manager, Department Heads, and non-union employees as well as the contribution to the Town Manager's retirement fund and will also adopt the necessary changes to implement COLA Benefits for all regular and full-time employees enrolled in M.S.R.S. PLD#42 for the AFSCME and Public Works Unions and such benefits will be effective after July 1, 2000. The motion carried with eight (8) yeas.

117. The Town Council will consider voting on ballots for election to MMA's Legislative Policy Committee and take any appropriate action.

Brunswick has two representatives to the LPC (Legislative Policy Committee) in our district. Brunswick automatically gets one representative so no vote is required but the surrounding communities have to submit a candidate. Mr. Gerrish recommended that the Council vote for John Arsenault, Councilor of Freeport.

Councilor Wilson moved, Councilor Lowe seconded, to elect John Arsenault as the representative to the Maine Municipal Association's Legislative Policy Committee. The motion carried with eight (8) yeas.

118. The Town Council will consider approving the request of The Curtis Memorial Library to hang a banner over Maine Street to announce their annual Book Sale from June 20, 2000 to June 26, 2000 and take any appropriate action.

Chair McCausland stated that the Book Sale would be June 23rd, 24th, and 25th in the cafeteria of the old Brunswick high school.

Councilor Feldman moved, Councilor Moll seconded, to approve the request of The Curtis Memorial Library to hang a banner over Maine Street from June 20, 2000 to June 26, 2000 to announce their annual Book Sale. The motion carried with eight (8) yeas.

119. The Town Council will consider accepting Monarch Court, off Durham Road, as a Town Way and take any appropriate action.

Councilor Dotts moved, Councilor Wilson seconded, to accept Monarch Court as a Town Way. The motion carried with eight (8) yeas.

120. The Town Council will consider setting a public hearing regarding the \$1,000,000 Bond for the school computers and take any appropriate action.

Councilor Feldman moved, Councilor Wilson seconded, to set a public hearing on July 17, 2000 regarding the \$1,000,000 Bond for school computers. The motion carried with eight (8) yeas.

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Manager Gerrish commented on the article in "Money Magazine" naming Brunswick one of the five top places for retiring in the United States. He felt it was a very flattering commentary on Brunswick and said that the Town has received many calls from the article.

The meeting adjourned at 8:35 p.m.

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

Melissa L. Smith
Deputy Town Clerk
June 21, 2000

July 17, 2000

Date of approval

Council Chair