

Approved
BRUNSWICK TOWN COUNCIL
Minutes
December 3, 2012
Executive Session - 6:00 P.M.
7:00 P.M.
Municipal Meeting Room
Brunswick Station
16 Station Avenue

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

Councilors Absent: None

Town Staff Present: Gary Brown, Town Manager; Fran Smith, Town Clerk/Assistant to Town Manager; John Eldridge, Finance Director; Richard Rizzo, Police Chief; Anna Breinich, Director of Planning and Development ; Tom Farrell, Director of Parks and Recreation; Dan Devereaux, Marine Resources Officer; Joel Bruce, Police Sergeant; and TV video crew

Chair King called the meeting to order and asked the Town Clerk for roll call.

Executive session – Personnel matter to discuss the Town Manager’s evaluation per M.R.S.A. §405(6)(A)

Councilor Watson moved, Councilor Wilson seconded, to go into executive session for a Personnel matter to discuss the Town Manager’s evaluation per M.R.S.A. §405(6)(A). The motion carried with eight (8) yeas. Councilor Pols arrived after the vote.

MEETING RESUMES

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

Public Comment:

John Moncure, Chair of MRRA, read a letter from the Board wishing to establish a committee to improve communications between the Town and MRRA.

Nat Wheelwright, 299 Durham Road, encouraged the Council to speak out against corporate money in politics.

Correspondence:

Councilor Perreault asked a question about a crash on River Road involving a town vehicle, to which Manager Brown responded.

Adjustments to the Agenda:

Removing item 130

MANAGER'S REPORT:

(a) Council Committee Updates

No reports were given.

(b) People Plus Update

Stacy Frizzle, Executive Director of People Plus, made this update.

(c) Permission to accept and expend the State Department of Conservation shoreline and harbor management planning grant (*Action required*)

Manager Brown spoke regarding this item.

Councilor Wilson spoke regarding this item.

Councilor Wilson moved, Councilor Tucker seconded, to accept and expend the State Department of Conservation shoreline and harbor management planning grant in an amount of \$20,000. The motion carried with nine (9) yeas.

(A copy of a memo from Dan Devereaux and the grant application will be attached to the official minutes are included in your packet.)

(d) Acceptance of Forfeited Asset (*Action Required*)

Councilor Watson moved, Councilor Favreau seconded, to accept and expend Forfeited Assets related to Criminal Action Docket No. CR-12-3997, with a total value of \$2,210.00 and Criminal Action Docket No. CR-12-3215, with a total value of \$1,080.00. The motion carried with nine (9) yeas.

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

(e) (ADDED) Passengers numbers on AMTRAK

Manager Brown provided this information and responded to a question from Councilor Watson.

Councilor Favreau and Councilor Pols spoke regarding this item.

PUBLIC HEARINGS

123. **The Town Council will hear public comments on an ordinance to exempt active duty military from paying excise tax on vehicles, and will take any appropriate action. (Chair King and Councilor Watson)**

Manager Brown spoke regarding this item.

Chair King opened the public hearing.

Marty Diller, Vice Chairman American Legion - Brunswick, spoke regarding this item.

Chair King closed the public hearing.

Councilor Pols, Chair King, Councilor Tucker, and Councilor Watson spoke regarding this item.

Councilor Perreault asked a question, to which Chair King responded

Councilor Watson, moved, Chair King seconded, to adopt an ordinance to exempt active duty military from paying excise tax on vehicles. The motion carried with eight (8) yeas. Councilor Pols was opposed.

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

124. **The Town Council will hear public comments on amendments to the General Assistance Ordinance Maximums, to be enacted on an emergency and regular basis, and will take any appropriate action. (Manager)**

Chair King opened and closed public hearing.

Councilor Watson spoke regarding this item.

Councilor Favreau moved, Councilor Knight seconded, to adopt amendments to the General Assistance Ordinance Maximums, to be enacted on an emergency and regular basis. The motion carried with nine (9) yeas.

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

125. **The Town Council will hear public comments on the Mölnlycke TIF proposal, and will take any appropriate action. (Manager)**

Chair King opened the public hearing.

Steve Levesque, Executive Director of MRRA, spoke regarding this item. MRRA has reviewed application materials for the TIF and the Credit Enhancement Agreement. They have met with the Town Manager to discuss this item, and the MRRA Board supports this TIF.

No one else spoke for or against the TIF proposal.

Chair King closed the public hearing.

Councilor Tucker asked if there any factors that the Council must consider or findings that the Council needs to make in supporting this TIF.

Manager Brown responded that the prepared Resolution contains the specific findings that the Council must make in order to designate the District and adopt the Development Program for the District. He added this is a unique business so there are no findings needed indicating that the company is not competing with an existing business.

Councilor Watson welcomed Mölnlycke to Brunswick, stating it's a huge benefit for the Town, MRRA and the region. This TIF is a great way to support them.

Chair King agreed with Councilor Watson's sentiment.

Councilor Wilson moved, Councilor Watson seconded, to adopt the "Town Council Resolution Designating the Mölnlycke Manufacturing Municipal Development and Tax Increment Financing District." The motion carried with nine (9) yeas.

(A copy of the adopted Development program and credit enhancement agreement will be attached to the official minutes.)

NEW BUSINESS

- 126. The Town Council will consider setting a public hearing for December 17, 2012, to consider an amendment to the Town Zoning Ordinance, Chapter 2, Section 216, relating to the review of demolitions in the Village Review Overlay Zone, and will take any appropriate action. (Manager)**

Manager Brown spoke regarding this item.

Councilor Brayman, Councilor Tucker, Councilor Favreau, Councilor Watson, Councilor Perreault, Councilor Knight, Councilor Wilson, and Councilor Pols spoke regarding this item.

Charles Frizzle, chair of the Planning Board, spoke and responded to questions from Councilor Brayman.

Councilor Perreault asked questions, to which Chair King responded.

Councilor Watson moved, Councilor Wilson seconded, to set a public hearing for December 17, 2012, to consider an amendment to the Town Zoning Ordinance, Chapter 2, Section 216, relating to the review of demolitions in the Village Review Overlay Zone.

The motion carried with six (6) yeas. Councilor Perreault, Councilor Brayman and Councilor Pols were opposed.

127. **The Town Council will consider adopting the “Resolution Pertaining to Use Of The Special Revenue Fund for Recreation Programs To Fund A Feasibility Study For An Outdoor Aquatic Facility,” and will take any appropriate action. (Manager)**

Manager Brown and **Jeff Ward**, Chair of the Recreation Commission, spoke regarding this item.

Councilor Favreau spoke regarding this item.

Councilor Pols asked a question, to which Mr. Farrell responded.

Councilor Wilson moved, Councilor Watson seconded, to adopt the “Resolution Pertaining to Use Of The Special Revenue Fund for Recreation Programs To Fund A Feasibility Study For An Outdoor Aquatic Facility.” The motion carried with nine (9) yeas.

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

128. **The Town Council will consider reappointing Larissa Darcy to the Brunswick Development Corporation for a three year term to expire on September 7, 2015, and will take any appropriate action. (Chair King)**

Chair King spoke regarding this item.

Councilor Knight, Councilor Wilson, Councilor Tucker,

Councilor Perreault and Councilor Pols asked questions, to which Councilor Wilson, Manager Brown and Chair King responded.

Chair King moved, Councilor Favreau seconded, to reappoint Larissa Darcy to the Brunswick Development Corporation for a three year term to expire on September 7, 2015. The motion carried with nine (9) yeas.

129. **The Town Council will consider appointments to the Town’s Boards and Committees, and will take any appropriate action. (Appointments Committee)**

Councilor Watson made the following nominations, which were supported unanimously by the Council.

Benjamin Duffy to serve on the Cable TV Committee

William Locke to serve on the Personnel Board

Alex Anesko and Michael Wilson to serve on the Recycling & Sustainability Committee

130. The Town Council will discuss the Town Manager's performance review, and determine if any action is needed.

This item was removed.

CONSENT AGENDA

- (a) Approval of the minutes of November 19, 2012
- (b) Appointment of Fran Smith as Registrar of Voters
- (c) Approval of tax abatement for James Miller D/B/A Cosmic Bodyworks

Councilor Watson moved, Councilor Favreau seconded, to approve the consent agenda. 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 8:15 p.m.

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

*Frances M. Smith
Town Clerk/Assistant to the Town Manager
December 5, 2012*

December 17, 2012
Date of Approval

Council Chair