

Approved
BRUNSWICK TOWN COUNCIL
Minutes
January 19, 2016
Executive Session – 6:00 P.M.
Regular Meeting - 7:00 P.M.
Council Chambers
Town Hall
85 Union Street

Councilors Present: W. David Watson, Stephen S. Walker, Suzan Wilson, John M. Perreault, Daniel E. Harris, Jane F. Millett, Sarah E. Brayman, Kathy Wilson and Alison Harris

Councilors Absent: None

Town Staff Present: John S. Eldridge, III, Town Manager; Fran Smith, Town Clerk; Derek Scrapchansky, Assistant Town Manager; Steve Langsdorf, Town Attorney; Linda Smith, Business Development Manager; Julie Henze, Finance Director; Richard Rizzo, Police Chief; Heidi Nelson, Animal Control Officer; Terry Goan, Police Officer; and TV video crew

Chair Brayman called the meeting to order, asked for roll call, and acknowledged that the meeting was properly noticed.

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

Councilor K. Wilson moved, Councilor Millett 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.

Chair Brayman resumed the meeting and led the Pledge of Allegiance.

Adjustments to Agenda – None

To add item 10 to appoint Preti Flaherty as the Town Attorney for 2016.

CONSENT AGENDA *(This item was discussed at 7:03 p.m.)*

- a) **Approval of the minutes of December 21, 2015**
- b) **Approval of the minutes of January 4, 2016**
- c) **Abatement of personal property taxes that were assessed in error**
- d) **Approval of the “Resolution authorizing the Town Treasurer to waive foreclosure on certain real estate tax lien mortgages”**
- e) **Annual permission to allow the Marine Resource Committee the authority to open and close coastal waters**
- f) **Accept and expend a donation of \$1,000 for the Police Department to be used for the DARE program**

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

(A copy of CA-c, CA-d, CA-e and CA-f supporting materials will be attached to the official minutes.)

Public Comments *(This item was discussed at 7:05 p.m.)*

None

Correspondence *(This item was discussed at 7:06 p.m.)*

Councilor Millett received an email from Russell Pierce, 59 Federal Street, regarding an article on solar power and that buyers should beware.

Councilor Perreault received comments on the sign ordinance and concerns with signs on walls and on the side of the road. Councilor Perreault requested more enforcement.

Chair Brayman discussed the upcoming “Making it in Maine Events” at the Library.

COMMITTEE REPORTS *(This item was discussed at 7:09 p.m.)*

- **Teen Center Board**
- **Cable TV Committee**
- **Cable TV Franchise Negotiating Committee**
- **Human Rights Task Force**

Reports were given on the above committees.

Chair Brayman appointed David Carpenter to the Cable TV Negotiating Committee, Councilor Walker to complete her term on the Finance Committee, Councilor K. Wilson to the Bicycle and Pedestrian Committee, and Councilor K. Wilson, Councilor Harris, and Councilor Perreault to the Social Service Committee.

MANAGER’S REPORT

a) Financial update *(This item was discussed at 7:19 p.m.)*

Julie Henze, Finance Director, provide this update.

b) Dog licensing reminder *(This item was discussed at 7:23 p.m.)*

Fran Smith, Town Clerk, provided this reminder, and answered questions from Councilor S. Wilson.

c) Resolution Supporting Non-Discrimination – July 1998 *(This item was discussed at 7:27 p.m.)*

Manager Eldridge read this Proclamation.

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

- d) (Added) Recognition of Commander Waltz being named Midcoast Maine Chamber of Commerce “Citizen of the Year” (*This item was discussed at 7:29 p.m.*)

Manager Eldridge made this announcement.

PUBLIC HEARING

3. The Town Council will hear public comments on amendments to Chapter 4 of the Municipal Code of Ordinance regarding changing the domestic chicken licensing period from one to two years at a fee of \$30 per license and requiring only an initial coop inspection, and will take any appropriate action. (Chair Brayman and Councilor Walker) (*This item was discussed at 7:30 p.m.*)

Chair Brayman opened the public hearing and explained the proposed changes.

Councilor Millett read an email from Mr. Pierce of 59 Federal Street.

Joshua Shean, 5 Schoduck Lane and owner of chickens, spoke regarding this item.

Fran Smith, Town Clerk, answered questions from Councilor Walker.

Fran Smith and Heidi Nelson, Animal Control Officer, responded to questions from Councilor Walker, Councilor K. Wilson, and Councilor Perreault.

Councilor Brayman closed the public hearing.

Councilor K. Wilson spoke regarding this item.

MOTION TO VOTE ON ORDINANCE AT THIS MEETING:

Councilor Walker moved, Councilor S. Wilson seconded, to suspend the Council Rules to allow the Council to vote on this item at this meeting. The vote was five (5) yeas but failed as it required a two-thirds vote (6 yeas). Chair Brayman, Councilor K. Wilson, Councilor Perreault and Councilor Alison Harris were opposed.

This item will come back to the Council for a vote at the next meeting.

NEW BUSINESS

4. The Town Council will consider supporting a Letter of Intent for a CDBG grant for Artforms, Inc. for a business equipment upgrade, and will take any appropriate action. (Manager) (*This item was discussed at 7:53 p.m.*)

Linda Smith, Business Development Manager, introduced this item.

Councilor Perreault moved, Councilor Walker seconded, to support a Letter of Intent for a CDBG grant for Artforms, Inc. for a business equipment upgrade. The motion carried with nine (9) yeas.

(A copy of a memo from Linda Smith and the draft letter of intent will be attached to the official minutes.)

- 5. The Town Council will consider supporting a Letter of Intent for a CDBG MicroEnterprise grant for Pathways Rehabilitation Services, and will take any appropriate action. (Manager) *(This item was discussed at 7:58 p.m.)***

Linda Smith, Business Development Manager, introduced this item.

Councilor Walker moved, Councilor Watson seconded, to support a Letter of Intent for a CDBG MicroEnterprise grant for Pathways Rehabilitation Services. The motion carried with nine (9) yeas.

(A copy of a memo from Linda Smith and the draft letter of intent will be attached to the official minutes.)

- 6. The Town Council will consider setting a public hearing for March 21, 2016, for an ordinance to enact a ban on polystyrene foam in consumer packaging, and will determine if any future action is necessary. (Councilor Walker and Councilor K. Wilson) *(This item was discussed at 8:04 p.m.)***

Councilor Walker introduced this item.

MOTION:

Councilor Walker moved, Councilor K. Wilson seconded, to set a public hearing for March 21, 2016, for an ordinance to enact a ban on polystyrene foam in consumer packaging, and to direct staff to provide business outreach as outlined in Manager Eldridge's memo.

Councilor S. Wilson and Councilor Perreault spoke regarding this item.

Manager Eldridge spoke regarding this item.

Richard Fisco, 2 Lincoln Street, spoke regarding this item.

VOTE ON MOTION:

Councilor Walker moved, Councilor K. Wilson seconded, to set a public hearing for March 21, 2016, for an ordinance to enact a ban on polystyrene foam in consumer packaging, and to direct staff to provide business outreach as outlined in Manager Eldridge's memo. The motion carried with nine (9) yeas.

- 7. The Town Council will consider setting a public hearing for February 1, 2016, for amendments to Chapter 15 "Traffic and Vehicles" regarding banning parking on a section of Weymouth Street from Union Street and extending west 100 feet, and will take any appropriate action. (Councilor Millett) *(This item was discussed at 8:16 p.m.)***

Councilor Millett spoke regarding this item.

Councilor Perreault and Chair Brayman spoke regarding this item.

Councilor Millett moved, Councilor D. Harris seconded, to set a public hearing for February 1, 2016, for amendments to Chapter 15 “Traffic and Vehicles” regarding banning parking on a section of Weymouth Street from Union Street and extending west 100 feet. The motion carried with nine (9) yeas.

8. **The Town Council will consider setting a public hearing for February 1, 2016, for amendments to Chapter 7 Fire Prevention and Protection for the purpose of updating language and placing the fee schedule in the Master Schedule of Revenues, Charges, Fees, and Fines Appendix A, and will take any appropriate action. (Manager) (This item was discussed at 8:19 p.m.)**

Manager Eldridge introduced this item.

Councilor Walker moved, Councilor Watson seconded, to set a public hearing for February 1, 2016, for amendments to Chapter 7 “Fire Prevention and Protection” for the purpose of updating language and placing the fee schedule in the “Master Schedule of Revenues, Charges, Fees, and Fines Appendix A”. The motion carried with nine (9) yeas.

9. **The Town Council will discuss changes to the Council Rules of Order and Procedure relative to Town Council interactions with the Town Manager, staff, and the Town Attorney, and will determine if any future action is necessary. (Manager) (This item was discussed at 8:23 p.m.)**

Manager Eldridge introduced this item.

Councilor Millett spoke regarding this item.

Councilor Perreault asked questions, to which Manager Eldridge responded.

Steve Langsdorf, Town Attorney, and Manager Eldridge spoke regarding this item.

Councilor S. Wilson asked questions, to which Manager Eldridge responded.

Councilor Watson, Councilor Alison Harris, Councilor Perreault, and Councilor S. Wilson spoke regarding this item.

This item will come back at the next meeting for possible adoption.

10. **(Added) The Town Council will consider appointing Preti Flaherty as the Town Attorney for 2016, and will take any appropriate action.**

MOTION:

Chair Brayman moved, Councilor Walker seconded, to appoint Preti Flaherty as the Town Attorney for the 2016 Calendar year.

AMENDMENT TO MOTION:

Councilor Perreault moved, Councilor A. Harris seconded, to amend the motion to have the firm appointed upon approval of the contract. This was withdrawn.

VOTE

Chair Brayman moved, Councilor Walker seconded, to appoint Preti Flaherty as the Town Attorney for the 2016 Calendar year. The motion carried with six (6) yeas. Councilor Watson, Councilor S. Wilson and Councilor A. Harris were opposed.

Executive Session: Consultation with Legal Counsel [1 M.R.S.A. §405(6)(E)]

Chair Brayman moved, Councilor Watson seconded, to go into executive session for a consultation with Legal Counsel per 1 M.R.S.A. §405(6) (E). The motion carried with nine (9) yeas.

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

The meeting adjourned at 9:52 p.m.

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

*Frances M. Smith
Town Clerk
January 25, 2016*

February 1, 2016
Date of Approval

Council Chair