

City Council Minutes

November 20, 2018

Regular Meeting & 2018 Annual Meeting  
City Hall Council Chambers

Tuesday, November 20, 2018  
6:00 p.m.

The regular meeting was called to order by Chairman Jerry Goss. The City Clerk called the roll:

Councilor Vachon-present  
Councilor O’Connell-present  
Councilor Ferris-present

Councilor Uhlenhake-present  
Chairman Goss-present

Chairman Goss declared a quorum present. City Manager Stephen Bost and City Solicitor Jonathan Pottle were also present.

Chairman Goss led members of the Council and others present in reciting the pledge of allegiance to the flag of the United States of America.

Chairman Goss read the notice for the regular meeting.

TO: Joseph Ferris, Jerry Goss, Kevin O’Connell, Matthew Vachon and Beverly Uhlenhake  
MEMBERS OF THE BREWER CITY COUNCIL you are hereby notified a regular meeting of the City Council will be held on Tuesday, November 20, 2018 at 6:00 p.m. in the Council Chambers at Brewer City Hall to consider and act on the items on the attached agenda.

s/Jerry Goss  
Mayor and Chairman of the City Council  
Or \_\_\_\_\_  
Majority of the City Council

a true copy, attest: s/Ronda J. Hogan  
City Clerk

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I have on the date(s) and time(s) indicated given notice of this meeting by giving in hand of by leaving at the usual dwelling place of the within named an attested copy of this notice of meeting:

Given/Delivered to:	by (person delivering)	Title	Date	Time
Joseph Ferris	Gunn	Officer	11/16/18	17:10
Matthew Vachon	R. Hogan	C.C.	11/16/18	4:15pm
Beverly Uhlenhake	Gunn	Officer	11/16/18	17:00
Jerry Goss	Caron	Corporal	11/16/18	16:51
Kevin O’Connell	Gunn	Officer	11/16/18	17:06

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**CITY COUNCIL REGULAR MEETING &  
2018 ANNUAL MEETING  
Tuesday, November 20, 2018 6:00 P.M.  
Brewer City Hall Council Chambers**

- I. Call to Order Regular Meeting.** (Mayor Goss)
- II. Roll Call.** (City Clerk)
- III. Pledge of Allegiance to the Flag of the United States of America.** (Mayor Goss)
  - A. Minutes of October 9, 2018 Regular Council Meeting.** (Councilor O'Connell)
  - B. Awards, Petitions and Public Comments.**
    - 1. (2018-B032) RESOLVE Recognize Ethan Anderson for achieving the rank of Eagle Scout (Councilor O'Connell)
    - 2. (2018-B033) RESOLVE Recognize Daniel Loftin for achieving the rank of Eagle Scout (Councilor Uhlenhake)
    - 3. (2018-B034) RESOLVE Recognize Nick Luce for achieving the rank of Eagle Scout (Councilor Ferris)
    - 4. (2018-B035) RESOLVE Recognize Spencer Proctor for achieving the rank of Eagle Scout (Councilor Vachon)
    - 5. (2018-B036) RESOLVE Recognize Mike Hayden for achieving the rank of Eagle Scout (Councilor O'Connell)
    - 6. David Hanna on behalf of the Brewer Historical Society
    - 7. Dan O'Connell on behalf of Brewer High School District Trustees
  - C. Consent Calendar.**
    - 1. (2018-A167) ORDER Waive foreclosure of certain mobile home properties located in Brewer, Maine (Councilor Vachon)
    - 2. (2018-A168) ORDER Accept grant funds for the purchase of body cameras (Councilor Ferris)
    - 3. (2018-A169) ORDER Waive foreclosure of lien on Map 22 Lot 165 property located in Brewer, Maine (Councilor O'Connell)
    - 4. (2018-A170) ORDER Authorize use of fund balance to pay tax abatement expense (Councilor Uhlenhake)
  - D. Monthly Reports.** (Councilor Uhlenhake)
  - E. Nominations, Appointments, Elections.**
    - 1. (2018-A171) ORDER Appoint member to the Brewer Planning Board (Councilor Vachon)
    - 2. (2018-B037) RESOLVE Declare the results of the November 6, 2018 City of Brewer Annual Municipal Election and the State of Maine General and Referendum Election (Councilor Ferris)
  - F. Unfinished Business.**
    - 1. (2018-C008) Amend the General Assistance Ordinance to incorporate changes in maximum benefits (Councilor Ferris)
  - G. New Business**

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## **H. New Items with Leave of Council.**

## **I. Adjourn Regular Council Meeting.**

## **IV. Call to Order 2018 Annual Meeting. (City Clerk)**

## **V. Roll Call. (City Clerk)**

### **A. Swearing in of Elected Officials (City Clerk)**

1. City Council Members
2. Superintending School Committee
3. Student Representative Member of the School Committee
4. Trustee of the High School District Trustees

### **B. Election of Mayor (City Clerk)**

### **C. Election of Deputy Mayor (City Mayor)**

1. Swearing in of Deputy Mayor

### **D. Mayor's Remarks**

### **E. Establishment of Committees (City Mayor)**

1. Committee on Finance
2. Sub-committee for Standing Boards & Committees
3. Council's Liaison to the School Committee
4. Council's Liaison to the Brewer Planning Board
5. Council's Liaison to the Brewer Historical Society
6. Council's Liaison to the Penobscot County Budget Committee
7. Council's Liaison to the Parks & Recreation Committee
8. Council's Liaison and Representative to the Bangor Area Recovery Network
9. Council's Liaison to the Housing Authority

### **F. Establishment of Chair and Vice-Chair of the Brewer School Committee (City Mayor)**

### **G. New Business**

1. (2018-B038) RESOLVE Establish Location for Regular Meetings (Councilor O'Connell)
2. (2018-B039) RESOLVE Establish Time and Dates of Regular Meetings (Councilor Ferris)
3. (2018-B040) RESOLVE Adopt Ethical Principles for Excellence in Government (Councilor Goss)
4. (2018-B041) RESOLVE Adopt 10 Habits of Highly Effective City Councils (Councilor Morelli)

## **VI. Adjourn 2018 Annual Meeting**

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**A. Minutes of October 9, 2018 Regular Council Meeting**

**ACTION:** Councilor O'Connell moved that the minutes be accepted and placed on file. The motion was seconded and passed by unanimous vote.

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**B. Awards, Petitions and Public Comments**

Chairman Goss recognized the new Chair of the Bangor City Council Sarah Nichols.

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2018-B032

November 20, 2018

**TITLE:** RESOLVE, RECOGNIZE ETHAN ANDERSON FOR EARNING  
THE RANK OF EAGLE SCOUT

Filed October 28, 2018  
By Kevin O'Connell

WHEREAS, Ethan Anderson a member of Boy Scout Troop 1, recently completed all of the requirements to earn the rank of Eagle Scout, the Boy Scouts of America's highest award; and

WHEREAS, at a Boy Scouts of America Court of Honor held on Sunday, October 28, 2018, Ethan Anderson was officially awarded the rank of Eagle Scout; and

WHEREAS, as part of the required Service Project for the Eagle Scout Award, Ethan chose to have his project benefit the Brewer Parks and Recreation Department and his community by cleaning and painting the interior of the pool house, which included 169 volunteer hours and the organizing of 14 other scouts, leaders and parents. The project was completed before the pool opening in June 2018; and

WHEREAS, it is the sense of the Brewer City Council that earning the rank of Eagle Scout is a great achievement;

NOW THEREFORE BE IT RESOLVED, that the Brewer City Council, on behalf of the Citizens of Brewer, herewith extends its congratulations to Ethan Anderson for earning the rank of Eagle Scout and recognizes and appreciates his outstanding community project.

**ACTION:** Councilor O'Connell moved that the resolve be adopted. The motion was seconded.

Councilor O'Connell read the resolve into the record, unfortunately due to weather Ethan and his family were unable to attend.

The resolve was adopted by unanimous vote.

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2018-B033

November 20, 2018

TITLE: RESOLVE, RECOGNIZE DANIEL LOFTIN FOR EARNING  
THE RANK OF EAGLE SCOUT

Filed October 28, 2018  
By Beverly Uhlenhake

WHEREAS, Daniel Loftin a member of Boy Scout Troop 1, recently completed all of the requirements to earn the rank of Eagle Scout, the Boy Scouts of America's highest award; and

WHEREAS, at a Boy Scouts of America Court of Honor held on Sunday, October 28, 2018, Daniel Loftin was officially awarded the rank of Eagle Scout; and

WHEREAS, as part of the required Service Project for the Eagle Scout Award, Daniel chose to have his project benefit the Brewer Parks and Recreation Department and his community by building two large octagonal picnic tables for use at the pool, requiring 134 volunteer hours, organizing of 14 workers over 3 days to get the tables completed for community by June 10th; and

WHEREAS, it is the sense of the Brewer City Council that earning the rank of Eagle Scout is a great achievement;

NOW THEREFORE BE IT RESOLVED, that the Brewer City Council, on behalf of the Citizens of Brewer, herewith extends its congratulations to Daniel Loftin for earning the rank of Eagle Scout and recognizes and appreciates his outstanding community project.

**ACTION:** Councilor Uhlenhake moved that the resolve be adopted. The motion was seconded.

Councilor Uhlenhake read the resolve into the record and presented the resolution to Daniel Loftin.

The resolve was adopted by unanimous vote.

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2018-B034

November 20, 2018

TITLE: RESOLVE, RECOGNIZE NICK LUCE FOR EARNING  
THE RANK OF EAGLE SCOUT

Filed October 28, 2018  
By Joseph L. Ferris

WHEREAS, Nick Luce a member of Boy Scout Troop 1, recently completed all of the requirements to earn the rank of Eagle Scout, the Boy Scouts of America's highest award; and

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WHEREAS, at a Boy Scouts of America Court of Honor held on Sunday, October 28, 2018, Nick Luce was officially awarded the rank of Eagle Scout; and

WHEREAS, as part of the required Service Project for the Eagle Scout Award, Nick chose to have his project benefit the Brewer Community School Track concession area and his community by building and staining three picnic tables, one of which is handicap accessible. Nick worked with 13 volunteers and a logged a total of 89.5 volunteer hours to complete the tables in 3 days; and

WHEREAS, it is the sense of the Brewer City Council that earning the rank of Eagle Scout is a great achievement;

NOW THEREFORE BE IT RESOLVED, that the Brewer City Council, on behalf of the Citizens of Brewer, herewith extends its congratulations to Nick Luce for earning the rank of Eagle Scout and recognizes and appreciates his outstanding community project.

**ACTION:** Councilor Ferris moved that the resolve be adopted. The motion was seconded.

Councilor Ferris read the resolve into the record and presented the resolution to Nick Luce.

The resolve was adopted by unanimous vote.

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2018-B035

November 20, 2018

TITLE: RESOLVE, RECOGNIZE SPENCER PROCTOR FOR EARNING THE RANK OF EAGLE SCOUT

Filed October 28, 2018

By Matthew Vachon

WHEREAS, Spencer Proctor a member of Boy Scout Troop 1, recently completed all of the requirements to earn the rank of Eagle Scout, the Boy Scouts of America's highest award; and

WHEREAS, at a Boy Scouts of America Court of Honor held on Sunday, October 28, 2018, Spencer Proctor was officially awarded the rank of Eagle Scout; and

WHEREAS, as part of the required Service Project for the Eagle Scout Award, Spencer chose to have his project benefit the Hope Lutheran Church by building two six-foot picnic tables and two planter benches for their community garden area. Spencer worked with 17 other scouts, leaders, parents and grandparents and logged 128 volunteer hours to complete the projects and deliver them to the church on August 19<sup>th</sup> and 20<sup>th</sup> of this year; and

WHEREAS, it is the sense of the Brewer City Council that earning the rank of Eagle Scout is a great achievement;

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NOW THEREFORE BE IT RESOLVED, that the Brewer City Council, on behalf of the Citizens of Brewer, herewith extends its congratulations to Spencer Proctor for earning the rank of Eagle Scout and recognizes and appreciates his outstanding community project.

**ACTION:** Councilor Vachon moved that the resolve be adopted. The motion was seconded.

Councilor Vachon read the resolve into the record and presented the resolution to Spencer Proctor.

The resolve was adopted by unanimous vote.

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2018-B036

November 20, 2018

**TITLE:** RESOLVE, RECOGNIZE MICHAEL HAYDEN FOR EARNING  
THE RANK OF EAGLE SCOUT

Filed October 28, 2018  
By Kevin O'Connell

WHEREAS, Michael Hayden a member of Boy Scout Troop 15, recently completed all of the requirements to earn the rank of Eagle Scout, the Boy Scouts of America's highest award; and

WHEREAS, at a Boy Scouts of America Court of Honor held on Sunday, October 28, 2018, Michael Hayden was officially awarded the rank of Eagle Scout; and

WHEREAS, as part of the required Service Project for the Eagle Scout Award, Michael chose to have his project benefit the All Saints School in Bangor building a computer cart (cart on wheels) with sustainable construction techniques, Michael used maple hardwood to add 10 shelves to a metal mail shelving unit, the finished project can charge up to 40 laptops and has a storage shelf on the bottom. Michael worked with 10 people and logged 125 volunteer hours to complete the project; and

WHEREAS, it is the sense of the Brewer City Council that earning the rank of Eagle Scout is a great achievement;

NOW THEREFORE BE IT RESOLVED, that the Brewer City Council, on behalf of the Citizens of Brewer, herewith extends its congratulations to Michael Hayden for earning the rank of Eagle Scout and recognizes and appreciates his outstanding community project.

**ACTION:** Councilor O'Connell moved that the resolve be adopted. The motion was seconded.

Councilor O'Connell read the resolve into the record and presented the resolution to Michael Hayden.

The resolve was adopted by unanimous vote.

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Chairman Goss presented all four of the Eagle Scouts with a challenge coin and his business card. He challenged them to find someone to pass that coin on to who displays the same characteristics that got the Scouts to where they are today. He added the business card so that the Scouts had his name and email and could let Mayor Goss know who they had challenged and to check in a year from now.

David Hanna on behalf of the Brewer Historical Society presented Councilor Vachon with a plaque for all his work and contribution to the Historical Society as the City's liaison to the Historical Society.

Mayor Jerry Goss presented Councilor Vachon with a plaque for all his hard work for the last 6 years as a Councilor and Mayor of the City of Brewer.

Chairman Goss said it was very nice to see Matthew Vachon as a Councilor because when he first met Councilor Vachon he was a student at BHS where Councilor Goss was Principal, and he likes to see former students of his giving back to the community.

Councilor Ferris said it has been nice to serve with Councilor Vachon he has a needed perspective and his South Brewer tint to life is a plus. Councilor Ferris thanked Vachon for all his help.

Councilor Uhlenhake thanked Councilor Vachon for serving the City of Brewer for the last 6 years of his life. She stated that as someone who travels the streets every day Councilor Vachon would recognize and address issues before they would be issues.

Councilor O'Connell stated that he was looking forward to Tom, but he was going to miss Councilor Vachon. Councilor O'Connell said that it has been great working with Councilor Vachon they have shared a lot of laughs, but the best thing is he can call him a friend.

City Manager Stephen Bost said he was going to miss Councilor Vachon, it has been a pleasure working with him for the last 6 years. Bost stated that Councilor Vachon has to be one of the most thoughtful and deliberative City Councilors he has ever had the pleasure of working with. Councilor Vachon has always arrived at meetings prepared and well informed and that is a great quality to have. City Manager said that Councilor Vachon and his "arid extra dry" sense of humor will definitely be missed but hopes that Councilor Vachon will not be a stranger.

Chairman Goss called on Dan O'Connell as representative to the Brewer District High School Trustees. Dan O'Connell presented David Cote, Frank Higgins, Jeremy Caron and the Public Works Department a recognition for their hard work and attention to detail in completing the parking lot at the school, on time and under budget.

Chairman Goss thanked Finance Director Karen Fussell and City Engineer Frank Higgins and everyone else who worked on the street light project (changing the street lights to LED's) for all their hard work and dedication to getting the project done.



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Chairman Goss said congratulations to all those who won positions at the last election and all those appointed to new positions. He called on the new student representative, Mataya Philbrick and issued her a challenge coin with the challenge to “be heard” and told her if she needed any help to call him.

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## C. Consent Calendar

**ACTION:** Councilor O’Connell removed order 2018-A170 from the consent calendar.

Councilor Vachon moved that the remaining orders have passage. The motion was seconded and passed unanimously.

2018-A167

November 20, 2018

**TITLE:** ORDER WAIVE FORECLOSURE OF CERTAIN MOBILE HOME PROPERTIES LOCATED IN BREWER, MAINE

Filed November 13, 2018  
By Matthew Vachon

WHEREAS, on June 30, 2017, after notices were provided in accordance with state law the City of Brewer filed at the Penobscot Registry of Deeds liens against the mobile homes listed below for failure to pay FY2017 taxes in full; and

WHEREAS, FY2017 taxes on these properties remain unpaid and the statutory foreclosure will take place on December 30, 2018; and

WHEREAS, it is not in the best interest of the City of Brewer to allow the foreclosure of said properties to take place because they all rest on rented land and foreclosure could possibly result in the City being liable for rents and/or other expenses due;

NOW, THEREFORE, BE IT ORDERED, that the City Council herewith agrees to waive foreclosure on the properties listed below located in Brewer, Maine for the 2017 tax year and authorizes the City Deputy Treasurer to sign statutory waivers of foreclosure and record them in Penobscot County Registry of Deeds; and

BE IT FURTHER ORDERED, that they Deputy Treasurer is authorized to take any and all other actions that may be necessary to carry out the terms and conditions of this order.

MAP	NAME	LOCATION
01000-02509	BUZZELL MICHAEL	23 WHITE TAIL ROAD
01000-02524	BRYER TERRY L.	24 WHITE TAIL ROAD
01000-02539	MATTHEWS PATRICIA E.	23 BLACK BEAR ROAD
01000-02540	NADEAU SHARON E	25 BLACK BEAR ROAD

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01000-02545	COMER ANN MARIE	4 BLACK BEAR ROAD
01000-02554	MATTHEWS RAYMOND C.	26 BLACK BEAR ROAD
01000-02557	LOVELL DUSTIN, LOVELL JOHN	34 BLACK BEAR ROAD

**STATEMENT OF FACT**

This order waives the automatic foreclosure on seven mobile homes that still owe on their 2017 taxes, because they are located on leased land. This action prevents the City from becoming liable for past due rent and utilities related to these mobile homes' land leases. Waiving foreclosure does not preclude the City from seeking foreclosure on a property at some point in the future.

2018-A168

November 20, 2018

TITLE: ORDER, ACCEPT GRANT FUNDS FOR THE PURCHASE OF BODY CAMERAS

Filed October 26, 2018  
By Joseph L. Ferris

WHEREAS, the Police Department applied through the Walmart Foundation for grant funding to defray the cost of purchasing body cameras; and

WHEREAS, the Police Department was awarded five thousand dollars (\$5,000) for this purpose by the Walmart Foundation; and

WHEREAS, the Police Department is currently in the process of testing and evaluating body cameras from different manufacturers and will make a purchasing decision at a later date;

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, Maine, by vote of its City Council, does herewith approve the acceptance of this grant money to the City of Brewer to be deposited in account 0600058-360000-58044 (Body Camera Grant Revenue).

BE IT FURTHER ORDERED, that City Council authorizes the appropriation and expenditure of these grant funds from account 0600058-560000-58044 (Body Camera Grant Expense) when a decision to purchase body cameras has been made.

**STATEMENT OF FACT**

The Brewer Police Department was awarded \$5,000 by the Walmart Foundation for the purchase of body cameras. As the police department is currently testing and evaluating body cameras from different vendors, the \$5,000 will be deposited in a reserve account and expended when a purchase decision has been made.

2018-A169

November 20, 2018

TITLE: ORDER; WAIVE FORECLOSURE OF LIEN ON Map 22 Lot 165 PROPERTY LOCATED IN BREWER, MAINE

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Filed November 15, 2018  
By Kevin O'Connell

WHEREAS, on June 30, 2017, after notices were provided in accordance with state law, the City of Brewer filed at the Penobscot Registry of Deeds a lien against a one-acre, landlocked property with an assessed value of \$3,000 located between Sedgeunkedunk Stream and the railroad tracks in Brewer, Maine (Tax Map 22 Lot 165) for failure to pay FY2017 taxes in full; and

WHEREAS, FY2017 taxes on this property remain unpaid, and the statutory foreclosure will take place on December 30, 2018; and

WHEREAS, the owner of record of this property, Lincoln Paper and Tissue, LLC, is in bankruptcy, and, therefore, it is not in the best interest of the City of Brewer to allow the automatic foreclosure of said property;

NOW, THEREFORE, BE IT ORDERED, that the City Council herewith agrees to waive foreclosure on the property listed below located in Brewer, Maine for the 2017 tax year and authorizes the City Deputy Treasurer to sign statutory waivers of foreclosure and record them in Penobscot County Registry of Deeds; and

BE IT FURTHER ORDERED, that the Deputy Treasurer is authorized to take any and all other actions that may be necessary to carry out the terms and conditions of this order.

<u>MAP</u>	<u>NAME</u>	<u>LOCATION</u>
02200-165	LINCOLN PAPER AND TISSUE, LLC	SOUTH MAIN STREET

**STATEMENT OF FACT**

This order waives the automatic foreclosure of the lien on a one-acre, landlocked parcel along Sedgeunkedunk Stream valued at \$3,000 and owned by Lincoln Paper and Tissue, LLC, due to its declared bankruptcy. Waiving foreclosure does not preclude the City from seeking foreclosure on the property at some point in the future.

2018-A170

November 20, 2018

TITLE: ORDER, AUTHORIZE USE OF FUND BALANCE TO PAY TAX  
ABATEMENT EXPENSE

Filed October 11, 2018  
By Beverly Uhlenhake

WHEREAS, in FY15, the owner of transmission and distribution lines, Emera Maine, filed an appeal of its assessment that was denied by the City Assessor as well as the City's Board of Assessment Review (BAR); and

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WHEREAS, Emera Maine, appealed the BAR decision to the State Board of Property Tax Review, which issued a stay until similar cases involving Eddington and Bradley had been adjudicated; and

WHEREAS, Eddington and Bradley lost at the State Board as well as in their appeals to the Superior Court and Maine Supreme Court; and

WHEREAS, the City's attorney on this matter has recommended given that Brewer is unlikely to see a different result, settlement with Emera; and

WHEREAS, the amount of the abatement to Emera for FY13 represents \$73,489.40 in taxes and \$7,556.32 in interest calculated from the date Emera submitted its application for abatement; and

WHEREAS, according to the City's Fund Balance policy, one purpose of fund balance is to allow absorption of large unanticipated expenses, such as abatements or lawsuits, without negatively impacting the tax rate in a particular year;

NOW, THEREFORE, BE IT ORDERED, the City Council hereby authorizes the FY13 abatement of \$3,869,900 in assessed value for the Transmission Distribution Line property located in Brewer and owned by Emera Maine (Map 100 Lot 101);

BE IT FURTHER ORDERED, that the City of Brewer, by vote of its City Council, herewith authorizes the appropriation and expenditure of \$81,046 of Unassigned Fund Balance (0109800-300901) for the purpose of paying Emera Maine for the abatement amount and related interest due on its FY13 real estate taxes.

**STATEMENT OF FACT**

After an unfavorable decision by the State Board of Property Tax Review, Superior Court and Law Court in the Eddington and Bradley Cases, the City has negotiated a settlement to the assessment appeal brought by Emera Maine over the valuation of its distribution lines. As a result, Emera Maine will be granted an abatement of \$73,489 for FY13. This order authorizes the settlement terms and the use of fund balance to cover the cost of the abatement plus the interest due and authorizes the City Manager to take any necessary or appropriate actions to effectuate the settlement.

**ACTION:** Councilor Uhlenhake moved that the order have passage. The motion was seconded.

The order passed by a 4-0-1 vote with Councilor O'Connell abstaining.

**D. Monthly Reports**

**ACTION:** Councilor Uhlenhake moved that the monthly reports from the City Departments be accepted and placed on file. The motion was seconded and passed by unanimous vote.

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**E. Nominations, Appointments, Elections**

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2018-A171

November 20, 2018

TITLE ORDER: APPOINT KENNETH WHITE AS AN ASSOCIATE PLANNING BOARD MEMBER TO FILL A VACANT TERM

Filed November 14, 2018  
By Matthew Vachon

ORDERED, that Kenneth White, 11 Canterbury Road, is herewith appointed to the Planning Board of the City of Brewer to fill a current vacant term; and

ORDERED, that Mr. White's term will commence December 1, 2018 and expire March 31, 2021.

**Statement of Fact**

This is an appointment that has been made to fill vacant term on the Planning Board

**ACTION:** Councilor Vachon moved that the order have passage. The motion was seconded and the order passed by unanimous vote.

2018-B037

November 20, 2018

TITLE: RESOLVE, DECLARE THE RESULTS OF THE NOVEMBER 6, 2018 CITY OF BREWER ANNUAL MUNICIPAL ELECTION AND THE STATE OF MAINE GENERAL & REFERENDUM ELECTION.

Filed November 9, 2018  
By Joseph L. Ferris

WHEREAS, The City of Brewer Annual Municipal Election and the State of Maine General & Referendum Election were held on November 6, 2018; and

WHEREAS, Brewer election officials tabulated the results for the vote in the City of Brewer and the City Clerk has verified these results;

NOW, THEREFORE, BE IT RESOLVED, that the City Council declares the results for the City of Brewer Annual Municipal Election and the State of Maine General & Referendum Election as follows:

**CITY OF BREWER, MAINE  
RETURN OF VOTES CAST**

At a legal meeting of the inhabitants of consolidated ward one in the City of Brewer, qualified by the Constitution and Laws of the State of Maine to vote for Representatives and Referendum, held on

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November 6, 2018 the said inhabitants gave in their vote for two members of the City Council for 3 year terms, two members of the School Committee for 3 year terms, and one member of the High School Trustees for a 5 year term and the same were received, sorted, counted, declared and registered in open ward meeting, by the Warden who presided, and in the presence of the Ward Clerk and City Clerk, who formed a list of the whole number of ballots given in, and of the persons voted for, and made a record thereof as follows:

## FOR TWO MEMBERS OF THE CITY COUNCIL (3 YEAR TERM)

Jerry W. Goss	had	2566
Thomas Morelli	had	2575

## FOR TWO MEMBERS OF THE SCHOOL COMMITTEE (3 YEAR TERMS)

Mark Farley	had	2495
Kevin Forrest	had	2406

## FOR HIGH SCHOOL DISTRICT TRUSTEE (5 YEAR TERM)

Manley DeBeck	had	3321
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Total Ballots Cast: 4068

A true copy, attest: \_\_\_\_\_

Ronda J. Hogan  
City Clerk, City of Brewer, Maine  
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STATE OF MAINE RETURN OF VOTES CAST

MUNICIPALITY: BREWER - 1 (1-1)

UNITED STATES SENATOR

1,647 BRAKEY, ERIC L.  
2,044 KING, ANGUS S. JR.  
328 RINGELSTEIN, ZAK  
0 RILEY, JAMES N. JR. (Declared Write-In)  
73 BLANK

REP. TO CONGRESS (District 2)

199 BOND, TIFFANY L.  
1,861 GOLDEN, JARED F.  
91 HOAR, WILLIAM R.S.  
1,845 POLIQUIN, BRUCE  
96 BLANK

GOVERNOR

40 CARON, ALAN  
217 HAYES, TERESEA M.  
1,881 MILLS, JANET T.  
1,893 MOODY, SHAWN H.  
0 CAPRON, KENNETH A (Declared Write-In)  
0 JENKINS, JOHN T. (Declared Write-In)  
0 TRACY, MALON A. (Declared Write-In)  
0 VACHON, J. MARTIN (Declared Write-In)  
61 BLANK

STATE SENATOR (District 8)

1,980 ROSEN, KIMBERLEY C.  
1,995 UHLENHAKE, BEVERLY B.  
117 BLANK

REP. TO THE LEGISLATURE (District 128)

1,789 CRAIG, GARREL ROBERT  
1,947 VEROW, ARTHUR C.  
103 BLANK

REP. TO THE LEGISLATURE (District 129)

131 LYFORD, PETER A.  
0 PERRY, TAMMY J.  
122 BLANK

JUDGE OF PROBATE

3,149 FAIRCLOTH, AMY LEWIS  
943 BLANK

COUNTY TREASURER

1,810 HIATT, JOHN DAVID  
2,041 TREMBLE, DANIEL J.  
241 BLANK

REGISTER OF DEEDS

3,340 BULAY, SUSAN F.  
752 BLANK

SHERIFF

3,405 MORTON, TROY J.  
687 BLANK

DISTRICT ATTORNEY (District 5)

1,620 BELISLE, JOSEPH P.  
2,234 LYNCH, MARIANNE  
238 BLANK

Certified by the Municipal Clerk:

  
Signature of Clerk

11-08-2018  
Date

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STATE OF MAINE RETURN OF VOTES CAST

MUNICIPALITY: BREWER - 1 (1-1)

QUESTION 1: CITIZEN INITIATIVE

1,324 YES  
2,691 NO  
64 BLANK

QUESTION 2: BOND ISSUE

2,100 YES  
1,898 NO  
81 BLANK

QUESTION 3: BOND ISSUE

2,539 YES  
1,451 NO  
89 BLANK

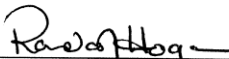
QUESTION 4: BOND ISSUE

1,978 YES  
2,008 NO  
93 BLANK

QUESTION 5: BOND ISSUE

2,468 YES  
1,535 NO  
76 BLANK

Certified by the Municipal Clerk:

  
Signature of Clerk

11-08-2018  
Date



City Council Minutes

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**ACTION:** Councilor Ferris moved that the resolve be adopted. The motion was seconded and passed by unanimous vote.

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**F. Unfinished Business**

2018-C008

October 9, 2018

**TITLE:** AMEND THE GENERAL ASSISTANCE ORDINANCE TO INCORPORATE CHANGES IN MAXIMUM BENEFITS.

Filed October 2, 2018

By Joseph L. Ferris

BE IT ORDERED, that Chapter 11GA of the Charter, Codes and Ordinances of the City of Brewer entitled "General Assistance" be amended as follows:

A. Amend Chapter 11GA, Appendix A entitled 'Overall Maximums' to read, in part, as follows:

APPENDIX A	Basic Necessities: Maximum Levels of Assistance	
No. in Household	Monthly	(Change to)
1	\$714	\$733
2	\$788	\$814
3	\$994	\$1,032
4	\$1,242	\$1,294
5	\$1,506	\$1,748
6	\$1,581	\$1,823
*Each additional person	\$75	\$75

B. Amend Chapter 11GA, Appendix B entitled 'Food Maximums' to read, in part, as follows:

**Current:**

APPENDIX B	Food Maximums:	Maximum Levels of Assistance
No. In Household	Weekly	Monthly
1	44.65	192
2	81.86	352
3	117.21	504
4	148.84	640
5	176.74	760
6	212.33	913
7	234.65	1,009
8	268.14	1,153
*Each additional person	\$144 monthly	

**Change to:**

APPENDIX B	Food Maximums:	Maximum Levels of Assistance
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# City Council Minutes

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No. In Household	Weekly	Monthly
1	44.65	192
2	82.09	353
3	117.44	505
4	149.30	642
5	177.21	762
6	212.56	914
7	235.12	1,011
8	268.60	1,155

\*Each additional person      \$144 monthly

C. Amend Chapter 11GA, Appendix C entitled 'Housing Maximums' to read, in part, as follows:

**Current:**

Bedroom #	UNHEATED		HEATED	
	Weekly	Monthly	Weekly	Monthly
0	129	556	152	654
1	140	600	168	721
2	184	790	213	917
3	225	969	268	1,152
4	275	1,180	326	1,403

**Change to:**

Bedroom #	UNHEATED		HEATED	
	Weekly	Monthly	Weekly	Monthly
0	132	567	155	668
1	144	618	173	742
2	185	793	220	947
3	234	1,008	278	1,195
4	328	1,409	380	1,636

**ACTION:** Councilor Ferris moved that the order have passage. The motion was seconded and passed by unanimous vote.

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**G. New Business**

There was no new business

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**H. New Items with Leave of Council**

There were no new items

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**I. Adjourn**

City Council Minutes  
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Chairman Goss said he would accept a motion for adjournment.

**ACTION:** Councilor Uhlenhake moved that the meeting be adjourned. The motion was seconded and passed by unanimous vote. The meeting adjourned at 6:40 pm.

ADJOURNED, ATTEST: \_\_\_\_\_ Ronda J. Hogan  
City Clerk  
A TRUE COPY, ATTEST: \_\_\_\_\_ Brewer, Maine

\*\*\*

Annual Meeting

Tuesday, November 20, 2018  
6:40 p.m.

The annual meeting was called to order by City Mayor Jerry W. Goss. The city clerk called the roll:

Councilor Goss	-	Present
Councilor Ferris	-	Present
Councilor elect Thomas Morelli	-	Present
Councilor O'Connell	-	Present
Councilor Uhlenhake	-	Present

The city clerk declared a quorum present. City Manager Bost and City Solicitor Pottle were also present.

The city clerk read the notice for the meeting.

TO: Joseph Ferris, Jerry Goss, Thomas Morelli, Kevin O'Connell and Beverly Uhlenhake  
MEMBERS OF THE BREWER CITY COUNCIL You are hereby notified the annual meeting of the City Council will be held on Tuesday, November 20, 2018 at 6:30 p.m. at Brewer City Hall, 80 No. Main St., Brewer, Maine to consider and act on the items on the attached agenda.

\_\_\_\_\_  
s/Jerry W. Goss  
Mayor and Chairman of the City Council

a true copy, attest: \_\_\_\_\_  
s/Ronda J. Hogan  
City Clerk

**CITY COUNCIL REGULAR MEETING &  
2018 ANNUAL MEETING  
Tuesday, November 20, 2018 6:00 P.M.  
Brewer City Hall Council Chambers**

- IV. Call to Order 2018 Annual Meeting. (City Clerk)
- V. Roll Call. (City Clerk)

# City Council Minutes

November 20, 2018

- A. Swearing in of Elected Officials** (City Clerk)
  - 1. City Council Members
  - 2. Superintending School Committee
  - 3. Student Representative Member of the School Committee
  - 4. Trustee of the High School District Trustees
- B. Election of Mayor** (City Clerk)
- C. Election of Deputy Mayor** (City Mayor)
  - 1. Swearing in of Deputy Mayor
- D. Mayor's Remarks**
- E. Establishment of Committees** (City Mayor)
  - 1. Committee on Finance
  - 2. Sub-committee for Standing Boards & Committees
  - 3. Council's Liaison to the School Committee
  - 4. Council's Liaison to the Brewer Planning Board
  - 5. Council's Liaison to the Brewer Historical Society
  - 6. Council's Liaison to the Penobscot County Budget Committee
  - 7. Council's Liaison to the Parks & Recreation Committee
  - 8. Council's Liaison and Representative to the Bangor Area Recovery Network
  - 9. Council's Liaison to the Housing Authority
- F. Establishment of Chair and Vice-Chair of the Brewer School Committee** (City Mayor)
- G. New Business**
  - 1. (2018-B038) RESOLVE Establish Location for Regular Meetings (Councilor O'Connell)
  - 2. (2018-B039) RESOLVE Establish Time and Dates of Regular Meetings (Councilor Ferris)
  - 3. (2018-B040) RESOLVE Adopt Ethical Principles for Excellence in Government (Councilor Goss)
  - 4. (2018-B041) RESOLVE Adopt 10 Habits of Highly Effective City Councils (Councilor Morelli)

## **VI. Adjourn 2018 Annual Meeting**

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The City Clerk swore in Jerry W. Goss as a member of the City Council of the City of Brewer for a three-year term.

The City Clerk swore in Thomas Morelli as a member of the City Council of the City of Brewer for a three-year term.

The City Clerk swore in Mark Farley and Kevin Forrest, as members of the Brewer Superintending School Committee, for three-year terms and Mayata Philbrick as the Student Representative Member of the School Committee. Manley DeBeck was sworn in as High School District Trustee for a five-year term.

CITY CLERK: The next item on the agenda is the election of the mayor. At this time do I have any nominations on the floor?

City Council Minutes  
November 20, 2018

COUNCILOR FERRIS: Ms. Clerk, I'd like to nominate Councilor Uhlenhake for mayor.

CITY CLERK: Not hearing any other nominations for the position of Mayor, nominations will cease.

The motion was seconded.

CITY CLERK: All in favor of Beverly Uhlenhake as the Mayor/Chairperson of the City Council of the City of Brewer? 5 to 0 vote.

The City Clerk swore Beverly Uhlenhake in as Mayor/Chairperson of the City Council of the City of Brewer.

MAYOR UHLENHAKE: At this time, we would like to elect a Deputy Mayor/Vice Chairperson of the City Council. Do I have any nominations?

COUNCILOR O'CONNELL: Ms. Mayor, I'd like to nominate Jerry W. Goss.

MAYOR UHLENHAKE: Any further nominations?

COUNCILOR FERRIS: I move that nominations cease.

The motion was seconded.

MAYOR UHLENHAKE: Okay. The nominations have been taken and ceased. Now I need a vote for the Deputy Mayor/Vice Chairperson position, Jerry W. Goss. All those in favor? 5 to 0 vote. Jerry W. Goss is the Deputy Mayor/Vice Chairperson.

The City Clerk swore in Jerry W. Goss as the Deputy Mayor/Vice Chairperson of the City Council of the City of Brewer.

MAYOR UHLENHAKE: Councilor Goss would you please come forward. Mayor Uhlenhake congratulated and recognized Councilor Goss for serving as Mayor of the Brewer City Council for the past year by presenting him a plaque and a gavel inscribed with the dates of his service.

Mayor Uhlenhake gave her Mayor's remarks and thoughts for the upcoming year. She would like to maintain appropriate levels of service while keeping costs as low as possible. She wants to continue to advocate in Augusta that the State of Maine uphold their agreement to help lessen the burden of the cost of mandates placed on municipalities and the schools. To continue to work with the Economic Development office to bring more businesses to Brewer, continue the work behind the slogan of "Brewer Means Business". Education is also of importance to Mayor Uhlenhake, although she and the Citizens of Brewer agree the education the children receive in Brewer is second to none, she would like to continue to work with the School Committee and the District Trustees to make sure the funding is there to maintain the level of education. Safety is also a concern to the Mayor and she would like to make sure the citizens of Brewer are safe by making sure their homes are properly marked in case of emergencies so they can be found.

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MAYOR UHLENHAKE: Continuing on with the agenda, appointments and committee establishments. I appoint all of the City Councilors to the Committee on Finance.

-Councilor Morelli and Councilor O'Connell to serve as a sub-committee to interview candidates for standing boards and committees.

-Councilor Ferris as the Council's liaison to the Brewer Planning Board.

-Councilor Morelli as the Council's liaison to the Brewer Historical Society and Parks and Recreation Committee.

-Councilor Goss as the Council's liaison to the Penobscot County Budget Committee and the Council's liaison and representative to the Bangor Area Recovery Network and the Housing Authority.

-Mayor Uhlenhake as the liaison to the School Committee.

MAYOR UHLENHAKE announced that Kevin Forrest was elected Chairman of the Brewer School Committee and John Canders was elected as Vice-Chairman.

MAYOR UHLENHAKE: We will now take up the four resolves on the agenda:

2018-B038

November 20, 2018

TITLE: RESOLVE, ESTABLISH LOCATION FOR REGULAR MEETINGS.

Filed November 13, 2018  
By Kevin O'Connell

WHEREAS, the Charter of the City of Brewer requires that the City Council establish a place for holding its regular meetings; and

NOW, THEREFORE, BE IT RESOLVED, that for and during the year from November 20, 2018 and including November 19, 2019 the place for holding regular meetings of the City Council be established as the Council Chambers in Brewer City Hall.

**ACTION:** Councilor O'Connell moved that the resolve be adopted. The motion was seconded and passed by unanimous vote.

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2018-B039

November 20, 2018

TITLE: RESOLVE, ESTABLISH TIME AND DATES OF REGULAR MEETINGS.

Filed November 13, 2018  
By Jerry Goss

WHEREAS, the Charter of the City of Brewer provides that a regular meeting of the City Council shall be held at least once per month; and

# City Council Minutes

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NOW, THEREFORE, BE IT RESOLVED, that for and during the year from November 20, 2018 to and including November 19, 2019 regular meetings of the City Council shall be held at 6:00p.m. on the following dates:

Tuesday	December 11, 2018	6:00 P.M.
Tuesday	January 22, 2019	6:00 P.M.
Tuesday	February 12, 2019	6:00 P.M.
Tuesday	March 5, 2019	6:00 P.M.
Tuesday	March 26, 2019	6:00 P.M.
Tuesday	May 14, 2019	6:00 P.M.
Tuesday	June 4, 2019	6:00 P.M.
Tuesday	July 9, 2019	6:00 P.M.
Tuesday	August 13, 2019	6:00 P.M.
Tuesday	September 10, 2019	6:00 P.M.
Tuesday	October 8, 2019	6:00 P.M.
Tuesday	November 19, 2019	6:00 P.M.

**ACTION:** Councilor Ferris moved that the resolve be adopted. The motion was seconded and passed by unanimous vote.

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2018-B040

November 20, 2018

**TITLE:** RESOLVE, ADOPT ETHICAL PRINCIPLES FOR EXCELLENCE IN GOVERNMENT.

Filed November 13, 2018  
By Joseph L. Ferris

WHEREAS, public service is a public trust and public servants have the obligation to serve the public's interest and to perform and serve with integrity; and

WHEREAS, the many difficult decisions facing public servants involve tough choices between competing claims which involve loyalty to the City, respect for authority, recognition of the policy role of City Council positions, responsiveness to the public's right-to-know and sensitivity to the need for confidentiality when appropriate; and

WHEREAS, an individual's character is measured through the management of one's ego, envy, timidity, ambition and/or craving for personal publicity;

NOW, THEREFORE, BE IT RESOLVED, that the true Brewer public servant:

- *will not act out of spite, bias, or favoritism;*
- *contributes to a climate of mutual trust and respect;*
- *does not succumb to peer or political pressure;*
- *refuses to let official action be influenced by*

## City Council Minutes

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- *personal relationships, including those arising from past or prospective employment;*
- *has the courage of his or her convictions;*
- *does not try to shift blame to others;*
- *never forgets that he or she is working for the people – all the people;*

NOW, THEREFORE BE IT RESOLVED, That the members of the Brewer City Council formally adopt and actively pursue the Ethical Principles for Public Servants provided by the “Council for Excellence in Government,” 1992;

AND FURTHER RESOLVED, that copies of this proclamation of ethics be provided to all appointed personnel of the City and the City Manager for dissemination to all employees of the City of Brewer.

**ACTION:** Councilor Goss moved that the resolve be adopted. The motion was seconded.

Councilor Goss read the resolve into the record.

The resolve passed by unanimous vote.

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2018-B041

November 20, 2018

**TITLE:** RESOLVE, ADOPT 10 HABITS OF HIGHLY EFFECTIVE CITY COUNCILS.

Filed November 13, 2018

By Thomas Morelli

WHEREAS, Thomas Cronin, a recognized authority on public policy, has observed hundreds of governing bodies over many years and has identified 10 “habits” of highly effective municipal councils; and

WHEREAS, it is the sense of the Brewer City Council that adopting and observing these 10 “habits” can make the Brewer City Council highly effective and competent in leading the community;

NOW, THEREFORE, BE IT RESOLVED, that the 10 “habits” of Highly Effective Councils, set forth below, are herewith adopted by the Brewer City Council for the 2019 calendar year:

1. Think and Act Strategically
2. Understand and Demonstrate the Elements of Teams and Teamwork
3. Master Small-Group Decision Making
4. Clearly Define Roles and Relationships
5. Establish and Abide by a Council-Staff Partnership
6. Make a Systematic Evaluation of Policy Implementation
7. Allocate Council Time and Energy Appropriately
8. Set Clear Rules and Procedures for Council Meetings



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- 9. Get a Valid Assessment of the Public's Concerns and An Evaluation of the Council's Performance
- 10. Practice Continuous Personal Learning and Development As a Leader

**ACTION:** Councilor Morelli moved that the resolve be adopted. The motion was seconded.

Councilor Morelli read the resolve into the record.

The resolve passed by unanimous vote.

**IV. Adjourn 2018 Annual Meeting**

Chairman Uhlenhake said she would accept a motion for adjournment.

**ACTION:** Councilor Ferris moved that the meeting be adjourned. The motion was seconded and passed by unanimous vote. The meeting adjourned at 7:50 pm.

ADJOURNED, ATTEST: \_\_\_\_\_ Ronda J. Hogan  
City Clerk  
A TRUE COPY, ATTEST: \_\_\_\_\_ Brewer, Maine