

Approved at the January 20, 2003 meeting

DURHAM TOWN COUNCIL MINUTES

MONDAY, NOVEMBER 25, 2002 (Continuation of November 18, 2002 meeting.)

7:00 P.M.

TOWN COUNCIL CHAMBERS – DURHAM TOWN HALL

MEMBERS PRESENT:

Malcolm Sandberg, Chair; Peter Smith; Annmarie Harris; Arthur Grant; Katie Paine; Mike Pazdon; John Kraus; Pete Chinburg

MEMBERS ABSENT:

Mark Morong

OTHERS PRESENT:

Todd Selig, Town Administrator; Mike Lynch, Director of Public Works; David Kurz, Police Chief; Ron O’Keefe, Fire Chief; Interested members of the public

Chair Sandberg called the meeting to order at 7:02 P.M. by welcoming new Council member Councilor Kraus.

Councilor Harris arrived at 7:06 P.M.

X. Unfinished Business (NLT 8:00 PM)

C. Public Hearing: Proposed 2003 Operating Budget and 2003 – 2012 Capital Improvement Plan (Continued from Monday, November 18, 2002)

The following citizens spoke at the public hearing:

Captain Richardson, Durham Fire Department, spoke in favor of the 5-man shift.

William Hall, 1 Smith Park Lane, provided suggestions on the matter

Brian Murray, Durham Professional Firefighters Association, spoke in favor of the 5-man shift.

Duane Hyde, 47 Emerson Road, spoke in favor of a \$2.5 million bond that would be used for land acquisition and protection.

Bruce Bragdon, 7 Colony Cove Road, provided suggestions on the matter

Malin Clyde, 51 Mill Road, spoke in favor of a \$2.5 million bond that would be used for land acquisition and protection.

Ted McNitt, Durham Point Road, provided suggestions on the matter.

Brian Geiger, 13 Davis Avenue, provided suggestions on the matter.

Judy Spang, 25 Wiswall Road, provided suggestions on the matter.

Warren Daniel, 4 Palmer Drive, provided suggestions on the matter.

Fred Bramante, Bay Road, provided suggestions on the matter.

Wesley Smith, 26 Woodridge Road, provided suggestions on the matter.

Robin Rousseau, 345 Packers Falls Road, provided suggestions on the matter.

Jim Brown, Durham Fire Department, spoke in favor of the 5-man shift.

Bert Matheny, Durham Fire Department, spoke in favor of the 5-man shift.

Shirley Thompson, 48 Bagdad Road, provided suggestions on the matter.

Annmarie Harris arrived at 7:06 P.M.

After public testimony, Councilor Paine MOVED to close the public hearing. The motion was SECONDED by Councilor Pazdon and was unanimously APPROVED.

Chair Sandberg called for a 10 minute recess at 8:33 P.M.

Chair Sandberg reconvened the meeting at 8:43 P.M.

- D. Discussion of proposed 2003 Operating Budget and 2003 – 2012 Capital Improvement Program.

After some discussion, Councilor Grant MOVED to have the Council endorse the 5 man shift in the budget with the stipulation that the overtime costs would be reviewed. The motion was SECONDED by Councilor Chinburg and was APPROVED on a vote of 6-1-1 as follows: Chair Sandberg, Aye; Councilor Grant, Aye; Councilor Harris, Aye; Councilor Paine, Aye; Councilor Pazdon, Aye; Councilor Chinburg, Aye; Councilor Smith, Nay; Councilor Kraus, Abstained.

After further discussion, Councilor Pazdon MOVED to approve the proposed 2003 budget. The motion was SECONDED by Councilor Paine.

After some discussion, the Council proceeded to agenda item E.

- E. Shall the Council approve the Findings of Fact for the Conditional Use Permit application submitted by Jones & Beach Engineers, Inc. on behalf of J.R. Collier Corporation in the Rural District for property located on Packers Falls Road, as drafted by the Administrator?

Councilor Paine and Councilor Chinburg recused themselves from the meeting.

No motion was made by any of the Council members regarding the Findings of Fact.

- F. Discussion on request for rehearing of the Council's decision on Monday, October 7, 2002 to approve an application for a Conditional Use Permit and Planned Unit Development located on Packers Falls Road, submitted by Robin Rousseau

After some discussion, Councilor Smith MOVED to approve Robin Rousseau's request for rehearing. The motion was SECONDED by Chair Sandberg.

Chair Sandberg called for the order of the day, which was to end the meeting at 10:00 P.M.

Councilor Grant MOVED to extend the meeting until 10:15 P.M. The motion was SECONDED by Councilor Harris and was unanimously APPROVED.

After further discussion, the motion to approve Robin Rousseau's request for a rehearing FAILED on a vote of 1-5 as follows: Councilor Smith, Nay; Councilor Harris, Nay; Councilor Grant, Nay; Councilor Pazdon, Nay; Councilor Kraus, Nay; Chair Sandberg, Aye.

Councilor Paine and Councilor Chinburg returned to the meeting at 10:12 P.M.

Councilor Chinburg MOVED to adjourn the meeting. The motion was SECONDED by Councilor Kraus and was unanimously APPROVED.

The meeting ADJOUNED at 10:15 P.M.

Michael Bornstein, Minute Taker