

Approved
BRUNSWICK TOWN COUNCIL
Minutes
August 4, 2014
6:00 P.M. – Executive Session
7:00 P.M.
Council Chambers
Town Hall
85 Union Street

Councilors Present: Chair Benet Pols, W. David Watson, Stephen S. Walker, Suzan Wilson, John M. Perreault, Gerald E. Favreau, Jane F. Millett, Sarah Brayman, and John Richardson, Jr.

Councilors Absent: None

Town Staff Present: John Eldridge, Finance Director/Interim Town Manager; Fran Smith, Town Clerk/Assistant to the Town Manager; Anna Breinich, Director of Planning and Development; John Foster, Public Works Director; Richard Rizzo, Chief of Police; Mark Waltz, Police Captain; Bryan Cobb, IT Manager; Julie Henze, Deputy Finance Director; Steve Langsdorf, Town Attorney; Jason McCarthy, Police Officer; and TV video crew.

Chair Pols called the meeting to order and called the roll.

Executive session – Personnel matter regarding the Town Manager search per 1 M.R.S.A. §405(6)(A)

Councilor Walker moved, Councilor Perreault seconded, to go into executive session for a personnel matter regarding the Town Manager search per 1 M.R.S.A. §405(6)(A) The motion carried with nine (9) yeas.

Meeting resumed at 7:02 p.m.

Chair Pols asked for the Pledge of Allegiance and acknowledgment that the meeting was properly noticed.

Public Comment *(Time item discussion began was 7:13 p.m.)* None

Correspondence *(Time item discussion began was 7:14 p.m.)*

Councilor Perreault brought up a comment from a business owner who said that Councilor Perreault was not pro-business, and he also wanted to talk about conflict of interest with Councilor Millett listing his property. He requested a meeting on conflict of interest and other public access. Mr. Eldridge said there will be a workshop on this along with Council rules and Freedom of Access.

Councilor Millett said she received a letter from a resident of Cumberland Street, who had concerns with traffic, including large trucks and late night traffic from bars.

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Council Committee Updates (*Time item discussion began was 7:18 p.m.*) None

Adjustments to the Agenda

Chair Pols announced that the public hearing on Zoning Ordinance amendments that had been set for this evening is not on the agenda due to timing issues and further conversations with the applicant.

To add an item - To consider authorizing MMA to contract personality testing on Town Manager candidates.

MANAGER'S REPORT

- a) Sewer District update on pending charter changes due to recent state law change**
(*Time item discussion began was 7:20 p.m.*)

Lenny Blanchette, Sewer District, spoke regarding this item. He responded to questions from Chair Pols, Councilor Favreau, Councilor Brayman, and Councilor Richardson.

Councilor Richardson also spoke regarding this item.

(*A copy of a memo from Lenny Blanchette will be attached to the official minutes.*)

- b) Acceptance of a donation of \$2,000 to fund Project Lifesaver (Action required)** (*Time item discussion began was 7:38 p.m.*)

Mr. Eldridge spoke regarding this item.

Chair Pols spoke regarding this item.

Councilor Brayman asked a question, to which Captain Waltz responded.

Councilor Perreault moved, Councilor Watson seconded, to accept and expend a donation of \$2,000 to fund a portion of the Brunswick Police Department's participation in Project Lifesaver. The motion carried with nine (9) yeas.

(*A copy of a memo from Captain Waltz is included in your packet.*)

- c) Nomination papers availability** (*Time item discussion began was 7:41 p.m.*)

Fran Smith, Town Clerk, spoke regarding this item.

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d) Update on train idling issue (*Time item discussion began was 7:42 p.m.*)

Mr. Eldridge provided this update and responded to questions from Councilor Millett and Councilor Favreau.

e) Update on Longfellow Avenue parking (*Time item discussion began was 7:51 p.m.*)

Mr. Eldridge and Mark Waltz, Police Captain, spoke regarding this item.

Jill Pearlman, 34 Longfellow Avenue, spoke regarding this item.

Captain Waltz responded to questions from Councilor Favreau and Councilor Walker.

Councilor Millett spoke regarding this item.

f) (ADDED) Updated Zoning Ordinance Rewrite Committee meeting schedule

Mr. Eldridge spoke regarding this item.

NEW BUSINESS

99. The Town Council will consider creating a Finance Committee, and will take any appropriate action. (Councilor Brayman) (*Time item discussion began was 8:08 p.m.*)

Councilor Brayman spoke regarding this item.

Councilor Wilson, Chair Pols, Councilor Richardson, and Mr. Eldridge spoke regarding this item.

Councilor Favreau suggested having citizen members in the future.

Councilor Brayman moved, Councilor Millett seconded, to approve creating a Finance Committee, as attached. The motion carried with nine (9) yeas.

Chair Pols appointed Councilor Brayman and Councilor Millett, with one additional Councilor to be appointed.

(A copy of the Finance Committee charge will be attached to the official minutes.)

100. The Town Council will receive a list of properties acquired through the tax lien foreclosure process and will take any appropriate action. (Manager) (*Time item discussion began was 8:24 p.m.*)

Mr. Eldridge spoke regarding this item, and responded to questions from Councilor Millett, Councilor Perreault, Councilor Richardson, and Councilor Walker.

Councilor Favreau and Councilor Watson spoke regarding this item.

Councilor Watson moved, Councilor Millett seconded, to send the list of properties acquired through the tax lien foreclosure process to the Finance Committee to review and make recommendations for further actions at the September 2, 2014 meeting. The motion carried with nine (9) yeas.

(A copy of a memo from Mr. Eldridge and a list of properties will be attached to the official minutes.)

101. **The Town Council will consider authorizing the execution of the Maine Natural Resource Conservation Program Project Agreement relating to the removal of an earthen dam and the restoration of approximately 55.3 acres of wetlands at the Kate Furbish Preserve, and will take any appropriate action. (Manager) *(Time item discussion began was 8:35 p.m.)***

Mr. Eldridge spoke regarding this item.

Councilor Walker spoke regarding this item, and responded to questions from Councilor Watson.

Councilor Wilson and Councilor Favreau spoke regarding this item.

Chair Pols moved, Councilor Brayman seconded, to authorize the Town Manager to execute on behalf of the Town, the Maine Natural Resource Conservation Program Project Agreement relating to the removal of an earthen dam and the restoration of approximately 55.3 acres of wetlands at the Kate Furbish Preserve. The motion carried with eight (8) yeas. Councilor Walker abstained since he works for the Maine Natural Resource Conservation Program and will be the project manager. The motion carried with nine (9) yeas.

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

102. **The Town Council will consider setting a public hearing for September 2, 2014, for “An Ordinance Authorizing Storm Drain Improvements and Reconstruction of Nancy Drive, Patricia Road and Pierce Lane, with Total Project Costs Not to Exceed \$580,000 (plus any other authorized costs), and Further Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$580,000 (plus the cost of issuance),” and will take any appropriate action. (Manager) *(Time item discussion began was 8:43 p.m.)***

Mr. Eldridge spoke regarding this item.

Councilor Perreault moved, Councilor Watson seconded, to set a public hearing for September 2, 2014, for “An Ordinance Authorizing Storm Drain Improvements and Reconstruction of Nancy Drive, Patricia Road and Pierce Lane, with Total Project Costs Not to Exceed \$580,000 (plus any other authorized costs), and Further Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$580,000 (plus the cost of issuance). The motion carried with nine (9) yeas.

103. The Town Council will consider setting a public hearing for September 2, 2014, for “An Ordinance Authorizing the Acquisition of a Trackless Sidewalk Tractor and Associated Attachments, with Total Project Costs Not to Exceed \$146,000 (plus any other authorized costs), and Further Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$146,000 (plus cost of issuance),” and will take any appropriate action. (Manager) (*Time item discussion began was 8:46 p.m.*)

Mr. Eldridge spoke regarding this item.

Mr. Eldridge and John Foster, Public Works Director, responded to questions from Councilor Perreault.

Councilor Favreau asked a question, to which Mr. Eldridge responded.

Councilor Perreault moved, Councilor Watson seconded, to set a public hearing for September 2, 2014, for “An Ordinance Authorizing the Acquisition of a Trackless Sidewalk Tractor and Associated Attachments, with Total Project Costs Not to Exceed \$146,000 (plus any other authorized costs authorized costs), and Further Authorizing Issuance of Bonds and Notes in an Amount not to Exceed \$146,000 (plus cost of issuance).” The motion carried with nine (9) yeas.

104. The Town Council will consider adopting “A Resolution Authorizing the Overexpenditure of the 2013-14 Appropriation for Technology Services by an Amount Not to Exceed \$40,000.00,” and will take any appropriate action. (Manager) (*Time item discussion began was 8:51 p.m.*)

Mr. Eldridge spoke regarding this item.

Chair Pols moved, Councilor Watson seconded, to adopt “A Resolution Authorizing the Overexpenditure of the 2013-14 Appropriation for Technology Services by an Amount Not to Exceed \$40,000.00.” The motion carried with nine (9) yeas.

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

105. The Town Council will consider approving “A Resolution Authorizing Forgiveness of the Balance of an Advance to the School Department for the Renovation of Hawthorne School in the Amount of \$186,580,” and will take any appropriate action. (Manager) (*Time item discussion began was 8:56 p.m.*)

Mr. Eldridge spoke regarding this item.

Chair Pols and Councilor Favreau spoke regarding this item.

Councilor Millett moved, Councilor Walker seconded, to adopt “A Resolution Authorizing Forgiveness of the Balance of an Advance to the School Department for the Renovation of Hawthorne School in the Amount of \$186,580.” The motion carried with eight (8) yeas. Councilor Watson was opposed.

(A copy of a memo from Mr. Eldridge and the approved resolution will be attached to the official minutes.)

- 106. The Town Council will consider appointments to the Town’s Boards and Committees, and will take any appropriate action. (Appointments Committee) (Time item discussion began was 8:57 p.m.)**

Councilor Favreau made the below nominations:

Kristi Hatrick to serve on the Recreation Commission

Douglas Rice to serve on the Sewer Board of Trustees

Matthew Morgan to serve on the Zoning Board of Appeals (Associate member)

The Council unanimously approved the slate, as presented.

- 107. (ADDED) The Town Council will consider authorizing MMA to administer personality testing on up to three Town Manager candidates, and will take any appropriate action. (Chair Pols) (Time item discussion began was 8:59 p.m.)**

Chair Pols spoke regarding this item.

Councilor Wilson and Councilor Favreau spoke regarding this item.

MAIN MOTION

Chair Pols moved, Councilor Watson seconded, to authorize MMA to hire an outside vendor to administer personality testing on up to three Town Manager candidates.

AMENDMENT TO MOTION

Councilor Richardson moved, Councilor Watson seconded, to allow up to \$2500.00 to be spent for up to three candidates. The motion carried with eight (8) yeas. Councilor Perreault was opposed.

VOTE ON MAIN MOTION WITH AMENDMENT:

Chair Pols moved, Councilor Watson seconded, to authorize MMA to hire an outside vendor to administer personality testing on up to three Town Manager candidates and to allow up to \$2500.00 to be spent for up to three candidates. The motion carried with eight (8) yeas. Councilor Perreault was opposed.

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CONSENT AGENDA (*Time item discussion began was 9:02 p.m.*)

- a) Approval of the Minutes of July 21, 2014**
- b) Approval of gas utility location permit applications for Maine Natural Gas for sections of Elm Street, Middle Street, Everett Street and Swett Street**

Councilor Favreau moved, Councilor Watson seconded, to approve the Consent Agenda. The motion carried with nine (9) yeas.

(A copy of CA-B materials will be attached to the official minutes.)

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

The meeting adjourned at 9:02 p.m.

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

*Frances Smith
Town Clerk/Assistant to the Town Manager
August 6, 2014*

September 2, 2014
Date of Approval

Council Chair