

City Council Minutes  
Tuesday, January 9, 2024

Regular Meeting  
City Hall Council Chambers

Tuesday, January 9, 2024  
6:00 p.m.

The regular meeting was called to order by Mayor Jenn Morin. The city clerk called the roll:

- Councilor Phanthay-present
- Councilor Daniels-present
- Councilor O’Halloran-present
- Mayor Morin-present

Mayor Morin declared that a quorum was present. Interim City Manager Eric Glidden was also present.

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

Mayor Morin read the notice for the regular meeting.

TO: Soubanh Phanthay, Michele Daniels, Dani O’Halloran, and Jenn Morin; MEMBERS OF THE BREWER CITY COUNCIL. You are hereby notified that a **regular meeting** of the City Council of the City of Brewer will be held on **Tuesday, January 9, 2024 beginning at 6:00 p.m.**, at 80 North Main Street, to consider and act on the items on the attached agenda.

s/ Jenn M. Morin  
 Mayor and Chairman of the City Council  
 Or \_\_\_\_\_  
 Majority of the City Council

a true copy, attest: s/Vincent P. Migliore  
 City Clerk

\*\*\*\*\*

OFFICER’S RETURN

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
Soubanh Phanthay	McFadden	Off.	01/05/2024	14:39
Michele Daniels	McFadden	Off.	01/05/2024	14:30
Dani O’Halloran	McFadden	Off.	01/05/2024	15:03
Jenn Morin	McFadden	Off.	01/05/2024	14:49

\*\*\*

**CITY COUNCIL REGULAR MEETING**  
**Tuesday, January 9, 2024 6:00 P.M.**  
**Brewer City Hall Council Chambers**

- I. Call to Order** (Mayor Morin)
- II. Roll Call** (City Clerk)
- III. Pledge of Allegiance to the Flag of the United States of America** (Mayor Morin)
- A. Minutes of the December 12, 2023 Regular Meeting and Minutes of the December 28, 2023 Special Meeting** (Councilor Phanthay)
- B. Awards, Petitions and Public Comments**
  - 1. (2024-B001) RESOLVE Recognize Brewer Water Department for earning the title of “The Best Tasting Water in the State of Maine”.  
(Councilor Daniels)
  - 2. Public Comments
- C. Consent Calendar**
  - 1. (2024-A001) ORDER Accept asset forfeiture funds.  
(Councilor O’Halloran)
  - 2. (2024-A002) ORDER Tax Release Deed, Map 18, Lot 49, land and buildings on 1086 North Main Street, Brewer, Maine.  
(Councilor Phanthay)
  - 3. (2024-A003) ORDER Accept grant funds to purchase Lucas Device for Fire Department. (Councilor Daniels)
  - 4. (2024-A004) ORDER Purchase property at 1 Union Street and 11 Union Street, Brewer, Maine (Councilor O’Halloran)
  - 5. (2024-A005) ORDER Accept contribution to Brewer Riverwalk Festival.  
(Councilor Phanthay)
  - 6. (2024-B002) RESOLVE Approve transfer to School Capital Fund Reserve Account.  
(Councilor Daniels)
- D. Monthly Reports** (Councilor O’Halloran)
- E. Nominations, Appointments, Elections**
  - 1. (2024-A006) ORDER Appoint Trustee of the Brewer High School District to fill a vacancy. (Councilor Phanthay)
- F. Unfinished Business**
  - 1. (2023-C023) ORDER Amend Chapter 10 of the Charter, Codes and Ordinances of the City of Brewer, entitled “The Police Department”, to establish Article 2 “Disruptive Property”, and Article 3 “Sex Offender Residency Restrictions”.  
(Councilor Phanthay)
- G. New Business**
  - 1. (2024-A007) ORDER Convene in Executive Session Pursuant to Title 1, M.R.S.A. §405(6)(A) on a personnel matter.  
(Councilor Daniels)
- H. New Items with Leave of Council**

City Council Minutes  
Tuesday, January 9, 2024

**I. ADJOURN**

\*\*\*

**A. Minutes of the December 12, 2023 Regular Meeting and Minutes of the December 28, 2023 Special Meeting**

**ACTION:** Councilor Phanthay moved that the minutes to the December 12, 2023 Regular Meeting and the December 28, 2023 Special Meeting be accepted and placed on file. Councilor Daniels seconded the motion. The motion passed with a unanimous vote.

\*\*\*

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

2024-B001

January 9, 2024

**TITLE:** RESOLVE, RECOGNIZE BREWER WATER DEPARTMENT FOR EARNING THE TITLE OF “THE BEST TASTING WATER IN THE STATE OF MAINE”.

Filed December 12, 2023

By Michele Daniels

WHEREAS, the Maine Rural Water Association’s 43rd annual conference was held in early December; and

WHEREAS, the highlight of the conference is the presentation of several awards, including the annual contest to determine Maine’s best tasting water; and

WHEREAS, the City of Brewer Water Department received the Maine Rural Water Association’s 2023 award for Outstanding Source Water Protection; and

WHEREAS, Brewer won the 2024 Maine’s Best Tasting Water in the Disinfected Division; and

WHEREAS, the Maine Rural Water Association’s overall “2024 Maine’s Best Tasting Water” award for water submitted from across the State of Maine, both treated and untreated, was awarded to the City of Brewer Water Department; and

WHEREAS, a sample of Brewer’s water will be presented by Rodney Butler, Brewer Water Department Superintendent, as Maine’s entry in the National Taste Test, to be held in February in Washington, D.C.

NOW, THEREFORE, BE IT RESOLVED, that the Brewer City Council, on behalf of the Citizens of Brewer, herewith extends its congratulations to the Brewer Water Department and recognizes and appreciates their outstanding efforts to provide the best tasting water in the State of Maine.

City Council Minutes  
Tuesday, January 9, 2024

**ACTION:** Councilor Daniels moved that the resolve be adopted. Councilor Phanthay seconded the motion. Councilor Daniels read the resolve into the record and presented a copy to Brewer Water Department Superintendent Rodney Butler. The Superintendent extended his thanks on behalf of the Water Department staff to the Council for the things they had done to support the Water Department, including upgrading ozone equipment and purchasing a vacuum truck to conduct a service line inventory. The Superintendent said that a lot went into the work of the Water Department, and that having the Council behind them made a big difference. Councilor Phanthay expressed his great pride in the City of Brewer’s award-winning water and thanked the Water Department. Councilor Daniels thanked the Water Department for their work. The motion passed with a unanimous vote. Mayor Morin and the Council toasted the Brewer Water Department.

\*\*\*

**Public Comments**

There were no public comments.

\*\*\*

**C. Consent Calendar**

2024-A001

January 9, 2024

TITLE: ORDER, ACCEPT ASSET FORFEITURE FUNDS.

Filed December 29, 2023

By Dani O’Halloran

WHEREAS, the Brewer Police Department has conducted an investigation where a sum of money was seized and forfeited by a defendant involved in the investigation; and

WHEREAS, this sum of money was offered to the City of Brewer in recognition of the Brewer Police Department’s valuable assistance in the successful completion of the investigation; and

WHEREAS, under Maine Law, title 15 M.R.S.A., §5824 (3) the Brewer City Council must take a public vote before any forfeited assets or money can be transferred to the City.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, Maine, by vote of its City Council, does herewith approve the transfer of the following sum of money and assets forfeited as a result of the recent criminal investigation cited:

Penobscot Unified Court Docket Number  
21-2904

Assets  
\$912.90 US Currency

;and

City Council Minutes  
Tuesday, January 9, 2024

BE IT FURTHER ORDERED, that these funds be deposited into the State Asset Forfeiture Receipt Account 0200101-320000 and that expenditures be hereby authorized from the appropriate State Asset Forfeiture Expense Account within this Org (0200101).

**Statement of Fact:** The Brewer Police Department was awarded \$912.90 in asset forfeiture funds as a result of a successful criminal drug prosecution. These assets have been ordered by the court to be turned over to the Brewer Police Department.

2024-A002

January 9, 2024

TITLE: ORDER, TAX RELEASE DEED, MAP 18, LOT 49, LAND AND BUILDINGS  
ON 1086 NORTH MAIN STREET, BREWER, MAINE.

Filed December 29, 2023  
By Soubanh Phanthay

BE IT ORDERED. that a municipal Release Deed be issued to Carlene A. Hodgdon and Thomas J. Bradford of Brewer, County of Penobscot, releasing all interest in Tax Map 18, Lot 49, land and buildings on 1086 North Main Street, Brewer, Maine, that the City of Brewer may have acquired by virtue of tax liens on the property; and

BE IT FURTHER ORDERED, that the Interim City Manager be herewith authorized to execute this Release Deed on behalf of the City of Brewer.

**Statement of Fact:** This order authorizes the release of the interest in 1086 North Main Street that the City acquired by virtue of foreclosed tax lien, which has now been paid in full. A total of \$7,234.82 was collected, \$6,903.36 along with \$206.46 in interest and \$125.00 in costs.

City Council Minutes  
Tuesday, January 9, 2024

**RELEASE DEED**  
**Carlene A. Hodgdon and Thomas J. Bradford**

**City of Brewer**, a body politic located in the County of Penobscot, State of Maine, for consideration paid, **releases to Carlene A. Hodgdon and Thomas J. Bradford against whom taxes were assessed**, of Brewer, County of PENOBSCOT, State of Maine, the land in Brewer, County of Penobscot, State of Maine as follows:

Map 18, Lot 49 of the Assessor's Tax Maps of the  
City of Brewer, Maine.

Excepting and reserving all public easements or other public interests in the  
above-described parcel for roads, sewers, or other purposes

The purpose of this deed is to release any interest the  
City of Brewer has in and to the above described  
Property by virtue of the following Liens:

<u>Volume</u>	<u>Page</u>
16523	253
16864	174

City of Brewer has caused this deed to be sealed with its corporate seal and signed in its corporate name by Eric Glidden, its Interim City Manager, duly authorized this 16 day of January AD 2024

WITNESS:

CITY OF BREWER

\_\_\_\_\_

\_\_\_\_\_  
Eric Glidden  
Interim City Manager  
Duly authorized

STATE OF MAINE

PENOBSCOT, ss

DATE January 16, 2024

Personally appeared the above named Eric Glidden, Interim City Manager, and acknowledged the foregoing instrument to be his free act and deed in his said capacity and the free act and deed of the said City of Brewer.

Before me,

\_\_\_\_\_  
Mary J. Marquis, Notary Public-Maine  
My Commission expires February 4, 2029

City Council Minutes  
Tuesday, January 9, 2024

2024-A003

January 9, 2024

TITLE: ORDER, ACCEPT GRANT FUNDS TO PURCHASE LUCAS DEVICE FOR  
FIRE DEPARTMENT.

Filed January 3, 2024  
By Michele Daniels

WHEREAS, the City of Brewer Fire Department has been awarded \$15,000 in Penobscot County Commissioner's Grant funds toward the purchase of a Lucas Device; and

WHEREAS, a Lucas Device is an automated mechanical device designed to provide chest compressions to a subject in cardiac arrest when cardiopulmonary resuscitation (CPR) efforts are in effect, providing efficient, uninterrupted chest compressions until the incident is complete; and

WHEREAS, this equipment will free up limited available personnel for other urgent tasks, will not fatigue, and is best practice for patient care; and

WHEREAS, the full cost of the device from Stryker Corporation, including a four-year service agreement, is \$26,170.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, Maine, by vote of its City Council, hereby accepts the \$15,000 in grant funds from Penobscot County and authorizes their expenditure from CIP account 0510132-551241 to support purchase of a Lucas Device; and

BE IT FURTHER ORDERED, that the City Council hereby authorizes the appropriation and expenditure of \$11,170 in Unassigned Fund Balance (0109800-300901) to supplement the grant funds from the County; and

BE IT FURTHER ORDERED, that the City Council directs the City Manager, or his designee, to sign a purchase order with Stryker Corporation for the amount of \$26,170 to purchase this important piece of safety equipment; and

BE IT FURTHER ORDERED, that the City Council of the City of Brewer herewith exercises its authority under Section 404 of the City's Purchasing Ordinance, Chapter 36 of the Charter, Codes and Ordinances of the City of Brewer in the purchase of goods and supplies for this project.

**Statement of Fact:** The City of Brewer Fire Department received \$15,000 in grant funds from a Penobscot County Commissioner's Grant to purchase a Lucas Device, a mechanical chest compression device to be utilized for cardiopulmonary resuscitation. This order accepts the grant and appropriates an additional \$11,170 in City funds to complete the purchase.

City Council Minutes  
Tuesday, January 9, 2024

2024-A004

January 9, 2024

TITLE: ORDER, PURCHASE PROPERTY AT 1 UNION STREET AND 11 UNION STREET, BREWER, MAINE.

Filed January 3, 2024  
By Dani O'Halloran

WHEREAS, the City of Brewer has deemed that the purchase of 1 Union Street and 11 Union Street (Map 29, Lot 124 and Lot 126) will allow the City to remediate and redevelop the property; and

WHEREAS, the City has Tax Increment Financing (TIF) funds available to purchase the property at 1 Union Street and 11 Union Street; and

WHEREAS, the owner of 1 Union Street and 11 Union Street has agreed to accept the offer from the City to purchase 1 Union Street and 11 Union Street for \$550,000.

NOW, THEREFORE, BE IT ORDERED, that the City of Brewer, by vote of its City Council herewith agrees to purchase 1 Union Street and 11 Union Street, Brewer, Maine, for \$550,000; and

BE IT FURTHER ORDERED, that the City Council herewith authorizes the appropriation and expenditure of these funds from the Property Acquisition fund 0510101-551100 for the purchase of 1 Union Street and 11 Union Street, (Map 29, Lot 124 and Lot 126) for \$550,000; and

BE IT FURTHER ORDERED, that the City Manager, or his designee, is hereby authorized to take any and all actions and to sign any and all documents necessary to complete this purchase.

**Statement of Fact:** The City of Brewer will purchase 1 Union Street and 11 Union Street (Map 29, Lot 124 and Lot 126) for the price of \$550,000 for the purpose of remediating and redeveloping the property to its highest potential.

2024-A005

January 9, 2024

TITLE: ORDER, ACCEPT CONTRIBUTION TO BREWER RIVERWALK FESTIVAL.

Filed January 3, 2024  
By Soubanh Phanthay

WHEREAS, in December 2023, Somic America provided the City of Brewer with a contribution of \$1,000 to be used in support of the Brewer Riverwalk Festival.

NOW, THEREFORE, BE IT ORDERED, that the Brewer City Council hereby accepts this \$1,000 donation and authorizes its deposit into the Riverwalk Event Revenue account (0200000-320000-57003); and



City Council Minutes  
Tuesday, January 9, 2024

BE IT FURTHER ORDERED, that the City Council hereby authorizes the appropriation and expenditure of these funds from the Riverwalk Events Expense account (0200000-520000-57003) to support the Riverwalk Festival.

**Statement of Fact:** This order accepts a \$1,000 donation from Somic America in support of the annual Brewer Riverwalk Festival. The Economic Development Department has sent a note of thanks on behalf of the City.

2024-B002

January 9, 2024

TITLE: RESOLVE, APPROVE TRANSFER TO SCHOOL CAPITAL FUND RESERVE ACCOUNT.

Filed January 3, 2024

By Michele Daniels

WHEREAS, in June 2021, the Brewer City Council adopted 2021-B006 approving the Brewer School Department's establishment of a capital reserve account for major maintenance and improvements to school facilities; and

WHEREAS, on December 4, 2023, the Brewer School Committee approved the transfer of \$100,000 from unrestricted School fund balance to the School capital reserve fund, given that it expects to have a sufficient fund balance to support its Fiscal Year 2024 (FY24) and future needs; and

WHEREAS, expenditures from the School capital reserve fund shall be approved by the Brewer School Committee, subject to final review and approval by the Brewer City Council.

NOW, THEREFORE, BE IT RESOLVED, that the Brewer City Council hereby approves the School Department's transfer of \$100,000 from unrestricted School fund balance to its capital reserve fund.

**Statement of Fact:** This order approves the School Department's transfer of \$100,000 in available School fund balance to the capital reserve account established in 2021. The City Council has final review and approval of School Committee expenditures from this fund.

**ACTION:** Councilor O'Halloran moved that the orders on the consent calendar have passage and that the resolve be adopted. Councilor Phanthay seconded the motion. The motion passed with a unanimous vote.

\*\*\*

City Council Minutes  
Tuesday, January 9, 2024

**D. Monthly Reports**

**ACTION:** Councilor O'Halloran moved that the monthly reports from department heads be accepted and placed on file. Councilor Daniels seconded the motion. The motion passed with a unanimous vote.

\*\*\*

**E. Nominations, Appointments, Elections**

2024-A006

January 9, 2024

TITLE: ORDER, APPOINT TRUSTEE OF THE BREWER HIGH SCHOOL DISTRICT  
TO FILL A VACANCY.

Filed December 28, 2023  
By Soubanh Phanthay

WHEREAS, at a meeting of the Brewer City Council on September 12, 2023, the Brewer City Council accepted the resignation of Beverly Uhlenhake from the Board of Trustees of the Brewer High School District, and declared a vacancy for the unexpired term of Beverly Uhlenhake; and

WHEREAS, the Brewer City Council has interviewed Timothy L. Daniels in open session as a candidate for Trustee of the Brewer High School District Trustees.

NOW, THEREFORE, BE IT ORDERED, that the Brewer City Council herewith appoints Timothy L. Daniels of 28 School Street to the Board of Trustees of the Brewer High School District to fill a vacancy for the unexpired term of Beverly Uhlenhake; and

BE IT FURTHER ORDERED, that Mr. Daniels' term shall commence January 14, 2024 and shall expire on November 19, 2024.

**Statement of Fact:** This appointment fills the seat on the Board of Trustees of the Brewer High School District vacated in August of 2023.

**ACTION:** Councilor Daniels recused herself from the discussion and vote. Councilor Phanthay moved that the order have passage. Councilor O'Halloran seconded the motion. The motion passed with a vote of 3 to 0 (Councilor Daniels abstained). The city clerk swore in Timothy L. Daniels as Trustee of the Brewer High School District Trustees.

\*\*\*

City Council Minutes  
Tuesday, January 9, 2024

**F. Unfinished Business**

2023-C023

December 12, 2023

TITLE: ORDER, AMEND CHAPTER 10 OF THE CHARTER, CODES AND ORDINANCES OF THE CITY OF BREWER, ENTITLED “THE POLICE DEPARTMENT”, TO ESTABLISH ARTICLE 2 “DISRUPTIVE PROPERTY”, AND ARTICLE 3 “SEX OFFENDER RESIDENCY RESTRICTIONS.

Filed December 5, 2023  
By Soubanh Phanthay

BE IT ORDAINED, by the Brewer City Council that Chapter 10, of the Charter, Codes and Ordinances of the City of Brewer, entitled “The Police Department”, shall be as follows:

**ARTICLE 2. DISRUPTIVE PROPERTY**

**SECTION 201 ~~106~~ DISRUPTIVE PROPERTY (#3)**

**SECTION 202 ~~106.1~~ DEFINITIONS**

**SECTION 203 ~~106.2~~ DECLARATION OF PUBLIC NUISANCE**

**SECTION 204 ~~106.3~~ DISRUPTIVE PROPERTY PROHIBITED**

**SECTION 205 ~~106.4~~ DOCUMENTATION AND SUBSTANTIATION OF COMPLAINTS**

**SECTION 206 ~~106.5~~ NOTICE OF DISRUPTIVE EVENTS OR DISRUPTIVE PROPERTY**

**SECTION 207 ~~106.6~~ REMEDIATION PROCESS**

**SECTION 208 ~~106.7~~ DURATION OF DISRUPTIVE PROPERTY CLASSIFICATION**

**SECTION 209 ~~106.8~~ VIOLATIONS AND PENALTIES**

**SECTION 210 ~~106.9~~ ENFORCEMENT**

**SECTION 211 ~~106.10~~ SEVERABILITY**

**ARTICLE 3. SEX OFFENDER RESIDENCY RESTRICTIONS**

**SECTION 301 FINDINGS AND PURPOSE**

The findings and purpose of this Section include the following:

- a) The City of Brewer promotes and strives to create a safe environment for its citizens to live and raise families and considers the promotion of the safety and welfare of children to be of paramount importance;
- b) The City of Brewer recognizes that sex offenders who prey upon children have a high rate of recidivism;
- c) Notwithstanding the fact that certain persons convicted of sex offenses or sexually violent offenses are required to register pursuant to Title 34-A, Chapter 15, in order to protect the public from potentially dangerous registrants and offenders by enhancing access to information concerning those registrants and offenders, the City finds that further protective measures are necessary and warranted to safeguard places where children congregate; and
- d) The purpose of this Section is to provide such further protective measures while balancing the interests and residential needs of sex offenders.

**SECTION 302 AUTHORITY**

This Section is adopted in accordance with the provisions of 30-A M.R.S.A. §3001 and 30-A M.R.S.A. §3014.

**SECTION 303 APPLICATION**

This Section applies to persons convicted of Class A, B or C sex offenses committed against persons who had not attained 14 years of age at the time of the offense, regardless of whether the offense was committed in the State of Maine or another jurisdiction. A person to whom this Section applies is referred to as a "sex offender".

**SECTION 304 RESTRICTED AREAS**

SECTION 304.1. No sex offender shall reside within seven hundred fifty (750) feet of the property line of any public or private elementary, middle or secondary school.

SECTION 304.2. No sex offender shall reside within seven hundred fifty (750) feet of any publicly owned property where children are the primary users. Without limiting the application of this subsection, any public park containing playground equipment or a

**City Council Minutes**  
**Tuesday, January 9, 2024**

municipal pool shall be deemed to be municipally owned property where children are the primary users. For the purpose of this Section, if the area used by children is concentrated onto a portion of a larger parcel, the boundary of the property shall be deemed to be one hundred (100) feet from the nearest piece of equipment or area used by children or the property line, whichever distance is less.

SECTION 304.3. No sex offender shall reside within seven hundred fifty (750) feet surrounding the real property of a municipally owned or state-owned property that is leased to a non-profit organization for purposes of a park, athletic field or recreational facility that is open to the public where children are the primary users. For the purpose of this Section, if the area used by children is concentrated onto a portion of a larger parcel, the boundary of the property shall be deemed to be one hundred (100) feet from the nearest piece of equipment or area used by children or the property line, whichever distance is less.

SECTION 304.4. For the first offense only of this restriction, a sex offender shall have twenty-five (25) days following the date of mailing or service as required by Subsection 306 below to move from the residence to a residence not within the areas restricted by the provisions of this Section and by so moving avoid the fines and penalties imposed by Subsection 306 below.

**SECTION 305 EXEMPTION**

Any sex offender actually residing within a restricted area on the effective date of this Section is not subject to the restrictions contained in Subsection 304 while that person continues to reside in that dwelling. Upon moving from such dwelling, the sex offender shall comply with the restrictions contained in Subsection 304.

**SECTION 306 VIOLATIONS AND PENALTIES**

Any sex offender who, after written notice sent by regular mail or delivered by the City about the requirements of this Section, remains in violation of this Section for more than twenty-five (25) days shall be subject to an action brought by the City in District Court to enforce the requirements of this Section.

- a) The minimum penalty for a violation of this Section is \$500.00 per violation. Each day shall be considered a separate violation.
- b) If the municipality is the prevailing party, the municipality must be awarded reasonable attorney fees, expert witness fees and costs, unless the court finds that special circumstances make the award of these fees and costs unjust.

City Council Minutes  
Tuesday, January 9, 2024

c) The City shall seek injunctive relief to require compliance with this Section.

**Statement of Fact:** This ordinance amendment will move sections in Article 1 pertaining to Disruptive Property into a new Article 2 and add Article 3 to address Sex Offender Residency Restrictions. These restrictions will enhance public safety by limiting where certain sex offenders may reside.

**ACTION:** Councilor Phanthay moved that the amendment be enacted. Councilor Daniels seconded the motion. The motion passed with a unanimous vote.

\*\*\*

**G. New Business**

2024-A007

January 9, 2024

TITLE: ORDER, CONVENE IN EXECUTIVE SESSION PURSUANT TO TITLE 1,  
M.R.S.A. §405(6)(A) ON A PERSONNEL MATTER.

Filed January 2, 2024

By Michele Daniels

BE IT ORDERED, that the Brewer City Council convene in executive session pursuant to Title 1, Maine Revised Statutes Annotated, §405(6)(A) on a personnel matter.

**ACTION:** Councilor Daniels moved that the order have passage. Councilor Phanthay seconded the motion. The motion passed with a unanimous vote. Mayor Morin said that the Council would recess to go into executive session and would then reconvene to consider one more item.

\*\*\*

The regular meeting was called back to order by Mayor Morin. The city clerk called the roll:

Councilor Phanthay-present  
Councilor Daniels-present  
Councilor O'Halloran-present  
Mayor Morin-present

Mayor Morin declared that a quorum was present. Interim City Manager Eric Glidden was also present.

\*\*\*

City Council Minutes  
Tuesday, January 9, 2024

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

**ACTION:** Mayor Morin introduced Order 2024-A008 “Authorize stipend for Interim City Manager duties.” under suspension of the rules. Mayor Morin asked the city clerk to poll the Council to see if there was unanimous consent to take up the order. The Council members voted 4 to 0 unanimous consent to take up Order 2024-A008 under suspension of the rules.

\*\*\*

2024-A008

January 9, 2024

**TITLE: ORDER, AUTHORIZE STIPEND FOR INTERIM CITY MANAGER DUTIES.**

Filed January 9, 2024  
By Dani O’Halloran and  
Soubanh Phanthay

WHEREAS, Eric Glidden was hired on October 30, 2023 as City of Brewer Assistant City Manager; and

WHEREAS, on November 13, 2023, the Brewer City Council appointed Mr. Glidden as City of Brewer Interim City Manager to oversee City administration during the City Manager’s leave of absence; and

WHEREAS, the City Council would like to recognize the additional work and responsibility Mr. Glidden has willingly assumed by providing supplemental compensation during this interim period.

NOW, THEREFORE, BE IT ORDERED, that the Brewer City Council hereby approves the addition of a \$600 per pay period stipend for City of Brewer Interim City Manager Eric Glidden in recognition of the additional responsibilities he has assumed; and

BE IT FURTHER ORDERED, that this stipend shall be retroactive to his appointment as City of Brewer Interim City Manager on November 13, 2023, and shall continue until the City Manager returns to work on at least a half time basis, or until otherwise stopped or modified by the City Council.

**Statement of Fact:** This order authorizes a stipend to the Interim City Manager in recognition of the additional responsibilities he has assumed since his appointment. The stipend will be retroactive to the date of his appointment.

**ACTION:** Councilor O’Halloran moved that the order have passage. Councilor Daniels seconded the motion. The motion passed by a unanimous vote.

\*\*\*

City Council Minutes  
Tuesday, January 9, 2024

**I. ADJOURN**

**ACTION:** Councilor Daniels moved to adjourn. Councilor Phanthay seconded the motion. The motion passed with a unanimous vote. The meeting was adjourned at 6:31 P.M.

\*\*\*

ADJOURNED, ATTEST: \_\_\_\_\_ Vincent P. Migliore  
City Clerk

A TRUE COPY, ATTEST: \_\_\_\_\_ Brewer, Maine