

HAMPDEN TOWN COUNCIL
HAMPDEN MUNICIPAL BUILDING
AGENDA

MONDAY

November 15, 2010

7:00 P.M.

- 5:45 pm – Finance Committee Meeting

Swearing in of Councilor Elect Kristen Hornbrook

A. CONSENT AGENDA

1. SIGNATURES

- a. Treasurer's Warrants

2. SECRETARY'S REPORTS

- a. May 17, 2010
- b. June 7, 2010
- c. June 21, 2010
- d. July 6, 2010
- e. July 26, 2010
- f. August 2, 2010
- g. August 16, 2010
- h. September 7, 2010

3. COMMUNICATIONS

- a. SAD #22 – Response to Request to Department of Education
- b. Time Warner – Channel Updates
- c. Municipal Review Committee – 10/27/2010 Agenda
- d. Maine Bond Bank – Notice of Bond Allocation Mayo Road Project
- e. Bangor Region Public Health Advisory Board – Invitation to Legislative Breakfast 11-16-2010
- f. Don Katnik – Resignation from Conservation Commission
- g. William Devoe – Resignation from Board of Appeals
- h. J. Kelley Wiltbank – New Application – Planning Board
- i. Leslie Mushero – New Application – Planning Board

4. REPORTS

- a. General Assistance Report – October 2010
- b. Pine Tree Landfill Complaint Report – October 2010
- c. July – October 2010 Rapid Renewal Reports

NOTE: The Council will take a 5-minute recess at 8:00 pm.

- d. Hampden Academy Building Committee Report – Kathy Walker and Norm Prouty 11/1/2010
- e. Edythe Dyer Library –Trustee’s Minutes 9-08-2010
- f. Infrastructure Committee Minutes – 10-25-2010
- g. Finance Committee Minutes – 10-18-2010
- h. Hampden Senior Citizens – Meeting Minutes 11-1-2010
- i. Lura Hoit Pool Trustees Meeting Minutes 10-12-2010

B. PUBLIC COMMENTS

C. POLICY AGENDA

1. PUBLIC HEARINGS

2. NOMINATIONS – APPOINTMENTS – ELECTIONS

- a. Official Return of Votes – November 2, 2010 Municipal Election

3. UNFINISHED BUSINESS

- a. Maine Warden Service – Landowner Appreciation Day Review
- b. Hamlin Marina/Town – Land Discussion
- c. Loader Bid Results – Infrastructure Committee Recommendation
- d. Sewer Easement Acceptance – Western Ave. – Infrastructure Committee Recommendation

4. NEW BUSINESS

- a. Sewer Commitment – 07/01/10-09/30/10
- b. Revised Commitment – 10/1/09 - /3/31/10 – Charles C. Clark III
- c. Municipal Review Committee – Board of Directors Ballot
- d. Perkins Drive Acceptance
- e. Randall Arendt Workshop
- f. Application for Renewal of Liquor License received from Countrymeadow, Inc. d/b/a Pizza Gourmet at 60 Main Rd. North

D. COMMITTEE REPORTS

E. MANAGER’S REPORT

F. COUNCILORS’ COMMENTS

G. ADJOURNMENT

TOWN COUNCIL MINUTES**May 17, 2010**

The regularly scheduled meeting of the Hampden Town Council was held on Monday, May 17, 2010. The meeting was held at the municipal building council chambers and was called to order by Mayor Arnett at 6:05 p.m.

Attendance: Councilors: Mayor Matt Arnett, Andre Cushing, Thomas Brann, William Shakespeare, Jean Lawlis, Shannon Flavin Cox, and Janet Hughes

Town Manager: Susan Lessard

Town Counsel: Thomas Russell

Department Heads/Staff: Recreation Director Kurt Mathies and Darcy Peakall Lura Hoit Pool Director
Matthew Reynolds and Steven Rabasca – Technical Advisors for the Town on Landfill issues

William Lippincott - Hampden Citizen's Coalition
Martin Panther – Owner, Nealley's Corner Store

A. CONSENT AGENDA

Motion by Councilor Cox, seconded by Councilor Cushing to accept the Consent Agenda – unanimous vote in favor.

B. PUBLIC COMMENTS

None

C. POLICY AGENDA**1. PUBLIC HEARINGS**

- a. APPLICATION FOR RENEWAL OF VICTUALER'S LICENSE RECEIVED FROM MWP ENTERPRISES D/B/A NEALLY'S CORNER STORE AT 1230 KENNEBEC ROAD (CONTINUED)

The hearing was reopened by Mayor Arnett. Martin Panther (owner) spoke in favor of the renewal and indicated that the remaining work necessary for the issuance of the license had been completed. No one spoke in opposition and no one spoke neither for-nor-against. The Mayor closed the public hearing.

Motion by Councilor Brann, seconded by Councilor Cushing to table the decision until May 18th to allow for the Fire Inspector to check the work that has been done. Unanimous vote

2. NOMINATIONS-APPOINTMENTS-ELECTIONS

- a. SAD #22 WARRANT – BUDGET VALIDATION
REFERENDUM ELECTION 06-8-2010.

The Council signed the notice.

- b. NOTICE OF PRIMARY/REFERENDUM ELECTION – 06-08-2010

The Clerk provided a copy of the State Primary and Referendum notice to the Councilors

3. UNFINISHED BUSINESS –

- a. LANDFILL UPDATE (6:05 -7:41p.m.)

The Town Manager introduced the Town's Technical Consultants. One of the Consultants disclosed that his wife had been made a partner in an engineering firm that does work for the Pine Tree Landfill but indicated that he felt he could be objective in his work for the Town in this matter. The Council acknowledged the disclosure and asked him to proceed. The Consultants did a powerpoint presentation regarding construction activities at the landfill, landfill closure, and water quality and environmental concerns (copy attached).

- b. MANAGER REVIEW/CONTRACT

The Finance Committee recommends delaying discussion until the meeting of May 18th.

- c. TREE BOARD – FOREST MANAGEMENT
RECOMMENDATION – VISION FOR DOROTHEA DIX PARK

Councilor Lawlis reported that the Services Committee had reviewed this and recommends that the Council endorse the vision and the forestry management plan.

Councilor Cushing stated that he believed that the Friends of Dorothea Dix should have the opportunity to review and comment on this proposal.

Motion by Councilor Lawlis, seconded by Councilor Cox to forward the documents to the Friends of Dorothea Dix for use in their work. Vote 5 – 2 – 0 (Councilor Brann and Mayor Arnett).

4. NEW BUSINESS

a. BAT FARE INCREASE PROPOSAL

The Town Manager explained that the City of Bangor was proposing a fare increase (copy attached). The Finance Committee recommended that the Council support the proposed fare increase but not the proposed elimination of holiday service.

Motion by Councilor Cushing, seconded by Councilor Hughes to accept the Finance Committee recommendation. Unanimous vote.

b. ENVIRONMENTAL SERVICES - MARINA PROJECT – FINANCE AND PLANNING & DEVELOPMENT COMMITTEE RECOMMENDATIONS

Councilor Hughes reported that the Planning and Development Committee needed assistance in completing the Environmental Screening Form to submit to the National Park Service as part of the Marina Project. Moyse Environmental was the lowest price obtained for the work in the amount of \$2,900. The Finance Committee recommended that this expenditure be made from Economic Development Reserve funds.

Motion by Councilor Hughes, seconded by Councilor Lawlis to award the work to Moyse Environmental for an amount not to exceed \$2,900 to be paid from Economic Development Reserve. Unanimous vote.

c. PAPER TRADE CASE – REQUEST FOR COUNCIL SUPPORT

Dan Lawson of Monroe, ME formerly worked at VERSO paper and now works for the Alliance for American Manufacturing. He requested that the Council endorse the resolution in support of the Paper Trade Case.

Motion by Councilor Brann, seconded by Councilor Cushing to endorse the resolution. Vote 6 – 0 – 1.

d. SALE OF LOT 7 – BUSINESS PARK

Councilor Hughes reported that it is the Planning and Development Committee recommendation to enter into a purchase and sale agreement for the sale of Lot 7 in the business park. No action will be taken until the final draft of the agreement is ready.

- e. APPLICATION FOR RENEWAL OF VICTUALER'S LICENSE RECEIVED FROM WARREN CARUSO D/B/A DANA'S GRILL AT DOCKSIDE, 100 MARINA ROAD

Motion by Councilor Brann, seconded by Councilor Cox to approve the application. Unanimous vote.

- f. 2011 BUDGET

- 1. RECREATION – No Changes
- 2. POOL – No Changes
- 3. DEBT SERVICE – No Changes

D. COMMITTEE REPORTS

Councilor Shakespeare - Infrastructure Committee will meet on May 24th at 5 p.m.

Councilor Lawlis reported that the Services Committee met last Monday and discussed the Children's Day Golf Tournament and the Tree Board and Friends of Dorothea Dix Park. The Dog Park group met and wants to meet with the Council after their Group meeting on June 12 at which they will finalize rules and planning.

Councilor Brann reported that three Public Hearings on the Comprehensive Plan had been held with no participation and the final hearing would be on Thursday, May 20th at 6 p.m.

Councilor Cox reported that the Committee on Committees was meeting at 6 p.m. on May 22nd to finalize the draft of the handbook.

Councilor Hughes reported that the BEAR study is over 75% complete and should be finished by the end of the month. There is interest in the Business park from potential buyers. The Committee continues to work on Shoreland zoning. The next meeting is on the first Wednesday of June at 6 p.m.

Finance Committee – The Finance Committee discussed the proposed BAT fare increase, the Manager's contract will be discussed in Executive Session after the Budget meeting on May 18th, and the Committee also discussed the re-use issue of Hampden Academy.

E. MANAGER'S REPORT

A copy of the Manager's Report is attached hereto.

F. COUNCILOR'S COMMENTS

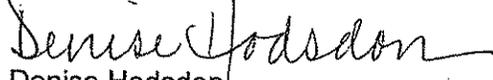
Councilor Cushing reminded the Council that the Hampden Business Association annual dinner honoring Business Person of the Year Garry Gilpatrick is Wednesday, May 19th at Special Events Center. He congratulated the Glue Girls on meeting their fundraising goals for Destination Imagination and noted that the Reed's Brook Math Team was being recognized by the School Board for their achievements at the Eastern Maine Math Meet.

Councilor Shakespeare expressed his sadness at the loss of teacher Fred Jones.

Mayor Arnett commended the Destination Imagination Team and the Mock Trial Team as well as the Show Choir on their accomplishments.

G. ADJOURNMENT

There being no further business, the meeting was adjourned at 9:24 p.m.



Denise Hodsdon
Town Clerk

TOWN COUNCIL MINUTES**June 7, 2010**

The regularly scheduled meeting of the Hampden Town Council was held on Monday, June 7, 2010. The meeting was held at the municipal building council chambers and was called to order by Mayor Arnett at 7:00 p.m.

Attendance: Councilors: Mayor Matt Arnett, Andre Cushing, Thomas Brann, William Shakespeare, Jean Lawlis, and Janet Hughes

Town Manager: Susan Lessard

Town Counsel: Thomas Russell

Department Heads/Staff: None

A. CONSENT AGENDA

Request by Councilor Cushing to set aside item A-3-b
Councilor Cushing noted that it was good to see recognition of the Town's Public Safety Departments by a person who had need of the emergency services.

Motion by Councilor Cushing, seconded by Councilor Lawlis to accept item A-3-b. Unanimous vote.

Motion by Councilor Shakespeare, seconded by Councilor Cushing to accept the balance of the consent agenda. Unanimous vote.

B. PUBLIC COMMENTS

None

C. POLICY AGENDA**1. PUBLIC HEARINGS**

None

2. NOMINATIONS-APPOINTMENTS-ELECTIONS

The Town Manger reminded the Council of the Primary and Referendum election being held on June 8th.

3. UNFINISHED BUSINESS

a. HARMONY HALL RESTORATION PROJECT

Motion by Councilor Brann, seconded by Councilor Lawlis to add \$600 to the Outside Agencies Budget for 2010-2011 for the restoration project at Harmony Hall. Unanimous Vote

b. 2010 – 2011 BUDGET – REFERRAL FOR PUBLIC HEARING
ON JUNE 21, 2010

Motion by Councilor Cushing, seconded by Councilor Hughes to amend the 2010/2011 budget by an additional \$600 for Outside Agency Accounts and to set the Public Hearing date for the budget as June 21, 2010. Unanimous vote.

c. COMPREHENSIVE PLAN – REFERRAL TO STATE
PLANNING OFFICE FOR REVIEW

Councilor Brann explained the State Comprehensive Plan Review Process. Motion by Councilor Brann, seconded by Councilor Cushing to refer the 2010 Comprehensive Plan to the State Planning Office for final review. Unanimous vote.

4. NEW BUSINESS

a. TAX REFUND REQUEST – WALTER CUPPLES – FINANCE
COMMITTEE RECOMMENDATION

The Finance Committee recommends granting tax abatements for 2008 and 2009 to Mr. Cupples in the amounts of \$162.18 for 2009 and \$160.14 for 2008. These abatements are due to measuring errors on his property that were not corrected after being done several years ago.

Motion by Councilor Brann, seconded by Councilor Cushing to abate Walter Cupples 2008 real estate taxes in the amount of \$160.14 and 2009 real estate taxes in the amount of \$162.18. Unanimous vote.

b. TOWN OF HERMON – REQUEST FOR SUPPORT OF
CANDIDATE PETITION FOR MAINE MUNICIPAL
ASSOCIATION VICE-PRESIDENCY

Motion by Councilor Brann, seconded by Councilor Hughes to support the request by the Town of Hermon to sign the petition allowing their Town Manager Clinton Deschene to be on the ballot for the Maine Municipal Association vice-president election. Vote 5 – 0 – 1 (Councilor Lawlis)

c. MAINE WOODS COALITION – REQUEST FOR
RESOLUTION – REFERRAL TO PLANNING AND
DEVELOPMENT COMMITTEE

Councilor Brann referred this issue to the Planning and
Development Committee for a recommendation.

d. MEDICAL MARIJUANA DISPENSING ORDINANCE – REFER
TO PUBLIC HEARING – PLANNING & DEVELOPMENT
COMMITTEE RECOMMENDATION

Councilor Hughes reported that it is the Planning and
Development Committee recommendation that this ordinance be
referred to Public hearing. Town Attorney Russell explained the
basis for the medical marijuana law and the need for a moratorium
to deal with the potential local impacts of the law. Councilor
Hughes referred the item for Public Hearing.

D. COMMITTEE REPORTS

Councilor Shakespeare - Infrastructure Committee met with J. Faulkingham to
discuss a plan for alewives that considers both harvesting and conservation, and
referred the Harbor Ordinance to Planning & Development for updating.

Councilor Lawlis reported that the Services Committee will meet on June 15th and
she encouraged all Dog Park enthusiasts to attend.

Councilor Hughes reported that the Planning & Development Committee met last
Wednesday and heard an update on the BEAR program by the consultants doing
the work, worked on updates to the Shoreland Zoning ordinance, discussed the
possible land swap at the Marina location, and looked at language being
considered for private windmills. The Committee also is concerned over the path
being taken by SAD 22 in regard to the reuse of Hampden Academy. The
Committee is working on the PACE ordinance for the Maine Green Energy
Alliance, the Harbor Ordinance is on the next agenda, and the next meeting is
the first Wednesday in July

E. MANAGER'S REPORT

A copy of the Manager's Report is attached hereto.

F. COUNCILOR'S COMMENTS

Councilor Hughes reported that the Planning and Development Committee would
be coming to the Council at the next meeting with recommendations for the
Harbor Ordinance.

Councilor Cushing congratulated the Glue Girls and the Mock Trial Team.

Councilor Shakespeare noted that management of a local pharmacy paid for medications for a person who lost their home in a recent fire.

G. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:00 p.m.


Susan Lessard
Town Manager

TOWN COUNCIL MINUTES**June 21, 2010**

The regularly scheduled meeting of the Hampden Town Council was held on Monday, June 21, 2010. The meeting was held at the municipal building council chambers and was called to order by Mayor Arnett at 7:07 p.m.

Attendance: Councilors: Mayor Matt Arnett, Andre Cushing, Thomas Brann, William Shakespeare, Jean Lawlis, Shannon Flavin Cox, and Janet Hughes

Town Manager: Susan Lessard

Town Counsel: Thomas Russell

Department Heads/Staff: None

Hampden Resident Mark Pierce

A. CONSENT AGENDA

Motion by Councilor Cox, seconded by Councilor Shakespeare to accept the consent agenda. Unanimous vote.

B. PUBLIC COMMENTS

Mayor Arnett said good-bye to Councilor Cox and presented her with a clock and cards and flowers on behalf of the Town Council. Councilor Lawlis said that she ran for Council at the urging of Councilor Cox and appreciated her help and enthusiasm. Councilor Cushing thanked Councilor Cox for her service and noted her many significant contributions during her Council tenure.

Mark Pierce of Main Road North, Hampden from Paper Talks Magazine requested that the Council Consider a 1/9th page ad for \$364 in the next edition of Paper Talks.

Motion by Councilor Brann, seconded by Councilor Cushing to set aside the rules to consider the request. Unanimous vote.

Motion by Councilor Brann, seconded by Councilor Cushing to add the Paper Talks ad to the agenda. Unanimous vote.

Motion by Councilor Brann, seconded by Councilor Cox to purchase a 1/9 page ad in Paper talks for \$364. Unanimous vote.

C. POLICY AGENDA**1. PUBLIC HEARINGS**

a. 2010 – 2011 BUDGET ADOPTION

The Public Hearing was opened at 7:20 p.m. by Mayor Arnett. No proponents, no opponents, or those with general questions or comments. The Public Hearing was closed at 7:25 p.m.

Motion by Councilor Brann, seconded by Councilor Cox to adopt the 2010 – 2011 budget as presented. Unanimous vote.

b. ADOPTION OF ORDINANCE ENACTING A MORATORIUM ON MEDICAL MARIJUANA DISPENSARIES AND SITES OF MARIJUANA CULTIVATION

The purpose of the moratorium is to allow 6 months for the Council to review the zoning ordinance and add language necessary for the review of any Medical Marijuana Dispensary applications received by the Town.

The Public Hearing was opened at 7:25 p.m. by Mayor Arnett. No proponents, opponents, or those with general questions or concerns spoke. The Public Hearing was closed.

Motion by Councilor Cushing, seconded by Councilor Hughes to approved the ordinance as presented. Unanimous consent.

c. APPLICATION FOR RENEWAL OF VICTUALER'S LICENSE RECEIVED FROM MAC'S CONVENIENCE STORES, LLC D/B/A CIRCLE K #7057 AT 63 MAIN ROAD SOUTH.

The Public Hearing was opened by Mayor Arnett. There were no proponents, opponents or those with general questions or concerns. The Public Hearing was closed.

Motion by Councilor Shakespeare, seconded by Councilor Brann to renew the Victualer's License for Mac's Convenience Store. Unanimous vote.

2. NOMINATIONS-APPOINTMENTS-ELECTIONS

None

3. UNFINISHED BUSINESS

a. GOODWILL RIDERS SNOWMOBILE CLUB – REQUEST FOR FUNDS

The Finance Committee recommends that the Council approve \$1,000 from the Fire Department Building Reserve for the purpose of aiding the Goodwill Riders Snowmobile Club in repairs to the Town-owned building on Western Avenue used by the Club.

Motion by Councilor Cushing, seconded by Councilor Lawlis to approve a \$1000 expenditure from the Fire Department Building Reserve for the purpose of aiding the Goodwill Rider's Snowmobile Club with building repairs. Unanimous vote.

b. ZONING TEXT AMENDMENTS FOR RURAL DISTRICT
USES – PLANNING BOAORD RECOMMENDATION –
REFERRAL FOR PUBLIC HEARING

The item was referred for Public Hearing by Councilor Hughes.

4. NEW BUSINESS

a. LEGISLATIVE POLICY COMMITTEE BALLOT – 2 Candidates

Motion by Councilor Brann to nominate Michael Crooker and motion by Councilor Cushing to nominate Julia Pike, both motions seconded by Councilor Cox. Unanimous vote.

D. COMMITTEE REPORTS

Councilor Shakespeare - Infrastructure Committee will meet next Monday.

Councilor Lawlis reported that the Services Committee met last week and HOTDOG presented plans and information and will go back and do more work before coming to the Council. She also reported that an inventory of trees impacted by the Mayo Road Project had been done by the GIS/IT Specialist/Forester.

Councilor Brann reported that the Comprehensive Plan had been forwarded to the State for final review.

Councilor Cox reported that the Committee on Committees work is nearly done but running behind schedule. The handbook draft is ready and in the hands of committee members. She will continue to follow up that project.

Finance Committee – Warrants and financial statements reviewed, personnel policy/employee handbook discussion, and Goodwill Riders Snowmobile Club request review and recommendation.

E. MANAGER'S REPORT

Rick Moore has resigned from the School Board due to his spouse applying for job. She did not get the job and he wants to stay on the School Board.

July 6th is the next Council meeting.

The School Superintendent, assistant Superintendent and Engineers are happy to meet with the Council to discuss the Hampden Academy project.

The School Board will be meeting on 7/7 regarding re-use of the Hampden Academy property and most likely will vote to retain it. After that the School Board would like to meet with the Council to discuss the portion of the property not to be used for educational purposes.

The Town Manager will be absent the third week of July and requested that the next Council meeting be held on July 26th instead. Councilor Brann suggested that a meeting for that date be scheduled with the School Officials to discuss the Hampden Academy project .

F. COUNCILOR'S COMMENTS

Councilor Cox stated that it had been an honor and a privilege to serve the community as a Town Councilor and that she would miss the people and the work. She encouraged anyone with an interest in their community to run for office.

Councilor Cushing stated that it had been a pleasure serving on the Council with Councilor Cox.

Councilor Brann expressed thanks to Councilor Cox for serving on the Council.

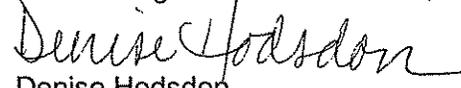
Councilor Lawlis wished Councilor Cox an enjoyable summer and told her that she would be missed.

Councilor Shakespeare thanked Councilor Cox for her service and wished her well.

Mayor Arnett wished Councilor Cox well and said that her sharp mind will be missed on the Council.

G. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:05 p.m.


Denise Hodsdon
Town Clerk

TOWN COUNCIL MINUTES**July 6, 2010**

The regularly scheduled meeting of the Hampden Town Council was held on Tuesday, July 6, 2010. The meeting was held at the municipal building council chambers and was called to order by Mayor Arnett at 7:00 p.m.

Attendance: Councilors: Mayor Matt Arnett, Andre Cushing, Thomas Brann, William Shakespeare, Jean Lawlis and Janet Hughes

Town Manager: Susan Lessard

Town Counsel: Thomas Russell

Department Heads/Staff: Town Planner Robert Osborne

A. CONSENT AGENDA

Motion by Councilor Cushing, seconded by Councilor Lawlis to accept the Consent Agenda – unanimous vote in favor.

B. PUBLIC COMMENTS

None

C. POLICY AGENDA**1. PUBLIC HEARINGS****a. ZONING ORDINANCE TEXT AMENDMENT – ARTICLE 3.9
RURAL DISTRICT RE: ACCESSORY STRUCTURES**

The Town Planner introduced the Public Hearing by explaining that in the Rural District accessory structures were not necessarily smaller than the primary structures, and gave barns as a major example.

The Public Hearing was opened by Mayor Arnett. Robert Dunton, 1227 Carmel Road North spoke in favor of the proposed amendments. There were no opponents nor persons neither-for-nor-against. The Public Hearing was closed by Mayor Arnett at 7:05 p.m..

Motion by Councilor Brann, seconded by Councilor Hughes to approve the Zoning Ordinance text amendments to Article 3.9. Unanimous vote.

2. NOMINATIONS-APPOINTMENTS-ELECTIONS

None

3. UNFINISHED BUSINESS

a. PURCHASE AND SALE – LOT 7 HAMPDEN BUSINESS AND COMMERCE PARK – FINANCE COMMITTEE RECOMMENDATION

The Town Manager reported that the Finance Committee had recommended approval of the Purchase and Sale Agreement for Lot 7 in the Business Park as presented.

Motion by Councilor Shakespeare, seconded by Councilor Lawlis to approve the Purchase and Sale Agreement for Lot 7 in the Business Park as presented. Unanimous vote.

Motion by Councilor Cushing, seconded by Councilor Hughes to authorize the Town Manager to sign the agreement on behalf of the Town. Unanimous Vote

b. SALT BID 2010/2011 – INFRASTRUCTURE COMMITTEE RECOMMENDATION

Councilor Shakespeare reported that the Infrastructure Committee had reviewed bids for winter salt for the Public Works Department and recommended that the low bid from Harcros for \$63.42 per ton be accepted.

Motion by Councilor Shakespeare, seconded by Councilor Brann to accept the low bid for salt from Harcros for \$63.42 per ton. Unanimous vote.

c. POOL AIR HANDLING SYSTEM – INFRASTRUCTURE COMMITTEE RECOMMENDATION

Councilor Shakespeare reported that the Infrastructure Committee had heard a presentation by the Pool Director and Mechanical Services indicating that the current system is in very poor condition and describing several options for repair or replacement. The Finance Committee further discussed this issue and recommended securing the services of an experienced engineer for evaluation and recommendations.

Motion by Councilor Shakespeare to authorize the Town Manager to issue an RFP for engineering services for evaluation of the air handling system at the Lura Hoit Pool with the cost being paid by the Pool Trust Fund. Unanimous vote.

d. REPLACEMENT COMMITTEE MEMBERS –
INFRASTRUCTURE AND FINANCE COMMITTEES

Councilor Brann will serve as replacement for Councilor Flavin on the Infrastructure Committee, Councilor Lawlis will replace Councilor Flavin on the Finance Committee and Councilor Hughes will replace Councilor Flavin on the Committee on Committees.

e. FIRE TRUCK BID RESULTS – FINANCE COMMITTEE
RECOMMENDATION

The Finance Committee reviewed the bids received for the old tanker truck and recommended that it be awarded to the high bidder, James Smith for the bid of \$3,510.

Motion by Councilor Brann, seconded by Councilor Shakespeare to sell the old tanker truck to the high bidder, James Smith, for the bid of \$3,510. Unanimous vote.

4. NEW BUSINESS

a. BERM REMOVAL – PINE TREE LANDFILL

The Town Manager presented a memo from the Code Enforcement Officer related to the berm in question located along the Pine Tree Property adjacent to Old Coldbrook Road.

Motion by Councilor Cushing, seconded by Councilor Brann to negotiate removal of the berm with the landfill following discussion of this subject with residents on Old Coldbrook Road. Unanimous vote.

b. BOND ANTICIPATION NOTE – MAYO ROAD

Manager Lessard noted that the cost of the Mayo Road reconstruction project is \$1,825,000.00 and the town has been awarded recovery bonds at a very low interest rate to pay for the project. However, those bonds are not available until the bond issue is released at the end of October. Since this project is estimated to be completed by the end of October, the Town has put out a request for a bond anticipation note which would allow borrowing up to \$1,825,000.00 from a banking institution in the event payment needs to be made before the bonds are released. The Town received two bids, one from Bangor Savings Bank and one from Key Bank, on two different time periods; one for 109 days between July 15th and November 1st, when the bond money would be available; and the second is for a full year from July 15, 2010 to July 15, 2011.

Manager Lessard reported that the Finance Committee reviewed and discussed the bids and is recommending that the Council award the bond anticipation note bid to Key Bank for an amount

not to exceed \$1,825,000.00 at a rate of 1.4% interest for the 109 day term, with no prepayment penalties and the ability to withdraw funds in either a lump sum or on an as-needed basis. The anticipation note also carries a requirement for a deposit relationship with Key Bank during the time period that this note will be in effect.

Motion by Councilor Lawlis, seconded by Councilor Brann to support the recommendation of the Finance Committee – unanimous vote in favor.

D. COMMITTEE REPORTS

Councilor Shakespeare reported on the Infrastructure meeting at the end of June. The Public Works Director reported only one major problem with the Mayo Road project related to a broken phone line. The Committee discussed complaints and concerns with run down properties at the corner of Kennebec Road and 1A and the corner of 1A and Western Avenue and it was the consensus of the Committee that we should work cooperatively with the owners to try and see their condition improved. The Committee also discussed a request from Habitat for Humanity for a land donation, and while it determined that the Town did not have land available for this purpose, suggested that this item be advertised in the next edition of Hampden Highlights. The Committee also considered a request from the Public Works Director to institute a 5 year construction moratorium on Mayo Road once it has been rebuilt. No action was taken on that request.

Councilor Lawlis reported that the Services Committee had not met since the last Council meeting but that the subcommittees had been active. The Tree Board has done replanting at the pool playground and are proposing changes to the Tree Ordinance regarding utility tree removal practices.

Councilor Hughes reported that the Planning and Development Committee would be meeting on August 3 to discuss the marina project, shoreland zoning, and the Hampden Academy re-use project

Finance Committee – The Finance Committee activity has been reported during the course of the meeting since all of its actions were recommendations for Council action.

E. MANAGER'S REPORT

A copy of the Manager's Report is attached hereto.

F. COUNCILOR'S COMMENTS

Councilor Cushing asked for an inventory of town-owned open space and also reiterated his request for a date for a strategic planning session to be held by the

Council looking at long term revenue and expense considerations. He also had discussions with some members of the VFW about their desire to form a parade group that would take over the Memorial Day Parade.

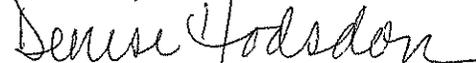
Councilor Lawlis reported that the Town Pool and the Town Library are great places to go to beat the heat this summer

Councilor Shakespeare thanked the Town Manager and the Town Council for condolences on the loss of his father.

Mayor Arnett remarked on what a wonderful area the park and playground by the Town pool was. He also reminded the Council that the Garden Club Tour in Hampden would be held in two weeks.

G. ADJOURNMENT

There being no further business, the meeting was adjourned at 7:43 p.m.


Denise Hodsdon
Town Clerk

TOWN COUNCIL MINUTES**July 26, 2010**

The regularly scheduled meeting of the Hampden Town Council was held on Monday, July 26, 2010. The meeting was held at the municipal building council chambers and was called to order by Deputy Mayor Cushing at 7:00 p.m.

Attendance: Councilors: Andre Cushing, Thomas Brann, William Shakespeare, Jean Lawlis, and Janet Hughes; Mayor Arnett was excused.

Town Manager: Susan Lessard

Town Counsel: Thomas Russell

Department Heads/Staff: Kurt Mathies, Recreation Director

SAD #22 Representatives Rick Lyons, Emil Genest, Martha Harris, Tim Pease, Peter Buzzini, Jon Henry

WBRC Personnel Mike Pullen, Ray Bolduc, Jeff Davis

Town appointed Building Committee Representatives Kathy Walker and Norm Prouty

Shelby Wright, Steve Eyles

A. CONSENT AGENDA

Motion by Councilor Hughes, seconded by Councilor Shakespeare to accept the consent agenda. Unanimous vote.

B. PUBLIC COMMENTS**1. HAMPDEN ACADEMY BUILDING PROJECT**

SAD #22 Superintendent Rick Lyons introduced School Board members and WBRC representatives and outlined the presentation to be made. Mike Pullen of WBRC outlined work done as part of Phase I of the project and indicated that it was nearing completion. Ray Bolduc of WBRC gave a further overview of the site work and infrastructure work done as part of Phase I and discussed the Phase 2 portion of the project which started in June including the utilities installation, geothermal wells installation, and the construction of the 'footprint' of the building. The contractor selected for Phase 2 is J & J Contractors with a low bid of \$28.4 million. Final completion is scheduled for June of 2012.

SAD #22 has information related to the construction project on their website and is setting up a webcam that can be viewed by going to www.sad22.us and clicking on Building Project. Bernie Littlefield will be the archivist for the project.

The bids received for the construction have resulted in \$4.5 million dollars 'left on the table', \$2 million of which have been approved by the State Department of Education for additional projects not included in the budget.

The School representatives welcome questions from the Council and the public at any time and will be happy to come back and update the Council as construction progresses.

A copy of the maps and presentation is attached to and made part of the minutes.

C. POLICY AGENDA

- 1. PUBLIC HEARINGS - None**
- 2. NOMINATIONS-APPOINTMENTS-ELECTIONS - None**
- 3. UNFINISHED BUSINESS –**

a. SCHOOL BOARD RESIGNATIONS

- 1. BASIL CLOSSON**
- 2. RICK MOORE**

Rick Moore had indicated a desire to return to his former seat. The Town Attorney notified the Council that Mr. Moore could be appointed to fill the term until November, but that he would have to run for the unexpired term at the next regular election.

Motion by Councilor Brann, seconded by Councilor Hughes to appoint Rick Moore to fill his vacated seat until the Election in November. Unanimous vote.

Motion by Councilor Hughes, seconded by Councilor Brann to refer the question of filling the other school board vacancy to the Services Committee. Unanimous vote.

b. MMA EXECUTIVE COMMITTEE/VP BALLOT

The Council asked the Town Manager for a recommendation on the Vice President position. The Manager explained the procedure followed by the Maine Municipal Association to determine who would be the candidate placed on the ballot for that position. It involves an application and interview process and provides a thorough review of all candidates. The other means of

a candidate getting on the ballot is through the petition process whereby a candidate gets the signatures of municipal officials from five communities. The Manager indicated that she believed that the process set up by the association was one that should be followed and therefore would recommend the candidate, Sophia Wilson of Brownville that had emerged as the nominee from that process.

Motion by Councilor Brann, seconded by Councilor Lawlis to cast the ballot for Vice-President for Sophia Wilson of Brownville. Unanimous vote.

Motion by Councilor Brann, seconded by Councilor Lawlis to cast votes for the three named candidates for the MMA Executive Committee. Unanimous vote.

Motion by Councilor Brann, seconded by Councilor Hughes to designate the Town Manager to sign on behalf of the Council. Unanimous vote.

c. DOG PARK GROUP REQUEST

Kurt Mathies updated the Town Council on the progress of the HOTDOG (Hampden Off-Leash Territory Dog Owners Group) group. They are seeking the Council's blessing to go forward with planning and fundraising. Councilor Lawlis stated that the Services Committee recommends supporting the group.

Councilor Brann stated that he supported the concept with conditions – that the group needs a better name than HOTDOG and it needs a mission statement and goals.

Motion by Councilor Brann, seconded by Councilor Hughes to recommend establishment of a citizen-level committee to pursue the concept of a dog park. Unanimous vote. The Services Committee is charged with working with the group to establish a mission statement and goals and formalize the work that has already been done.

Recreation Director Kurt Mathies asked the Council to consider setting up an account to accept donations from fundraising efforts for this project. He pointed out that in the event that the project did not happen, the funds would be returned to the donors.

Motion by Councilor Brann, seconded by Councilor Lawlis to set up an account to hold funds for development of a dog park, to be under council control until the park is approved and to revisit and review the account on June 1, 2011 – unanimous vote in favor.

d. PROJECT CERTIFICATION – SNOWMOBILE CLUB

Trail master Steve Eyles explained to the Council that the Club needed a letter on Town letterhead certifying the application for regional assistance for snowmobile trail maintenance from the Bureau of Parks and Lands. This application was also made last year and resulted in a substantial amount of money being granted to the Club for trails work.

Motion by Councilor Brann, seconded by Councilor Hughes to certify the project application. Unanimous vote.

Motion by Councilor Brann, seconded by Councilor Hughes to authorize the Town Manager to sign on behalf of the Town. Unanimous vote.

4. NEW BUSINESS

a. PACE ORDINANCE – REFERRAL FOR PUBLIC HEARING

Councilor Hughes introduced the PACE Ordinance for Public Hearing.

Shelby Wright, a representative of the Maine Green Energy Alliance, explained the program and the benefits that would be available to Hampden residents through the Efficiency Maine Trust if the Town adopts the PACE ordinance. Hampden and Old Town are pilot communities in this effort.

b. WORKSHOP – DISCUSSION OF POSSIBLE PARTNERING OPTIONS WITH RSU 22 FOR FORMER HAMPDEN ACADEMY SITE

Postponed until next meeting due to the absence of Mayor Arnett.

Motion by Councilor Lawlis, seconded by Councilor Shakespeare to excuse the Mayor from attendance at the 7/26/2010 meeting. Unanimous vote.

D. COMMITTEE REPORTS

Councilor Shakespeare - The Infrastructure Committee meeting included an update on Mayo Road construction, review of a new streetlight acceptance policy, discussion of tree trimming needed on Emerson Mill Road, review of the truck weight limit pilot project and its future, and the increased water rates proposed by the Hampden Water District.

Councilor Lawlis reported that the Services Committee had been working with a SAD #22 group on a trail project around Reed's Brook on Town owned property.

It will require a memorandum of understanding to be drawn up between SAD #22 and the Town.

E. MANAGER'S REPORT

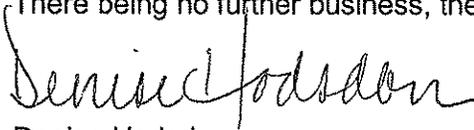
A copy of the Manager's Report is hereto attached.

F. COUNCILOR'S COMMENTS

Councilor Cushing reminded the Council of the Public Hearing on the Water District Rate Increase that is scheduled for 7/29 at 6 p.m. at Reed's Brook Middle School. He also commended the efforts of the local Little League program to host an All-Stars tournament where Hampden resident Dewey Martin was recognized for 23 years of service to that program.

G. ADJOURNMENT

There being no further business, the meeting was adjourned at 9:41 p.m.



Denise Hodsdon
Town Clerk

TOWN COUNCIL MINUTES

August 2, 2010

The regularly scheduled meeting of the Hampden Town Council was held on Monday, August 2, 2010. The meeting was held at the municipal building council chambers and was called to order by Mayor Arnett at 7:00 p.m.

Attendance: Councilors: Mayor Matt Arnett, Andre Cushing, Thomas Brann, William Shakespeare, Jean Lawlis and Janet Hughes

Town Manager: Susan Lessard

Town Counsel: Thomas Russell

Department Heads/Staff: None

A. CONSENT AGENDA

Motion by Councilor Cushing, seconded by Councilor Hughes to accept the Consent Agenda – unanimous vote in favor.

B. PUBLIC COMMENTS

None

C. POLICY AGENDA

1. PUBLIC HEARINGS - None

2. NOMINATIONS-APPOINTMENTS-ELECTIONS - None

3. UNFINISHED BUSINESS - None

4. NEW BUSINESS

- a. APPLICATION FOR RENEWAL OF VICTUALER'S LICENSE RECEIVED FROM HIGHLANDS CORNER MARKET AT 557 KENNEBEC ROAD.

Motion by Councilor Shakespeare, seconded by Councilor Brann to renew the Victualer's license for Highlands Corner Market. Unanimous vote.

b. APPLICATION FOR RENEWAL OF VICTUALER'S LICENSE RECEIVED FROM HAMPDEN COUNTRY CLUB AT 25 THOMAS ROAD.

Motion by Councilor Shakespeare, seconded by Councilor Brann to renew the Victualer's License for Hampden Country Club. Unanimous vote.

c. SEWER COMMITMENT – 2ND QUARTER 2010

Motion by Councilor Cushing, seconded by Councilor Hughes to commit sewer charges for the 2nd quarter of 2010. Unanimous vote.

d. REQUEST FROM RLE PROPERTY MANAGEMENT REGARDING AMENDMENT TO MOBILE HOME PARK ORDINANCE – REFERRAL TO PLANNING AND DEVELOPMENT COMMITTEE

Councilor Hughes referred this item to the Planning and Development Committee for consideration.

e. URIP FUNDS ACCEPTANCE - MDOT – 2010-2011

Motion by Councilor Brann, seconded by Councilor Cushing to accept 2010/2011 URIP funds in the amount of \$72,855 from the State of Maine for town road improvements and to authorize the Town Manager to sign the acceptance document on behalf of the Council. Unanimous vote

F. DISCUSSION OF POSSIBLE PARTNERING OPTIONS WITH RSU #22 FOR FORMER HAMPDEN ACADEMY SITE

Mayor Arnett read a statement of opening remarks (copy attached) and then opened the floor to Councilors for thoughts and comments.

Councilor Lawlis stated that she believed that Newburgh and Winterport citizens should be involved as well and questioned what the Comprehensive Plan envisioned for that portion of town. She believes that this process should be inclusive since both the Towns and the School are in this together.

Councilor Brann responded that the Comprehensive Planning process envisioned that area of Town as the community center but that there is no detail as to what that means in the plan. He also indicated that while he believed SAD #22 did a great job with education, he is concerned at the apparent desire to expand that role in a way that may negatively impact local K – 12 education. He also is concerned that the rationale for the new school involved serious safety concerns with the old site

Introductory remarks on HA Reuse Action by SAD22 Board of Directors

At a recent meeting the Board of Directors of SAD22 voted to retain the current buildings and property of Hampden Academy after the students, faculty and all regular high school activities are shifted to the new, \$52 million dollar facility currently under construction and scheduled to open in September 2012.

When an existing school building is closed as a result of building a new school to replace it, the usual and customary procedure in Maine is for the school district to transfer the property to the town where it exists. This provision of law recognizes that the host community has provided numerous public services to the school at no cost to the school or to its partner communities. It also recognizes that because schools are exempt from property taxes the host community has been denied tax revenues from the property that would have otherwise been taxable.

We believe the usual and customary procedure for school closings should be followed here in Hampden.

The brief explanation for the District's decision to retain the property for educational use is that the property may be needed for future expansions or for an expanded educational mission, possibly the creation of a Magnet High School, or for possible regional educational activities, such as an innovation program.

We do not believe, once the new high school is complete, that additional expansion of educational capacity will be needed for many years. Nor do we believe that there are other urgent educational opportunities needed by our students that can't be met in the new high school and other existing school buildings.

What the Town of Hampden and the District taxpayers need now is a plan that facilitates the transformation of the current Academy property into a vital and attractive town center—a mix of residential, commercial, and public uses that will create retail and commercial jobs, add to the tax base which supports the schools, and makes Hampden an even more desirable place to buy a home and bring a business. We have a once in a lifetime opportunity to shape the future of the town and we need the help of the SAD22 Board of Director to turn that opportunity into reality.

The creation of a mixed-use town center was a very strong theme of the public input in the Re-Use Visioning Forum held on January 29, 2008. It continued to be an important element in the deliberations and suggestions of the District's Re-Use Planning Committee. The District's architects produced dozens of land use designs and architectural rendering of just such a redevelopment of the Academy property.

The town of Hampden has bent over backwards to help the school district create the new high school; now it's time for the school district to help the town create a new town center. The town relinquished a long-standing desire to create a local road crossing four-mile square as an extension of Route 202. The town facilitated the acquisition of the

crucial entryway to the new school from the Department of Transportation. The town turned on a dime to alter building code restrictions to allow a design modification for the performing arts center to reach 45 feet in elevation. The town has agreed to dedicate 45 acres of its property to provide wetlands mitigation required of the school district to offset wetlands loss caused by the new construction. And the town, at the behest of Principal Ruey Yehle and Athletic Director David Shapiro is prepared to make 17 acres of its property adjacent to the new high school available for the development of a cross-country track and ski course to be jointly used by the school athletic program and by local residents. We do this gladly as partners in civic and educational development. We need the School District to reciprocate and be good partners in the further development of the town of Hampden.

The Town applauds and supports the District's efforts to create excellence in our schools. But we do not think that an expanded educational mission requiring the retention of buildings and properties with attendant operational expenses that will have to be born by local and state taxpayers is the right course of action. The only magnet school in Maine is located at Limestone. It is chartered as a state run institution. It has produced excellent education results for its 104 in-state and out-of-state students. The full cost per student of this program, however, exceeds \$30,000 per year. All current projections suggest that major cuts to all public programs including education will be needed to close a projected \$1 Billion gap in the state budget. Is the legislature likely to be interested in increasing its educational obligations by acquiring, renovating and operating an additional magnet school and doing it in Hampden where it is currently investing more than \$44 million for a state of the art public high school?

The other suggestion we have heard is for the District to use the old buildings for a regional program in innovation. If our students need a more creative approach to innovation can't that be accomplished thru modification of curriculum, reshaping teaching strategies, and providing additional training to our current teaching staff? Is the retention and probable renovation of old buildings really the answer?

There are those who believe that if the usual and customary procedure of transferring ownership of the Academy property were followed, it would be unfair to our partner towns of Winterport and Newburgh who have also paid taxes in support of Hampden Academy. I will say for myself, that if the school being replaced was in Winterport or Newburgh I would fully support the transfer of that property to the town in which it is located and leave the decision about what to do with the property to the citizens of that community. Why should a District committee or Board of Directors be making that decision? Why should Hampden representatives be involved in redesigning Winterport? Or Winterport or Newburgh representatives be involved in redesigning Hampden?

Others have argued that the current academy property has been owned by the school district for over 200 years and it should continue to own it for another 200 years. In fact SAD22 did not even exist for the first 160 years of that time; the property was acquired by a grant to the Town of Hampden by the Great and General Court of Massachusetts and was supported exclusively by the citizens and Academy Foundation of the town of

Hampden for 160 years. Furthermore the expenses associated with acquiring additional lands and buildings since the District was formed in 1962 have been paid largely by the state department of education not the towns. What the taxpayers in Winterport and Newburgh, as well as those in Hampden have received from their tax payments is the fine education that their children have received, which I would argue is a full and fair return on their investments.

We do not believe that the majority of citizens in Winterport and Newburgh would oppose the usual and customary transfer of school property in Hampden to the town of Hampden just as we would support transfers of school properties in their communities to their towns. But we are fully prepared to listen to their concerns and seek accommodation with what all can agree is just and fair. And, were it to be the case that the result of the transfer of school property in Hampden to the Town of Hampden resulted, thru redevelopment, in a net profit to the Town of Hampden we would be willing to consider sharing the net profit with the towns of Winterport and Newburgh.

What we fear most is that the retention of the property by the School District will result in largely vacant buildings with attendant costs for upkeep, maintenance and utilities to preserve the current condition of the buildings. Under the most optimistic scenario, given the current economic conditions, the buildings are likely to be vacant for a minimum 2 years; that could easily stretch into 5 years or more.

One way to deal with vacant building is to fill them with programs that add to the tax burden of local residents and businesses. Another way is to redevelop them into an innovative, mixed use town center which will add jobs, services, tax base, and appeal to our town. We call upon the Board of Directors to open the door to this opportunity. Work with us so that the hopes and dreams of a bright future for our town can be realized. We supported your hopes and dreams over the past three years; please support our hopes and dreams now.

and the lack of ability to configure it in such a way as to suit educational needs.

Councilor Cushing reminded the Council of the lengthy visioning process for that site already conducted by SAD #22, and the safety concerns cited as part of the rationale for moving the school off the site. He also cited cost factors that would have to be absorbed by the District for the maintenance and retention of the facilities and stated that while the District has the right as the current property owner to make decisions regarding the site – the Town Council has a responsibility to the taxpayers to ask questions.

Councilor Shakespeare deemed this a wait and see situation and his biggest fear is that it will become a financial negative to the district and the taxpayers.

Councilor Hughes is concerned about the schedule related to the re-use planning and that it may be too long a timetable to allow enough time to be ready when the new academy opens to move forward expeditiously to keep ongoing expenses at the old site to a minimum. She is also concerned about the burden on the taxpayers for the cost of redeveloping the site including demolition costs.

The Town Manager indicated that SAD 22 was willing to discuss partnering possibilities with the Town but that it would be appropriate to include Winterport and Newburgh in those discussions as well.

Mayor Arnett suggested use of the next edition of Hampden Highlights as an opportunity to lay out what is discussed as part of tonight's meeting and the results of the meeting with Winterport and Newburgh municipal officials as well.

D. COMMITTEE REPORTS

Councilor Cushing - The next meeting of the Communications Committee is 8/11/2010 at 6:30 p.m. at the Town Office.

Councilor Hughes – The Planning and Development Committee will meet at 6 p.m. on Wednesday, August 4th.

Finance Committee – The Town Manager reported that minutes from the previous meeting were approved, warrants for payment of bills were signed, and that she attended the public hearing related to the Water District Rate Increase.

E. MANAGER'S REPORT

A copy of the Manager's Report is attached hereto.

Additional Items:

1. Nomination papers will be available Wednesday, August 4th.

F. COUNCILOR'S COMMENTS

Councilor Cushing reported that he would like to tape the employee picnic this year.

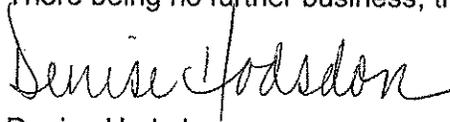
Councilor Lawlis reported that the Dog Park committee was reviewing regulations for a dog park.

Councilor Shakespeare noted that it was nice to have the Mayor back since he was absent at the last meeting.

Mayor Arnett was pleased to see the cost savings related to the reduction in fuel usage at the pool due to the new boilers. He also noted that Hampden is a leading community in Maine in the Maine Green Energy Alliance, that Shelby Wright is the local coordinator for the program and that he believed that it would provide many positive opportunities for the Town and its residents.

G. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:28 p.m.



Denise Hodsdon
Town Clerk

TOWN COUNCIL MINUTES

August 16, 2010

The regularly scheduled meeting of the Hampden Town Council was held on Monday, August 16, 2010. The meeting was held at the municipal building council chambers and was called to order by Mayor Arnett at 7:00 p.m.

Attendance: Councilors: Mayor Matt Arnett, Andre Cushing, Thomas Brann, William Shakespeare, Jean Lawlis and Janet Hughes

Town Manager: Susan Lessard

Town Counsel: Thomas Russell

Department Heads/Staff: Planner Robert Osborne

A. CONSENT AGENDA

Motion by Councilor Cushing, seconded by Councilor Hughes to accept the Consent Agenda – unanimous vote in favor.

B. PUBLIC COMMENTS

None

C. POLICY AGENDA

1. PUBLIC HEARINGS

a. ADOPTION OF PROPOSED PROPERTY ASSESSED CLEAN ENERGY (PACE) ORDINANCE

Planner Robert Osborne explained the program and stated that Town Attorney Russell had reviewed the proposed contract and would like to see some minor changes/clarifications but that these would not impact the adoption of the ordinance. The Public Hearing was opened by Mayor Arnett. No one spoke in favor, opposition, or neither-for-nor-against.

Motion by Councilor Cushing, seconded by Councilor Lawlis to add the normal ordinance preamble required by the Town Charter to the PACE Ordinance. Unanimous Vote

Motion by Councilor Hughes, seconded by Councilor Brann to adopt the PACE Ordinance as amended. Unanimous vote.

2. NOMINATIONS-APPOINTMENTS-ELECTIONS

a. NOMINATION PETITIONS AVAILABLE - DUE DATE SEPTEMBER 2, 2010

Town Clerk Denise Hodsdon reminded the Council of the following vacancies for local offices and that nomination papers were available for all:

Council Seat – 1 seat for one unexpired term
School Board – 2 seats for 3 year terms and 2 seats for two unexpired terms
Water District – 1 seat for a 5 year term

3. UNFINISHED BUSINESS

a. TREE BOARD VISION FOR DOROTHEA DIX PARK

Councilor Lawlis reported that both the Tree Board and Friends of Dorothea Dix Park members were comfortable with the vision presented.

Motion by Councilor Lawlis, seconded by Councilor Hughes to support the vision statement coming from the Tree Board. Motion withdrawn.

Councilor Brann proposed a friendly amendment to adopt the Tree Board Vision. Motion by Councilor Lawlis, seconded by Councilor Hughes that the Town Council adopt the Tree Board Vision Statement for Dorothea Dix Park.

Discussion: Councilor Cushing expressed the concern that the term "maintain high quality areas of the park" may obligate the Town in some fiscal way in the future.

Councilor Brann likes the first paragraph of the vision statement but not the second and third paragraphs.

The Town Manager stated that the Council needed to provide additional direction if this was returned to the Committee because they had been assigned this task once and had returned the language presented.

Vote on the motion:

Councilor Hughes, Councilor Lawlis, Councilor Cushing, Mayor Arnett – yes

Councilor Brann – No

Councilor Shakespeare – Abstained

Motion carried.

Motion by Councilor Hughes, seconded by Councilor Lawlis to change the name of the statement from the Tree Board Vision for Dorothea Dix Park to the Vision for Dorothea Dix Park. Unanimous vote.

4. NEW BUSINESS

a. APPLICATIONS FOR RENEWAL OF OUTDOOR WOOD-BURNING FURANCE LICENSES

1. Richard Golding
2. Rodney Stanhope
3. Scott Stanhope
4. Gary Thibodeau

Motion by Councilor Brann, seconded by Councilor Hughes to act on all four applications as a whole. Unanimous vote.

Motion by Councilor Brann, seconded by Councilor Shakespeare to approve all four renewals. Unanimous vote.

b. SET MIL RATE – 2010/2011 TAX YEAR

The Town Manager reported that the proposed mil rate was the same as for the prior year at \$15.90 per thousand. However, despite holding the mil rate stable, people with Homestead Exemptions would see a \$47.70 increase due to the reduction by the State in the value of the Homestead Exemption for the 2010/2011 year.

Motion by Councilor Cushing, seconded by Councilor Hughes to set the mil rate at \$15.90 per thousand for the 2010/2011 year. Unanimous vote.

c. COMMUNICATIONS COMMITTEE RECOMMENDATION – PURCHASE OF DIGITAL EQUIPMENT FOR CABLE TV (AGENDA ITEM ADDED)

Motion by Councilor Brann seconded by Councilor Cushing to set aside the rules for the purpose of adding an item to the agenda. Unanimous vote.

Motion by Councilor Cushing, seconded by Councilor Hughes to add an item to the agenda (C-4-c – Communications Committee Recommendation for the purchase of Digital Cable Television Equipment). Unanimous vote.

Councilor Cushing reported that the Communications Committee recommends that the Council approve Option 2 of the two options submitted by Access AV for purchase of digital equipment for the cable TV operation in the amount of \$12,164. This will give access to the Town's television programming to people who do not have Cable TV, will reduce the time it takes to produce shows, and will improve viewing quality. The Committee recommends waiving bid procedure and awarding this to Access AV since they are the vendor that is recommended by the New England School of Communication and the vendor that the Town has worked with successfully in the past. Councilor Cushing stated that funding for the purchase would come from Cable TV reserve and from the Penobscot Cable Consortium fund for equipment for individual communities.

Motion by Councilor Cushing, seconded by Councilor Brann to accept the report of the Communications Committee. Unanimous vote.

Motion by Councilor Cushing to waive bid procedure and award the bid for digital equipment to Access AV in the amount of \$12,164. Unanimous vote.

Motion by Councilor Cushing, seconded by Councilor Brann to expend funds not to exceed \$12,164 for the purpose of purchasing, installing, and receiving training on digital broadcasting equipment with funding to come from Cable TV reserve and the Penobscot Cable Consortium Equipment Fund. Unanimous vote.

D. COMMITTEE REPORTS

Councilor Shakespeare – The Infrastructure Committee will meet Monday (8/30/2010) at 6 p.m.

Councilor Hughes – The Planning and Development Committee has been working on a variety of projects including the marina environmental work, the final report of the BEAR project, the Harbor, PACE and marijuana cultivation ordinances, expansion of zoning to allow larger childcare businesses, and the Business Park and TIF's.

Finance Committee – The Town Manager reported that the Finance Committee discussed the Hampden Water District rate increase proposal, the council's possible meeting on 9/14 with SAD #22, Winterport, and Newburgh about the issue of reuse of the old Hampden Academy property, and the idea of a strategic planning session for the Council with outside facilitation.

E. MANAGER'S REPORT

A copy of the Manager's Report is attached.

Additional Items:

It is our goal to get tax bills sent out by next week now that the Council has set the mil rate.

A reminder that our next meeting is on Tuesday, September 7th because of the Labor Day Holiday.

The Edythe Dyer Library has been granted \$25,000 for a new circulation desk system.

F. COUNCILOR'S COMMENTS

Councilor Hughes informed the Council and viewing audience that the PACE ordinance allows residents to access loan funds through Efficiency Maine that would not be possible if the Town did not have the ordinance. It also connects the Town with the Maine Green Energy Alliance who is helping residents with energy efficiency evaluation of their properties. Persons should contact Shelby Wright for more information.

Mayor Arnett reminded Councilors that there would be meetings on 8/19 and 8/30 from 6-7:30 p.m. in the Community Room for persons interested in learning more about the PACE ordinance and the Maine Green Energy Alliance. He also noted the excellent job done by the Recreation Department for this year's Kid's Kamp Luncheon held at Reed's Brook. He commended GIS/IT Specialist Gretchen Heldmann for the report done on cost savings realized by the renegotiation of the copier contracts for the Town.

Councilor Cushing reminded Councilors that this coming Saturday was Children's Day.

G. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:19 p.m.



Denise Hodsdon
Town Clerk

TOWN COUNCIL MINUTES**September 7, 2010**

The regularly scheduled meeting of the Hampden Town Council was held on Tuesday, September 7, 2010. The meeting was held at the municipal building council chambers and was called to order by Mayor Arnett at 7:00 p.m.

Attendance: Councilors: Mayor Matt Arnett, Andre Cushing, Thomas Brann, William Shakespeare, Jean Lawlis and Janet Hughes

Town Manager: Susan Lessard

Town Counsel: Thomas Russell

Department Heads/Staff: None

Eric McVay – Cottage Street Resident

A. CONSENT AGENDA

Motion by Councilor Cushing, seconded by Councilor Lawlis to accept the Consent Agenda – unanimous vote in favor.

B. PUBLIC COMMENTS

Eric McVay of 23 Cottage Street urged the Council to support Saturday bus service in Hampden due to the high cost of taxis, and because people depend on the bus to do errands. Mayor Arnett informed Mr. McVay that the matter had been assigned to the Services Committee for further consideration. Councilor Hughes informed the Council that Main Road North resident Joyce Rankin had presented a list of 34 people who are interested in Saturday bus service. The Town Manager explained that this matter would be reviewed in Committee and that a decision regarding funding would be made during the next budget process.

C. POLICY AGENDA**1. PUBLIC HEARINGS****A. APPLICATION FOR RENEWAL OF VICTUALER'S LICENSE RECEIVED FROM BLUE SKY ENTERPRISES, LLC D/B/A HAMPDEN NATURAL FOODS AT 281 WESTERN AVENUE**

The public hearing was opened by Mayor Arnett. Eric McVay spoke in support of the application. There was no opposition to the application voiced nor was there any neither-for-nor-against information presented. The public hearing was closed. Motion by

Councilor Brann, seconded by Councilor Cushing to grant the license. Unanimous vote.

2. NOMINATIONS-APPOINTMENTS-ELECTIONS

None

3. UNFINISHED BUSINESS

a. NEW STREETLIGHT REQUEST POLICY – INFRASTRUCTURE COMMITTEE RECOMMENDATION

Motion by Councilor Shakespeare, seconded by Councilor Cushing to adopt the New Streetlight Request Policy as presented. Unanimous vote.

b. RESOLUTION SUPPORTING EXTENSION OF PILOT TRUCK WEIGHT INCREASE – INFRASTRUCTURE COMMITTEE RECOMMENDATION

Councilor Shakespeare reported that the Infrastructure Committee had reviewed the information regarding the extension of the pilot program for truck weight increases on the interstate system north of Augusta and was in support of its continuation. Motion by Councilor Shakespeare, seconded by Councilor Cushing to support the resolution presented and forward it to our Congressional delegation. Unanimous vote.

c. WESTERN AVENUE SIDEWALK GRANT APPLICATION – INFRASTRUCTURE COMMITTEE RECOMMENDATION

Councilor Shakespeare reported that the Infrastructure Committee had reviewed the grant application options for a sidewalk on Western Avenue. The Committee supported the grant application for the entire length from the intersection of Route 202 to Mayo Road on the 'inside' of Western Avenue. Since that is a very expensive project to fund through grants, they also supported the continuation of the sidewalk on Western Avenue from where it currently ends to Mayo Road – with the caveat that the remainder of the sidewalk be constructed on the inside of Western Avenue with a crossing at the end of the current sidewalk to avoid creating pedestrian crossings right at Mayo Road. Motion by Councilor Shakespeare, seconded by Councilor Brann to apply for the grants as recommended by the Infrastructure Committee. Unanimous vote

d. BID RESULTS – MUNICIPAL BUILDING BOILERS – FINANCE COMMITTEE RECOMMENDATION

The Finance Committee reviewed bids and recommended acceptance of the low bid of \$71,600 from Industrial Heating and

Piping Company. Motion by Councilor Brann, seconded by Councilor Cushing. Unanimous vote.

4. NEW BUSINESS - NONE

D. COMMITTEE REPORTS

Councilor Shakespeare – Reported that the Infrastructure Committee had discussed the “Vote the Cockroaches Out” sign on Western Avenue because of complaints received from people driving on Western Avenue. The subject has been researched by the Public Safety Director and the Code Officer and the sign falls within the bounds of what is considered to constitute freedom of speech.

Councilor Lawlis – The Services Committee will meet on September 13 at 6 p.m.

Councilor Brann – The State Planning Office sent a letter indicating that the Town’s Comprehensive Plan was complete and consistent. It is introduced for Public Hearing at the next Council Meeting. Councilor Brann also referred the zoning ordinance day care provision amendments to the Planning Board for review.

Councilor Cushing – Updated the Council on the status of the project to upgrade the cable TV equipment to digital. The Communications Committee has initiated purchase of the necessary equipment.

Councilor Hughes – The Planning and Development Committee has been working on a number of issues including zoning for accessory structures, and Medical Marijuana licensing. There will be a special meeting of Planning and Development on September 15th at 6 p.m. to meet with the Consultants regarding the BEAR report.

Finance Committee – The Town Manager reported that the Finance Committee had discussed Municipal Building boiler bids, the SAD #22 Re-use, Saturday Bus Service with Mrs. Rankin, the acceptance of credit and debit cards at the Town Office and why the Town does not offer a discount for pre-payment of taxes.

E. MANAGER’S REPORT

A copy of the Manager’s Report is attached hereto.

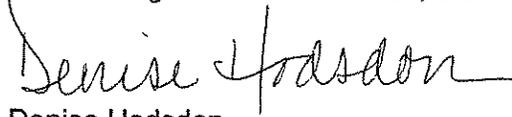
F. COUNCILOR’S COMMENTS

Councilor Cushing noted that the reunion for Hampden Academy Classes of 1937 to 1969 was held the prior weekend and that he had done interviews with alumni for creation of a Hampden Happenings video. He also reported that Forrest Hart is working on a new statue for the new Hampden Academy.

Mayor Arnett reminded the Council that a Special Council Workshop would be held on September 14th at 7 p.m. in Winterport to discuss a municipal response to SAD #22's decision to retain the old Hampden Academy property

G. ADJOURNMENT

There being no further business, the meeting was adjourned at 7:54 p.m.

A handwritten signature in cursive script that reads "Denise Hodsdon". The signature is written in black ink and is positioned above the printed name and title.

Denise Hodsdon
Town Clerk

Maine School Administrative District No. 22

24 Main Road North • Hampden, Maine 04444 • Phone (207) 862-3255 • Fax (207) 862-2789

A-3-a

October 29, 2010

EMIL P. GENEST
Assistant Superintendent
for Business
egenest@sad22.us

Janet Hughes
Hampden Town Councilor
Hampden Town Office
106 Western Avenue
Hampden, ME 04444

Dear Councilor Hughes:

Per your request, SAD #22 asked Maine Department of Education (MDOE) officials to fund an off-site sidewalk located in front of Maine Savings Bank and Roe Village.

In summary, MDOE, as stated in the attached correspondence, will not fund our request.

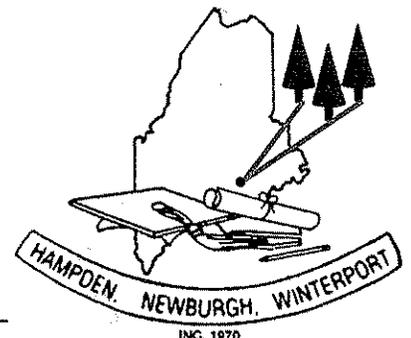
Please call me if you have any further questions.

Sincerely,



Emil P. Genest
Assistant Superintendent

cc: Richard Lyons, Superintendent
Tim Pease, Board Chair
Sue Lessard, Hampden Town Manager
Ray Bolduc, WBRC
Jeff Davis, WBRC
Representative Andre Cushing



Maine School Administrative District No. 22

24 Main Road North • Hampden, Maine 04444 • Phone (207) 862-3255 • Fax (207) 862-2789

October 29, 2010

The Honorable Andre Cushing, III
House of Representatives
2 State House Station
Augusta, ME 04333

RICHARD A. LYONS
Superintendent of Schools
rlyons@sad22.us

EMIL P. GENEST
Assistant Superintendent
for Business
egenest@sad22.us

Dear Representative Cushing:

Per your request, SAD #22 asked Maine Department of Education (MDOE) officials to fund an off-site sidewalk located in front of Maine Savings Bank and Roe Village.

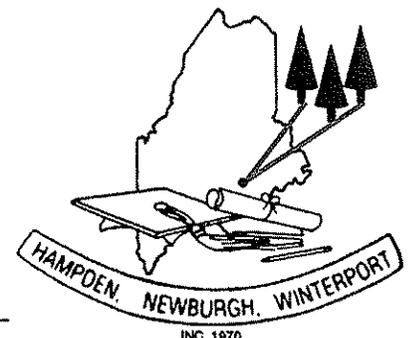
In summary, MDOE, as stated in the attached correspondence, will not fund our request.

Please call me if you have any further questions.

Sincerely,


Emil P. Genest
Assistant Superintendent

cc: Richard Lyons, Superintendent
Tim Pease, Board Chair
Sue Lessard, Hampden Town Manager
Ray Bolduc, WBRC
Jeff Davis, WBRC
Town Councilor, Janet Hughes





JOHN ELIAS BALDACCI
GOVERNOR

STATE OF MAINE
DEPARTMENT OF EDUCATION
23 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0023

ANGELA FAHERTY, Ph.D.
COMMISSIONER

October 26, 2010

RECEIVED
OCT 27 2010
SUPT. OFFICE

Richard A. Lyons, Superintendent
RSU #22 / MSAD #22
24 Maine Road North
Hampden, ME 04444

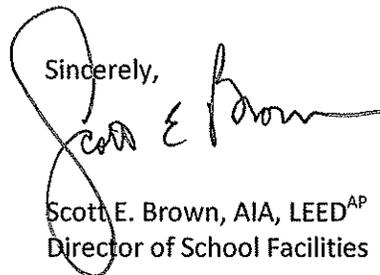
Dear Supt. Lyons:

At our October 21, 2010, meeting here in Augusta, an off-site sidewalk was briefly discussed. Over the last 50 plus Major Capital School Construction projects, this issue has come up a number of times. We have consistently approved sidewalks that are on the school site and we have consistently refused funding for sidewalks off site. One of the basic reasons for the State not funding off-site sidewalks is the limitless potential of the project. Many schools are a mile or more from the community center thus sidewalk projects could become extremely expensive taking resources from the educational facility under construction.

I regret that we cannot assist in this project; however to do so would establish a precedent that we could not maintain and one of our basic tenets is to remain consistent from project to project.

We wish you continued good luck with the project, and we will continue to assist and support you at every opportunity.

Sincerely,



Scott E. Brown, AIA, LEED^{AP}
Director of School Facilities

SEB:klb



PO Box 8180
Portland, ME 04104

A-3-b

Dear Town/City Manager,

I am writing to you as part of our ongoing efforts to keep you apprised of developments affecting Time Warner Cable customers in your community.

Time Warner Cable's agreements with programmers and broadcasters to carry their services and stations routinely expire from time to time. We are usually able to obtain renewals or extensions of such agreements, but in order to comply with applicable regulations, we must inform you when an agreement is about to expire. The agreements with the programmers/broadcasters on the attached list are due to expire soon and we may be required to cease carriage of one or more of these services/stations in the near future. Conversely, there are also times when we will include the addition of new channels within these ads.

Again, this is a routine notice and we are confident agreements will be reached with these networks. Enclosed is a copy of the ad that will run in the local daily paper; the notice can also be found on our website at: <http://www.timewarnercable.com/newengland/support/policies/channelchange.html>

These ads are placed in the first and third Wednesday of each month. This information is also located on the back of the customer bill.

Please do not hesitate to contact us if you have any questions.

Sincerely,

Melinda Poore
Melinda.poore@twcable.com
Ph: (207)253-2217

Mike Edgecomb
Michael.edgecomb@twcable.com
Ph: (207) 594-2249 x2181

Shelley Winchenbach
Shelley.winchenbach@twcable.com
Ph: (207) 594-2249 x2177

CABLE

HIGH-SPEED ONLINE

DIGITAL PHONE

Time Warner Cable - New England Division's agreements with programmers and broadcasters to carry their services and stations routinely expire from time to time. We are usually able to obtain renewals or extensions of such agreements, but in order to comply with applicable regulations, we must inform you when an agreement is about to expire. The following agreements are due to expire soon, and we may be required to cease carriage of one or more of these services/stations in the near future.

BBC America	Golf Channel	Starz Edge HD
Current TV	I-LIFE (Inspiration Networks)	Starz In Black
E!	Indie Plex	Starz Kids & Family
Erotic Pleasure Networks	Lifetime	Starz Kids & Family HD
Encore	Movie Plex	Style
Encore Action	NHL	TruTV
Encore HD	Retro Plex	Weather Channel
Encore Love	Sprout	Weather Channel HD
Encore Mystery	Starz!	WBGR
Encore WAM	Starz Cinema	WFFF
Encore Westerns	Starz Comedy	WGME
Fox Reality	Starz Comedy HD	WPFO
FUSE	Starz Edge	WVNY

Please note, some channels listed may not be available in your service area. Please consult for local listings for more details at www.timewarnercable.com/northeast.

The following programming changes are scheduled to take place:

Discovery Kids will become "The Hub" effective October 10, 2010

Effective November 9, 2010, Primetime On-Demand will no longer be available to Basic customers with a set top box (subscription to Standard or Digital service required).

Primetime On-Demand HD will launch throughout our service area later this fall.

ESPN Classic is moving from our Standard or Digital service level to our Time Warner Cable Sports pass Tier. Subscription to the Sports pass Tier is required for access to ESPN Classic programming.

Important programming information for our customers in Aroostook County:

BET will be added to Standard service tier The following channels will be added to Digital service tier: Disney 2, Family Net, Halogen, MPBN 2, NBC Weather Plus, PBS Create, PBS World, Pentagon Channel, Reelz Channel

The following channels will move from Standard to Digital service tier: NECN, Golf, BBC America, WE

The following channel will move from Standard to Basic service tier: INSP

The following channels will be dropped from Digital service tier: History Channel West

The following channel moves will take place within the same service tier in Aroostook County by the end of November, 2010: Oxygen (71 to 70), CMT (43 to 69), truTV (44 to 68), Animal Planet (68 to 67), History Channel (69 to 45), Food TV (72 to 23), Nat Geo (73 to 61), Versus (74 to 60), SoapNet (75 to 44).

Movie Pass	Chs 183-199 to Chs 235-265	Lifetime Movie Network HD	Ch 569 to Ch 758
Sports Pass	Chs 460-473 to Chs 170-194	MGM HD	Ch 540 to Ch 730
HBO	Chs 200-212 to Chs 201-214	NESN HD	Ch 556 to Ch 773
Showtime	Chs 250-265 to Chs 218-239	Palladia	Ch 552 to Ch 735
The Movie Channel	Chs 231-234 to Chs 266-269	PBS HD	Ch 510 to Ch 712
Starz	Chs 270-278 to Chs 241-247	RFD HD	Ch 533 to Ch 771
Cinemax	Chs 220- Chs 231 to Chs 270-279	Showtime HD	Ch 520 to Ch 751
A&E HD	Ch 553 to Ch 740	Smithsonian HD	Ch 532 to Ch 770
CBS HD	Ch 508 to Ch 705	Starz HD	Ch 525 to Ch 752
Cinemax HD	Ch 502 to Ch 753	TBS HD	Ch 558 to Ch 780
CNN HD	Ch 560 to Ch 760	TNT HD	Ch 551 to Ch 745
Comcast SportsNet HD	Ch 557 to Ch 779	Universal HD	Ch 535 to Ch 777
ESPN HD	Ch 554 to Ch 772	Versus HD	Ch 549 to Ch 749
ESPN2 HD	Ch 555 to Ch 778	Playboy	Ch 335 to Ch 341
Food HD	Ch 563 to Ch 756	Penthouse	Ch 336 to Ch 342
Golf HD	Ch 530 to Ch 774	TEN	Ch 337 to Ch 343
HBO HD	Ch 500 to Ch 750	Sexsee	Ch 338 to Ch 344
HD Theater	Ch 550 to Ch 776	Vavoom	Ch 339 to Ch 345
HGTV HD	Ch 564 to Ch 757		
History HD	Ch 562 to Ch 755		



Customers can visit our web site at www.timewarnercable.com/northeast to obtain more details on the above notice.

Time Warner Cable, 118 Johnson Road, Portland, Maine 04102



A-3c

MEMORANDUM

TO: MRC Membership
FROM: Greg Louder 
DATE: October 20, 2010
RE: **Regular Meeting of MRC Board of Directors – October 27, 2010**

Upcoming Meeting

Please find enclosed an agenda for the upcoming meeting of the MRC Board of Directors to be held at Eastern Maine Development Corporation on October 27, 2010 starting at **10:00 a.m.** The MRC Board wishes to extend an invitation to all member representatives to attend the upcoming meeting. To assist in our preparation, please contact Greg Louder at 800-339-6389 or 942-6389 if you plan to attend.

What's New

MRC Eyes Web-Site Development to Support Post 2018 Planning Member Outreach

The MRC Board of Directors is considering the development of a new web-site as a new means to provide the MRC membership with routine updates and educational information regarding the post 2018 planning process. The MRC Board is also committed to establishment of new communication avenues for receiving input and feedback from the MRC membership regarding the post 2018 planning process. Therefore, the ability of a new web site to promote interaction between the MRC Board/Staff and the MRC membership will be a critical measure of success.

MRC Board Continues Development of Target Value Step Increase Implementation Plan

The MRC has received survey input from about 70% of the membership regarding potential step increases to the net disposal cost of \$45 per ton in coming years. The input received has instrumental in shaping the development of a draft target value step increase implementation plan. The MRC Board will continue its development and consideration of the draft target value step increase implementation plan at the upcoming meeting.

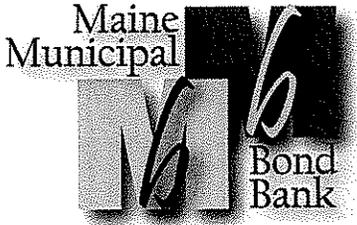
PUBLIC MEETING - PLEASE POST
MUNICIPAL REVIEW COMMITTEE, INC. (MRC)
BOARD OF DIRECTORS MEETING
Eastern Maine Development Corp. 40 Harlow Street, Bangor, Maine
October 27, 2010
10:00 AM
AGENDA

1. 10:00 AM - Call to Order
2. Consideration of Minutes of July 28, 2010 and August 11, 2010 Board of Directors Meetings
3. Consideration of Financial Statement & Bills Payable as of September 30, 2010
4. Consideration of Target Value Step Increase Implementation Plan
5. Fourth Quarter 2010 Tipping Fee Calculation
6. PERC Facility Operations Report – Peter Prata, PERC Plant Manager
7. Charter Municipality Asset Management Report – Custody Account, Tip Fee & Operating Budget Stabilization Funds, LP Interest/Bond Prepayment & 4th Quarter Cash Distribution

Lunch

8. Consideration of Web-site services proposals
9. Administrative Report – Trends in MSW Deliveries, Juniper Ridge Capacity Report, Appeal of Solid Waste Order, DEP Odor Control Rule-Making, Waste-to-Energy Status as Renewable Power, Member Outreach Program for Post 2018 Planning Process, PERC Annual Off-Site Meeting, Slate of Nominees for Annual Election of Directors, 2010 MRC Annual Meeting
10. Consideration of amendment to 2010 MRC Operating Budget
11. Executive Session per 1 M.R.S.A. §405(6) (E) Discussion with legal counsel concerning legal rights and duties related to potential negotiations with the PERC Partners.
12. Adjourn

Members are welcome. Please call ahead 800-339-6389 or 942-6389 if you plan to attend.



127 Community Drive, P.O. Box 2268
Augusta, Maine 04338-2268
<http://www.mmbb.com>

Robert O. Lenna,

4-3-d

October 29, 2010

Ms. Susan Lessard
Town of Hampden
106 Western Avenue
Hampden, Maine 04444

Dear Ms. Lessard:

Pursuant to the vote of the Board of Commissioners of the Maine Bond Bank in the Series Resolution adopted by the Board at their meeting on October 6, 2010, the Town of Hampden was allocated \$1,825,000.00 of authorization to issue Recovery Zone Economic Development Bonds from the Maine Municipal Bond Bank's allocation of such bonds.

Sincerely yours,

A handwritten signature in black ink, appearing to read "R. Lenna". The signature is written in a cursive style and is positioned above the printed name.

Robert O. Lenna
Executive Director

BANGOR REGION PUBLIC HEALTH ADVISORY BOARD
103 Texas Avenue, Bangor, ME 04401

A-3-e

Members:

Nelson Durgin, Chair

Linda Abernethy
Dorothea Dix Psychiatric Center

Shannon Bonsey
Penquis

Rick Bronson
Bangor City Council

Paul Butler
Bangor School Department

Rev. Robert Carlson
Penobscot Community Health Center

Carol Anne Dube
St. Joseph Hospital

Martha Eastman
Pro-Elder Consulting, LCC

Kathy Gillespie
Bangor Y

Dale Hamilton
Community Health & Counseling Services

Robert Holmberg MD, MPA
Norumbega Pediatrics

Deborah Johnson
EMMC

David Proffitt
Acadia Hospital

Richard Lyons
MSAD #22

Dennis Marble
Bangor Area Homeless Shelter

Dyan Walsh
Eastern Area Agency on Aging

Kawika Thompson
University Of Maine System

Maria Weinberger
Town Of Orono

Ex Officio:
Shawn Yardley
Bangor Health & Community Services

November 3, 2010

Susan Lessard
106 Western Ave.
Hampden, ME 04444

Dear Ms. Lessard:

The Bangor Region Public Health Advisory Board invites you and the members of your Council to join us on Tuesday, November 16, 2010 for a **Legislative Breakfast**. The breakfast will be held in the Bangor City Hall third floor Council Chambers at 73 Harlow Street in Bangor from 7:30 a.m. to 9 a.m.

The Public Health Advisory Board is comprised of members representing 20 diverse organizations working throughout the Bangor Region and beyond. The mission of the group is to provide advice and guidance to the City of Bangor and to other public and private healthcare organizations and public policy makers to improve the health status of the regional population.

We would like the opportunity to introduce ourselves to you and identify some of the issues that will be important to our community in the upcoming legislative session.

We look forward to seeing you on Tuesday morning, November 16, 2010, in the Bangor City Hall Council Chambers at 7:30 am. Please RSVP to Dawn Furbush 992-4468 or dawn.furbush@bangormaine.gov by Monday, November 15.

Sincerely,



Nelson Durgin
Chair, Bangor Region Public
Health and Wellness Public
Health Advisory Board

A-3-f

Don Katnik, Chair
Hampden Conservation Commission
47 Summer St.
Hampden, ME 04444

October 13, 2010

Denise Hodson, Town Clerk
Town of Hampden
106 Western Ave.
Hampden, ME 04444

Dear Ms. Hodson,

Please inform the Town Council that I am officially resigning as both Chair and a member of the Hampden Conservation Commission. Although I have enjoyed my time on the Commission and believe that the Commission made important contributions to the Town's revised Comprehensive Plan, other priorities prevent me from continuing to serve on the Commission.

I have provided the Town Planner, Bob Osborne, with digital copies of recent Conservation Commission documents including our 2010 Annual Report and a set of conservation plans for several areas in Hampden that provide exceptional conservation value.

Sincerely,



Don Katnik

A-3-g

Ben Johnson

From: Devoe, Bill [wdevoe@eatonpeabody.com]
Sent: Tuesday, October 12, 2010 1:48 PM
To: Rosemary Bezanson
Cc: 'Ben Johnson'
Subject: board of appeals

Rosemary & Ben – I recently moved from Hampden to Orono, which necessitates my resignation from the Hampden Board of Appeals. It has been a thoroughly enjoyable experience working with you both. Each of you brings a professionalism and thoughtfulness to the work you do that makes you, in my assessment, a real credit to the Town of Hampden and the people who live and work there. I wish you and the current board members all the best in the future.

Bill

William B. Devoe
Eaton Peabody
P.O. Box 1210
80 Exchange Street
Bangor, ME 04402-1210
Tele: 207.947.0111
Direct Dial: 207.992.4336
Cell: 207.745.3818
Fax: 207.942.3040
[Professional Profile](#) | [Website](#)

Eaton
Peabody

The above communication is confidential and may be protected by the attorney-client privilege and/or the work product doctrine. If you believe you received this email by mistake, please notify the sender by return email as soon as possible.

To ensure compliance with requirements imposed by the U.S. Treasury Department and the Internal Revenue Service, we inform you that any federal tax advice contained in this communication (including attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding tax penalties that may be imposed under the Internal Revenue Code, or (ii) promoting, marketing or recommending to another person any transaction or matter addressed herein.



Please consider the environment before printing this e-mail



Check One: Initial Application
 Reappointment Application

A-3-h

TOWN OF HAMPDEN
APPLICATION FOR TOWN BOARDS AND COMMITTEES

NAME: WILTBANK J. Kelley
LAST FIRST MI

ADDRESS: 69 Cottage Street Hampden 04444
STREET TOWN ZIP

MAILING ADDRESS (if different): _____

TELEPHONE: 862-6190 973-3229
HOME WORK

EMAIL: Kelley.WILTBANK@MAINE-EDU

OCCUPATION: Attorney AND Clerk of the Board of Trustees U. Maine system

BOARD OR COMMITTEE PREFERENCE:

FIRST CHOICE: Planning Board

SECOND CHOICE (OPTIONAL): Personnel Appeals Board

How would your experience, education and/or occupation be a benefit to this board or committee? 1) Routinely involved in the approval process for building

and other projects. Earlier in my career was legal counsel responsible

for county zoning matters. (caption 2) The core of my work is employment

related (HR, labor and EEO) routinely handle discrimination matters
Are there any issues you feel this board or committee should address, or should continue to address? _____

- CONSERVATION COMMITTEE
- BOARD OF ASSESSMENT REVIEW
- PERSONNEL APPEALS BOARD
- LURA HOIT MEMORIAL POOL
- ECONOMIC DEVELOPMENT COMMITTEE
- FRIENDS OF DOROTHEA DIX PARK

3 YEAR

- DYER LIBRARY
- RECREATION COMMITTEE
- BOARD OF APPEALS
- HISTORIC PRESERVATION COMMITTEE
- TREE BOARD

5 YEAR
PLANNING BOARD

FOR TOWN USE ONLY		Date Application Received: <u>10/25/2010</u>
COUNCIL COMMITTEE ACTION: _____	DATE: _____	
COUNCIL ACTION: _____	DATE: _____	
<input type="checkbox"/> NEW APPT	<input type="checkbox"/> REAPPOINTMENT	DATE APPOINTMENT EXPIRES: _____



Check One: Initial Application
 Reappointment Application

TOWN OF HAMPDEN
APPLICATION FOR TOWN BOARDS AND COMMITTEES

NAME: Mushero Leslie A.
LAST FIRST MI
ADDRESS: 36 Main Rd North Hampden 04444
STREET TOWN ZIP

MAILING ADDRESS (if different): _____

TELEPHONE: 862-4160 852-7221
HOME WORK

EMAIL: lesliemushero@yahoo.com

OCCUPATION: General Contractor / Carpenter

BOARD OR COMMITTEE PREFERENCE:
FIRST CHOICE: (Construction) - Planning Bd

SECOND CHOICE (OPTIONAL): Any

How would your experience, education and/or occupation be a benefit to this board or committee? I have 17 years in residential/commercial exper. great communications skills, along with 2 years business management training (O.T.J.)

Are there any issues you feel this board or committee should address, or should continue to address? N/A

- CONSERVATION COMMITTEE
- BOARD OF ASSESSMENT REVIEW
- PERSONNEL APPEALS BOARD
- LURA HOIT MEMORIAL POOL
- ECONOMIC DEVELOPMENT COMMITTEE
- FRIENDS OF DOROTHEA DIX PARK

3 YEAR

- DYER LIBRARY
- RECREATION COMMITTEE
- BOARD OF APPEALS
- HISTORIC PRESERVATION COMMITTEE
- TREE BOARD

5 YEAR
PLANNING BOARD

FOR TOWN USE ONLY		Date Application Received: <u>10/20/2010</u>
COUNCIL COMMITTEE ACTION: _____	DATE: _____	
COUNCIL ACTION: _____	DATE: _____	
<input type="checkbox"/> NEW APPT	<input type="checkbox"/> REAPPOINTMENT	DATE APPOINTMENT EXPIRES: _____

A-4-a

STATE OF MAINE
DEPARTMENT OF HEALTH AND HUMAN SERVICES
MONTHLY GENERAL ASSISTANCE REIMBURSEMENT REPORT

PLEASE SEE INSTRUCTIONS ON THE BACK

Municipality Hampton County Pendscott Reporting Period October 2010
During this reporting period we processed applications. We paid for number of cases which included number of persons

*The total number of cases and persons in the household should be counted once time.
IMPORTANT All statistical information should reflect the number of cases, persons, etc., for whom assistance was actually paid for during the reporting period, not what you have authorized during the reporting period.

Breakdown:	Cases	People	Regular	Emergency	Total
Housing	1	1	1	1	413
Temporary Housing(Shelter, etc.)					
Heating(all types)					
Electric Service(non heating)					
Propane gas(non heating)					
Food					
Prescriptions					
Medical Services					
Dental					
Burials/Cremations					
Diapers/Baby Supplies					
Household/Personal	1	1	83	14	83-14
All Other Needs					
TOTAL GA EXPENDED THIS PERIOD					496-14

**Minus Total Amount Reimbursed by clients/Other Municipalities (100%)

*Please enter the total amount you received from clients or other municipalities for which the Department has already reimbursed you. Do not include SSI reimbursements from the State of Maine.

Total GA claimed this reporting period: \$ 796.14
Reimbursement requested at 50%: \$ 398.07
Reimbursement requested at 90%: \$
Total year to date GA expended: \$ 1358.66
(from 7/1 of current State fiscal year through end of this reporting period)

State Threshold amount: \$
(This figure was sent to you from DHHS. Your reimbursement rate is 50% until you reach your threshold amount after which, your reimbursement rate is 90%.)

The following information is requested for GA recipients who receive TANF (Temporary Assistance for Needy Families) from the State of Maine. See instruction #6 for explanation of who is eligible for TANF.

1. Total # of TANF cases paid for 2. Total GA expenditures for TANF cases \$

The following information is requested for GA recipients who performed Workfare for the Municipality:
of cases # of People # of Hours Performed Dollar Value \$

I HEREBY CERTIFY THAT THE AMOUNT CLAIMED FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. RECORDS TO VERIFY THIS CLAIM ARE ON FILE IN THE MUNICIPAL OFFICE AND WILL BE RETAINED FOR A PERIOD OF NOT LESS THAN THREE YEARS FROM THE DATE OF THIS DOCUMENT. RECORDS WILL BE AVAILABLE TO ANY REPRESENTATIVE OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR AUDIT PURPOSES.

A-4-b

November 8, 2010

Susan Lessard
Town Manager
Town of Hampden
106 Western Avenue
Hampden, Maine 04444

**RE: Pine Tree Landfill
Monthly Report of Landfill Complaints**

Dear Susan:

During the Month of October 2010, no complaints were received pertaining to Pine Tree Landfill's operations.

If you should require any additional information, please feel free to contact me at 862-4200, ext. 245.

Sincerely,



Tom Gilbert
Environmental Compliance Manager
Pine Tree Landfill

CC: Cyndi Darling, MDEP
Wayne Boyd, Casella Waste Systems, Inc.
Don Meagher, Casella Waste Systems, Inc.
Toni King, Casella Waste Systems, Inc.

July 2010

Rapid Renewal Transaction Volume Summary
Town of Hampden: Transaction date >= 20100701 and < 20100801

Payment Method	Transaction Count	Transaction Amount	Processing Fees
Credit/Debit Card	0	0.00	0.00
Electronic Check	63	10810.43	0.00
TOTAL	63	10810.43	

A-4-c

Class Code Summary

Class	Count
BB	1
CO	1
CR	5
MC	2
PC	52
VT	2

August 2010

Rapid Renewal Transaction Volume Summary

Town of Hampden: Transaction date >= 20100801 and < 20100901

Payment Method	Transaction Count	Transaction Amount	Processing Fees
Credit/Debit Card	0	0.00	0.00
Electronic Check	74	11391.20	0.00
TOTAL	74	11391.20	

Class Code Summary

Class	Count
BB	2
BC	1
CR	7
DV	1
LB	1
MC	4
PC	53
TL	3
VT	2

Sept 2010

Rapid Renewal Transaction Volume Summary

Town of Hampden: Transaction date >= 20100901 and < 20101001

Payment Method	Transaction Count	Transaction Amount	Processing Fees
Credit/Debit Card	0	0.00	0.00
Electronic Check	45	6275.12	0.00
TOTAL	45	6275.12	

Class Code Summary

Class	Count
BB	1
CO	3
CR	5
DX	1
LB	3
MC	2
PC	29
UM	1

Oct 2010

Rapid Renewal Transaction Volume Summary
Town of Hampden: Transaction date >= 20101001 and < 20101101

Payment Method	Transaction Count	Transaction Amount	Processing Fees
Credit/Debit Card	0	0.00	0.00
Electronic Check	67	9593.24	0.00
TOTAL	67	9593.24	

Class Code Summary

Class	Count
BB	5
CM	1
CR	5
FD	1
LB	2
MC	1
PC	52

MEMO

A-4-d

TO: Hampden Town Councilors
FR: Kathy Walker and Norm Prouty
DA: November 1, 2010
RE: Hampden Academy (HA) Building Committee

Only two meetings of the Building Committee have been held since our July report. A tour of the construction site occurred in September, postponed from August because of the weather. The October meeting was held last week.

Sargent Corporation will be moving off-site on November 24th, completing their site work until April 2011. Eighty-two percent of the entire site work will be completed by the twenty-fourth. Because of the rate at which progress has been made, the new softball field is expected to be ready for use in the spring.

A recommendation from MSAD#22 to postpone construction of two additional tennis courts was affirmed by the Building Committee. The additional cost of \$27, 169 is not feasible at this time.

J&J Construction expects to close in the classroom wings and the kitchen area so that work can continue in these areas during the winter. The steel and concrete work is on schedule or ahead of schedule. Getting the area closed in and determining a heat source will take more time, according to Bruck Wilder.

The drilling of the geothermal wells is expected to be completed in April. The weather, especially the amount of ground freezing, will determine if well drilling continues through the winter.

Concern was expressed during the meeting about the depth of the on-site sedimentation ponds and the steepness of the retaining walls. Both were seen as potential hazards for young people on the site. Explanation from Ray Bolduc was that the sedimentation ponds are designed to drain within twenty-four hours. Additional fencing closer to the retaining walls is not supported by MDOE, but this concern will be investigated.

The Percent for Art Committee, of which Kathy is a member, will hold its first meeting on November 16th at HA. The Committee is completely facilitated and structured by the State, and expenses for Committee members from Augusta are charged to the percent for art portion of the new HA budget.

Forest Hart is moving forward with plans for the bronco sculpture. Orders for several small-scale Broncos have been received, and Forest is confident that the total cost will be covered by such purchases.

Photos from the construction site can be viewed at www.sad22.us and are updated regularly. We appreciate the opportunity to be involved in this project.

A-4-2

EDYTHE L. DYER COMMUNITY LIBRARY
BOARD OF TRUSTEES' MEETING
SEPTEMBER 8, 2010
MINUTES

Call to order: A regular meeting of the Board of Trustees of the Edythe L. Dyer Community Library was held at the Edythe L. Dyer Community Library, Hampden, Maine on September 8, 2010. The meeting convened at 7:35 am, Chair Don Desmarais presiding, Debbie Lozito recording secretary.

Members present: Debbie Lozito (ex officio), Ruth Stearns, Judy Beebe, Cheri Condon, John Skehan, Richard Jenkins, Tony Mourkas, Don Desmarais.

Members absent: Mary Ann Bjorn, Dave Barrett, Yvonne Lambert, Mark Russell.

Approval of minutes: Motion was made by Judy and seconded to approve the minutes of the May 12, 2010 meeting. Motion carried.

Library reports:

Fees and fines

Morgan Stanley Smith Barney

Circulation

Director

Old Business:

Policy discussion was tabled as the police department just emailed their comments on the Disaster Policy this morning.

New Business: Endowment Party scheduled for December 2, 2010. There was discussion about whether to have the party at the library or at someone's house. Invitations will be sent to many more library patrons.

Continue to update policies and procedures at each meeting. Proposed updates will be emailed to board members for review before meetings.

The next meeting is scheduled for November 10, 2010.

Adjournment: The meeting was adjourned at 8:23 a. m.

Debbie Lozito
Recording Secretary

Date of approval



INFRASTRUCTURE MEETING MINUTES
10/25/2010

A-4-f

Attending:

Chairman William Shakespeare
Mayor Matthew Arnett
Councilor Jean Lawlis
Councilor Andre Cushing
Councilor Thomas Brann

Public Works Director Chip Swan
Town Manager Susan Lessard

1. Minutes of 8/30/2010 meeting –The minutes of the 8/30/2010 meeting were reviewed and approved by the Committee on a motion by Mayor Arnett.
2. Old Business
 - a. Mayo Road Update – The Public Works Director informed the Committee that the Mayo Road project would be completed by the end of the week with the exception of some tree re-planting which will take place in the Spring. The phone company has been asked to mark their junction boxes adjacent to the curb to avoid getting hit by snowplows.
3. New Business
 - a. Loader bids – Motion by Mayor Arnett, seconded by Councilor Brann to recommend to the Council that they accept the recommendation of the Public Works Director to purchase a Nortrax 544k loader for the net price of \$72,000 after trade-in. Vote 5-0.
 - b. Sewer Easement Acceptance – Western Avenue – Motion by Councilor Lawlis, seconded by Mayor Arnett to recommend that the Council accept the sewer manhole on Western Avenue that is part of the Katahdin Trust development. Vote 5-0.
 - c. Road Acceptance – Perkins Drive –It was the consensus of the Committee that the Town Manager should contact the property owner to discuss timing of the road acceptance.
 - d. Coldbrook Road – Cancer Cluster Information – The Town Manager provided information to the Committee that had been received from Dr. Molly Schwenn from the Maine Cancer Registry in regard to concerns raised by Jim Barrows of the number of cases of cancer for people living on Coldbrook Road. It was the consensus of the Committee to have the Town Manager talk to Mr. Barrows about the new information received from Ms. Schwenn . It

was also the consensus of the Committee that the Town should use the local Cable channel to provide public service information regarding cancer screenings, etc.

4. Public Comments - None

5. Committee Member Comments

- a. Councilor Brann discussed the condition of two properties – one at the corner of Kennebec and 1A that formerly housed the Town Office and the other at the intersection of Western Avenue and 1A. The Town receives numerous complaints about both locations due to condition. It was the consensus of the Committee that the Town Manager should contact the owners of both properties and find out what their plans are for the properties and whether they would be interested in selling them.
- b. Councilor Cushing asked about a date for the Council' Strategic Planning session. It was the consensus of the Committee to plan for a session in early December and to set a date after the elections so that the new Councilor could be part of it as well.
- c. Chairman Shakespeare expressed concern over the state of disrepair of the flags lining Western Avenue and Route 1A. PW Director Swan told him that they would be coming down after Veteran's Day. It was the consensus of the Committee that the Council should revisit the flag display process before Spring.

The meeting was adjourned at 7:15 p.m.

Respectfully submitted –

Susan Lessard
Town Manager

A-49

FINANCE COMMITTEE MEETING MINUTES
October 18, 2010

Attending:

Mayor Matthew Arnett
Councilor Jean Lawlis
Councilor William Shakespeare
Councilor Andre Cushing
Councilor Janet Hughes
Town Manager Susan Lessard

1. The minutes of the 10/4/2010 meeting were reviewed. No corrections or additions were made.
2. Old Business
 - a. RSU #22 Reuse
 1. Final Articles – the final articles in regard to Hampden Academy re-use were reviewed by the Committee.
 2. The Town manager reminded the Committee of the follow up meeting of the three SAD #22 communities that would be held on October 26th at 6 p.m. at the Victoria Grant Center in Winterport.
 3. The Mayor reminded the Committee of the SAD #22 Ad-hoc Re-use Committee meeting at 6 p.m. prior to the School Board meeting on October 20th
 - b. Loan Documents – Mayo Road Bond Issue - Council members signed the final loan documents for the approved Bond Issue through the Maine Bond Bank for the Mayo Road reconstruction project. The Bonds are being sold on 10/28/2010 and the money will be transferred to the Town at that time.
 - c. Compensation Structure – Town of Hampden – The Town Manager provided the Committee with information regarding the current compensation structure of the community, including a copy of the current pay scale, a list of town positions and salaries, and a comparison of Hampden Town employee wages with other communities of similar size. The Manager also explained the manner in which the compensation structure works at this time. It was the consensus of the Committee that this information should be updated and included in part of the goals/strategic planning session that the Council has in order to determine if they wish to amend it.
3. New Business – None
4. Public Comments – None
5. Councilor Comments – None

Respectfully submitted –


Susan Lessard
Town Manager

A-4-h

Hampden Senior Citizens
11-1-10 Meeting Minutes

The Hampden Seniors met at the Kiwanis Hall on October 4, 2010 and there were 25 members who attended. We had two guests, Andre Cushing and Sue Lessard who is the Town Manager. She said our funds are allocated to us from July to June of the following year.

Our meeting was opened by our vice-president Karen Williams as our President Emma Holt is recuperating from hip surgery, we all wish her well. We opened with a prayer after which we saluted the flag.

We are getting ready for our Thanksgiving Dinner with our guests from Winterport Seniors on November 15th. We do hope that everyone that has signed in will be there with their food items. Our Christmas Fair will be November 20th will have crafts, baked goods, and good used articles. We can use help the night before to set it up around 6 p.m.

We had a brown bag lunch after which we all played bingo. We have new members Celia Gray, Birdie Fenlason, and Junior Tracy. Birthdays for the month are Sonja Palmer November 18th, Helene Jacobs November 17th, and Earl Lee November 15th.

Your Secretary,

Mary Ann Tardiff

Hampden Senior Citizen's Treasury Report

Petty Cash Balance as of 10-4-10

\$ 358.53

Assets

Memberships
Mystery Trip fees

15.00
40.00

Debits

Ticket Winner
Transfer to Checking

5.00
60.00

Petty Cash Balance as of 11-1-10

\$ 345.53

Checking Account Balance as of 10-4-10

\$ 2466.01

Assets

Transfer from Petty Cash
Exp Int (Oct.)

60.00
.19

Debits

Mary Ann Tardif (beans prizes)
Bethel Inn

14.69
\$ 594.00

Checking Account as of

\$ 1917.51

Hampden Budget Fund as of 7-1-10

\$ 2,000.00

Debits

Mystery Trip - Bayles Bus

750.00

Hampden Budget Fund as of

\$ 1250.00

Board Meeting Minutes ~ 10/12/10

Cedena McAvoy brought the meeting to order at 7:03 pm.

Those present: Cedena McAvoy, Greg Hawkins, Karen Brooks, John Weinmann, Pat Foley, Norm Stern, Darcey Peakall, and Julie Macleod. Not present: David Hawkins, Mary Ellen Conner and Jim Feverston.

The secretary's minutes were accepted as presented.

The Director's Report:

~ The number of participants in September was down 321 people and daily receipts were down \$1,381 compared to last year. Darcey feels that the participant numbers are really not that low, but patrons are not signing in for each activity. The staff is going to check numbers signed in with a head count for each activity.

~ The pool rental income was down \$355 compared to last year.

~ The monthly fuel usage went up 333 gallons compared to last year. Overall for the year, the fuel is down 251 gallons.

~ Swim lessons session I-V for the year 2010 was 1,042 group participants + 169 private lessons for a total of 1,211 participants. The income was \$41,906.25 group + \$14,664 private for a total of \$56,570. In 2009, we had 1,003 group participants + 131 private lessons for a total of 1,134 participants. The income in 2009 was \$40,055 group + \$12,910 private for a total of \$52,965. This is an increase of 77 participants and an income increase of \$3,605.

Due to Jim's absence, the treasurer's report was tabled until next month's meeting.

Cedena will be bringing the sample t-shirts to next month's meeting along with the order forms. She and Karen will display the t-shirts on the bulletin board in the lobby explaining the ordering process. Anyone who would like to order must fill out the order form, pre-pay for the shirt and then mail the order form to Cedena. The pool will not be collecting or accepting order forms or payments.

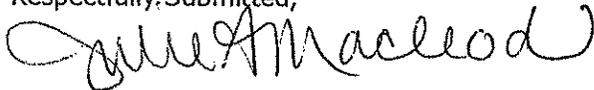
Cedena, Jim, Greg, & Darcey met two weeks ago to begin working on the fundraiser drawing that will be held in December. Cedena presented the group with a rough draft of the fact sheet. The board would like a more defined statement of cause. The title of the drawing will be "Help Lura Hoit Pool Help Yourself." Norm brought samples of handouts from a fundraiser he just supported and the board went through it to modify their handout. Cedena will re-type the handout for next month. The board members are to start gathering prizes from the organizations that they committed to and get the information to Cedena by the beginning of November so she can print up the handouts/advertisements to be dispersed at the next board meeting.

Darcey will research having the drawing as part of the town's tree lighting in December. The board also talked about having a presentation the night of the drawing if not drawn at the tree lighting. Darcey will also make sure that the fundraiser information will be on the website and on channel 7.

Darcey passed out updated board informational sheets.

Meeting adjourned at 8:02pm.

Respectfully Submitted,



Julie A. Macleod

C-2-a

**OFFICIAL RETURN OF VOTES
FOR
MUNICIPAL ELECTION
HELD ON
NOVEMBER 2, 2010**

- Councilors At-Large (To fill Unexpired Term to December, 2012) – 1**
Directors School Administrative District No. 22 (3-Year Term) – 2
Directors School Administrative District No. 22 (To fill Unexpired Term to November, 2012) – 2
Trustee Hampden Water District – 1

Given in at the General/Referendum Election held on November 2, 2010.

At a legal meeting of the Inhabitants of Hampden in the County of Penobscot, qualified to vote in the municipal election, held on the first Tuesday of November, the same being the 2nd day of said month in the year of our Lord, two thousand ten, the said Inhabitants gave their votes for Councilor At-Large (To fill Unexpired Term to December, 2012) – 1; Directors School Administrative District No. 22 (3-Year Term) – 2; Directors School Administrative District No. 22 (To fill Unexpired Term to November, 2012) – 2; and Trustee Hampden Water District – 1.

The same were received, sorted and declared in open meeting by the Warden who presided and in the presence of the Clerk, who formed a list of the person voted for and made a record thereof as follows:

Total Number of Ballots Cast: 3484

**For Councilor At-Large – 1
(To fill Unexpired Term to December 2012)**

Kristen Hornbrook	<u>1424</u>
James Feverston	<u>415</u>
Andrew Colford	<u>1184</u>
Declared Write-ins:	<u>N/A</u>

OFFICIAL RETURN OF VOTES
GENERAL/REFERENDUM ELECTION
NOVEMBER 2, 2010

**For Directors School Administrative District No. 22 – 2
(To serve for three (3) years)**

Cindy Mitchell	<u>1923</u>
Tanya Pereira	<u>1549</u>
Peter Buzzini	<u>1115</u>
Declared Write-ins:	<u>N/A</u>

**For Directors School Administrative District No. 22 – 2
(To fill Unexpired Term to November 2012)**

Richard Moore	<u>2761</u>
Declared Write In: Roland Narofsky	<u>49</u>

**For Trustee Hampden Water District – 1
(To serve for five (5) years)**

Shamrock Marsh	<u>1324</u>
Donald Darling	<u>1495</u>
Declared Write-ins:	<u>N/A</u>

Council Members of the Town of Hampden, Maine

A True Copy.

Attest: _____
Denise R. Hodsdon, Town Clerk
Town of Hampden



JOHN ELIAS BALDACCI
GOVERNOR

STATE OF MAINE
DEPARTMENT OF
INLAND FISHERIES AND WILDLIFE
284 STATE STREET
41 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0041

C-3-a

ROLAND D. MARTIN
COMMISSIONER

19 October 2010

Ms. Sue Lessard
Hampden Town Manager
106 Western Ave.
Hampden, ME 04444

Dear Ms. Lessard:

Please receive this correspondence as a commendation for GIS/IT Specialist Gretchen Heldmann. Gretchen recently served as the local site coordinator for the State's Landowner Appreciation Day. As a coordinator, she had numerous expectations from identifying volunteers to arranging a barbeque.

Gretchen was identified as a coordinator early in the process when clean-up sites were located in the town of Hampden. With little direction or assistance, Gretchen moved forward with the project. She developed informational posters, identified volunteers, visited the clean-up sites, coordinated with landowners and worked with your town staff to arrange for trash disposal.

On clean-up day her event was well coordinated, well staffed and successful at completing all identified clean-up sites. 28 people attended the event, including 6 of your town employees. Volunteers were from a local snowmobile club, 4-wheel drive club, Boy Scouts, Department of Conservation and two Maine Game Wardens. We removed approximately 10 tons of trash from the Dicenzo and Hydro sites as well as a few dozen tires. Gretchen had split up the volunteers and coordinated them at both sites, ensuring we were successful at completing both properties as planned. In all, she coordinated over 100 hours of volunteer time toward our statewide effort.

As you are aware, her diligence in locating the additional sites on the LL Bean lot, resulted in a large dump site on the town's property being cleaned up as well.

This being our first attempt at Landowner Appreciation Day, I am sure there were some challenges faced upon which we will try to improve in future years. However, I am comfortable stating that the success at the Hampden sites was due in most part to Gretchen's hard work, perseverance and dedication.



PRINTED ON RECYCLED PAPER

MAINE WARDEN SERVICE:
PHONE: (207) 287-8091

FISH AND WILDLIFE ON THE WEB:
www.mefishwildlife.com

EMAIL ADDRESS:
ifw.webmaster@maine.gov



JOHN ELIAS BALDACCI
GOVERNOR

STATE OF MAINE
DEPARTMENT OF
INLAND FISHERIES AND WILDLIFE
284 STATE STREET
41 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0041

ROLAND D. MARTIN
COMMISSIONER

Additionally I would like to personally thank you for the town resources you made available to make the day a success. The availability of the town trucks, extra staffing and the willingness of the town to dispose of the debris was critical to this project.

The cooperation between the town, the state, the landowners and the land users made this project a success. This type of teamwork sets an example of what is necessary to ensure that private landowners in the state of Maine continue the tradition of allowing access for public use.

Finally, I would like to publicly recognize the efforts of the town and Gretchen. Due to another landowner appreciation banquet, I was not able to attend the Oct. 18 Town Council meeting, but I would appreciate you providing me a few minutes on the agenda at the meeting on 15 November.

Sincerely,

A handwritten signature in cursive script that reads "Dan Scott".

Dan Scott
Captain
Maine Warden Service

Pc: Colonel Joel Wilkinson
Major Gregg Sanborn
Bob Duplessie – State LOR Coordinator



PRINTED ON RECYCLED PAPER

MAINE WARDEN SERVICE:
PHONE: (207) 287-8091

FISH AND WILDLIFE ON THE WEB:
www.mefishwildlife.com

EMAIL ADDRESS:
ifw.webmaster@maine.gov



November 4, 2010

Hampden Town Office
c/o Gretchen Heldmann
106 Western Avenue
Hampden, ME 04444-1436

Dear Gretchen:

We at Bangor Hydro would like to take a moment and express our gratitude to the generous group of volunteers that took the time out to help in a landowner appreciation day clean up effort in Hampden. Please send our thanks on to the following:

Josh Parda
Victor Smith
Brian Lindsey
Kurt Mathies
Kenny Getchell
Dan Schaeffer

Landowner appreciation is a great way to say thank you for the use of the land and it also helps to support outdoor recreation in Maine. Maintaining land open to public access gives us all a bigger greener playground in the long run.

Thank you all for working so hard and making such a vast improvement. Even Dan Scott remarked that the land looked better at the end of the clean up than it had in all the years he was a game warden in the area!

Sincerely,

A handwritten signature in black ink, appearing to read "Gerry Chasse".

Gerry Chasse
President and Chief Operating Officer



TOWN OF HAMPDEN
DEPARTMENT OF PUBLIC WORKS

106 WESTERN AVE.
HAMPDEN, ME 04444

TEL 862-3337

FAX 862-3910

October 25, 2010

To: Sue Lessard
From: Chip Swan
Subject: 2011 FRONT END LOADER BID RESULTS

Bids were publicly opened on October 19th 2010 at 10:00am for one 2011 FRONT END LOADER. The bid results are attached

Option #1 was the guaranteed buy back with a total cost bid. Nortrax was the low bidder with a total cost bid of \$55,000. The price of the new loader will be \$72,000.00. In 5 years Nortrax will guarantee buying the machine back for \$72,000.00.

Option#2 was price of new loader less trade plus extended warranty. Beaugard Equipment was the low bidder on this option. T &B, Frank Martin did not meet spec with horsepower. Milton Cat bid a 2010 machine and the specs indicated a 2011 machine.

I recommend Awarding Nortrax the bid on Option#1 for \$72,000.00. In five years we have a guaranteed buy back of \$72,000.00. Total cost will be \$55,000.

Chip Swan, PWD

**TOWN OF HAMPDEN
PUBLIC WORKS DEPARTMENT
2011 FOUR WHEEL DRIVE BACKHOE/LOADER
BID SHEET**

OCTOBER 19, 2010
10:00 AM

BIDDER	OPTION #1	OPTION #2	TRADE IN VALUE	72 MONTH WARRANTY	TOTAL PRICE
Milton Cat Caterpillar 928 HZ		131,845.00	50,000.00	8,210.00	90,055.00
Frank Martin & Sons Kawasaki 65ZV-2		125,000.00	60,000.00	11,800.00	76,800.00
NorTrax John Deere 544K	127,000.00		55,000.00		72,000.00
NorTrax John Deere 544K		127,000.00	55,000.00	3,981.00	75,981.00
Beauregard Case 621E	127,998.00		56,000.00		71,998.00
Beauregard Case 621E		120,415.00	56,000.00	7,583.00	71,998.00
T & B Equipment Rental Hyundai HL740-9	125,500.00		60,000.00		65,500.00
T & B Equipment Rental Hyundai HL740-9		125,500.00	60,000.00	2,500.00	68,000.00

C-3-d



TO: Mayor Arnett and Hampden Town Council
FROM: Robert Osborne, Town Planner
SUBJECT: Acceptance of Sewer Manhole to be Added to the Town Sewer System
DATE: October 7, 2010

When the Rite Aid development was constructed Staff requested that they construct a new sewer manhole along Western Avenue that could serve both that development and the subsequent development which turned out to be Katahdin Trust. Under the Sewer Ordinance private sewer systems are not permissible and for this reason Staff recommends that the Town accept the subject sewer manhole and add it to the public system. Please find attached a copy of the signed easement document and an excerpt from the site plan to better understand the location of the easement.

Rudman & Winchell

COUNSELORS AT LAW

Edmond J. Bearor
E-Mail: ebearor@rudman-winchell.com
Direct Dial: (207)992-2626

October 5, 2010

Robert Osborne, AICP, Town Planner
Town of Hampden
106 Western Avenue
Hampden, ME 04444

Re: Katahdin Trust Company

Dear Bob:

Enclosed is the signed original Easement Deed from Katahdin Trust Company to the Town of Hampden for access to the sewer line in the northwest corner of the property.

Also enclosed for your records is a copy of the signed Easement from Katahdin Trust Company to Gilpatrick Realty Trust. I will hold this Easement until I receive word from Gilpatrick Realty Trust that it is acceptable.

I believe that Kathadin Trust Company has now complied with the prerequisites for obtaining a building permit. Let me know if I am wrong.

Sincerely,



Edmond J. Bearor
EJB/leb
Enclosures

cc: Bonnie Foster, Senior Vice President

EASEMENT

KNOW ALL MEN BY THESE PRESENTS that KATAHDIN TRUST COMPANY, a Maine corporation with a place of business in Presque Isle, County of Aroostook, State of Maine, ("Grantor"), in consideration of one dollar (\$1.00) and other valuable considerations, paid by the TOWN OF HAMPDEN, a municipal corporation located in Penobscot County, State of Maine, ("Grantee"), the receipt of which is hereby acknowledged, does hereby give, grant and convey unto said Town of Hampden, its successors and assigns forever, the following easement, upon certain real estate located in the northwesterly corner of Grantor's parcel located on the southerly side of Western Avenue, so-called and as further described in a deed to Grantor recorded in Book 11963, Page 38 of the Penobscot County Registry of Deeds.

SEE EXHIBIT A ATTACHED HERETO

IN WITNESS WHEREOF, the undersigned has caused this instrument to be duly executed this 4 day of the month of October, 2010.

Natasha Ritchie
Witness

KATHADIN TRUST COMPANY
By: Bonnie C Foster
Name: Bonnie Foster
Its Senior Vice President
Hereunto duly authorized

STATE OF MAINE
AROOSTOOK, SS.

October 4, 2010

Personally appeared the above-named Bonnie Foster, and in her capacity as Senior Vice President of Kathadin Trust Company, and acknowledged that the foregoing Easement which she has signed to be her free act and deed in said capacity and the free act and deed of said corporation.

Before me,
MARY BONNIE LONDON
NOTARY PUBLIC, MAINE
MY COMMISSION EXPIRES JANUARY 6, 2016

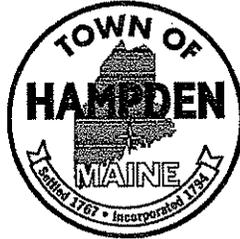
Mary Bonnie London
Notary Public/Attorney-at-Law

EXHIBIT A

A non-exclusive Easement (the "Easement"), twenty feet in width, across the northwesterly portion of land conveyed to Katahdin Trust Company by deed dated October 30, 2009 and recorded November 2, 2009 in Penobscot County Registry of Deeds in Book 11963, Page 38, the centerline of said twenty foot wide Easement being located as depicted on the Utilities Plan for the Rite Aid Pharmacy by B. L. Companies, Project No. C06C1954 dated 09/28/09 Sheet No. C-103 (said twenty foot wide strip being herein after referred to as the "Easement Area"), for the purposes of installing, repairing, maintaining, replacing and reinstalling an underground sanitary sewer line and manhole, with the necessary underground appurtenances thereto. In its performance of any such work, Grantee shall coordinate such work with Grantor so as to minimize any interference with any business conducted on the Easement Area and avoid causing any damage to, or unreasonable interference with, any improvements on the Easement Area. The easement holder, after performing any such work, shall promptly restore the Easement Area to the condition existing prior to each entry and performance of such work.

Grantor, its successors and assigns, shall have the use and enjoyment of the Easement Area for any purposes that will not unreasonably interfere with the use of the Easement for the purposes herein set forth, provided that no building or permanent structure of any kind shall be erected over the said underground line. Without limiting the generality of the foregoing, Grantor, shall have the rights (a) to grade, pave and stripe the surface of the Easement Area and use the same for vehicular traffic and parking, (b) to install above ground utilities over the Easement Area and, (c) to connect ancillary pipes, conduits and other utilities to said underground manhole in order to serve the buildings located in order to serve any buildings located from time to time upon Grantor's property; provided that in making any such connections, Grantor will not unreasonably interfere with the Grantee's use or enjoyment of the Easement granted herein.

Town of Hampden
106 Western Avenue
Hampden, Maine 04444



Pho
Fax:
ema

C-4-a

CERTIFICATE OF COMMITMENT OF SEWER USER RATES

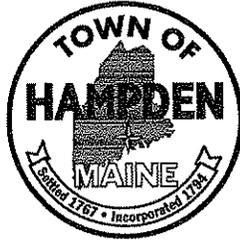
To: Susan M. Lessard, the treasurer of the municipality of Hampden, Maine.

We, the undersigned municipal officers of the municipality of Hampden, Maine hereby certify and commit to you a true list of the sewer rates established by us pursuant to 30-A M.R.S.A §3406 for those properties, units, and structures required by local and state law to pay a sewer rate to the municipality, for the period beginning 07/01/10 and ending 09/30/10. This list is comprised of the pages numbered 1 to 1 inclusive which are attached to this certificate. The date(s) on which the rates included in this list are due and payable is (are) 11/30/10. You are hereby required to collect from each person named in the attached list his or her respective amount as indicated in the list, the sum total of those lists being \$143,760.88. You are hereby required to charge interest at a rate of 7 % per annum on any unpaid account balance beginning 12/01/10. You are hereby authorized to collect these rates and any accrued interest by any means legally available to you under State law. On or before 3/2011 you shall complete and make an account of your collections of the whole sum herein committed to you.

Given under our hands this _____ day of _____, 20__.

Municipal Officers of the Town of Hampden, Maine

Town of Hampden
106 Western Avenue
Hampden, Maine 04444



Phone:
Fax: (2
email: f

C-4-b

cm

REVISED

CHARLES C. CLARK III

CERTIFICATE OF COMMITMENT OF SEWER USER RATES

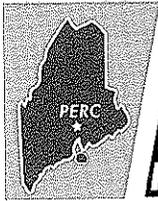
To: Susan M. Lessard, the treasurer of the municipality of Hampden, Maine.

We, the undersigned municipal officers of the municipality of Hampden, Maine hereby certify and commit to you a true list of the sewer rates established by us pursuant to 30-A M.R.S.A §3406 for those properties, units, and structures required by local and state law to pay a sewer rate to the municipality, for the period beginning 10/01/09 and ending 03/31/10. This list is comprised of the pages numbered 1 to 1 inclusive which are attached to this certificate. The date(s) on which the rates included in this list are due and payable is (are) 02/25/10. You are hereby required to collect from each person named in the attached list his or her respective amount as indicated in the list, the sum total of those lists being \$057,277.10. You are hereby required to charge interest at a rate of % per annum on any unpaid account balance beginning . You are hereby authorized to collect these rates and any accrued interest by any means legally available to you under State law. On or before you shall complete and make an account of your collections of the whole sum herein committed to you.

Given under our hands this day of , 20 .

Municipal Officers of the Town of Hampden, Maine

■ 40 Harlow Street
■ Bangor, ME 04401-5102



MRC
Municipal Review Committee, Inc.

oice
ax
mail

C-4-c

To: MRC Membership
From: Greg Louder, MRC Clerk
Date: November 5, 2010
RE: MRC Board of Directors Election Ballot

Please find enclosed a MRC Board of Directors election ballot. Ballots cast in this election will determine the election of three (3) Directors to serve on the MRC Board of Directors for three-year terms from January 1, 2011 through December 31, 2013.

Biographical descriptions of the candidates, **as provided by the candidates**, are also enclosed for your information.

Ballots must be returned to MRC by 5:00 pm, December 13, 2010. A self-addressed, stamped envelope is enclosed for your convenience.

The election results will be read at the MRC Annual Meeting held at 1:00 P.M. on December 14, 2010.

Note: Votes must be cast for one candidate only.

Please contact Greg Louder at 942-6389 or 800-339-6389 with any questions.

Voting Ballot

- ◆ To fill three positions for a three year term from January 1, 2011 to December 31, 2013
(3 highest vote totals)

The Charter Municipality of _____ casts its vote for the following *individual* to serve on the Municipal Review Committee Board of Directors for the above stated term.

Note: Candidates are listed alphabetically. Biographies provided by each candidate are attached.

VOTE FOR ONE INDIVIDUAL ONLY

→ *More than one checked box will invalidate the ballot* ←

- Henry E. Chausse - Machias
- Dennis Cox - Millinocket
- Elery Keene - Winslow
- Charles (Chip) Reeves – Bar Harbor

Please return this ballot no later than 5:00 p.m., DECEMBER 13th, 2010 to:

Municipal Review Committee, Inc.
40 Harlow Street
Bangor, ME 04401
Or
FAX to (207) 942-3548

**RESULTS OF THIS ELECTION WILL BE READ AT THE MRC ANNUAL MEETING
TO BE HELD DECEMBER 14th, 2010**

Biography for Henry E. Chausse

Manager – Director Bay Area Transfer & Recycling Center for 12+ years

Biography for Dennis Cox

I am the Public Works Director for the Town of Millinocket and the Solid Waste Director. My responsibilities include MSW disposal and recycling. I have served on the board since approximately 1994 and would like to continue

Biography for Elery Keene

Elery Keene has lived in Winslow since January, 1970. He has been a member of the Winslow Planning Board since 1971. He was employed as Executive Director of the Kennebec Valley Council of Governments from November, 1969 through June 2001. He has been a member of the PERC Municipal Review Committee since 1987, except for a one or two year period in the 1990's. He has a Bachelor's and Master's degree in Civil Engineering from the University of Maine and a Master's degree in Urban and Regional Planning from the University of Wisconsin. He has worked with municipalities in the Kennebec valley region on Solid waste management issues since 1970.

Biography for Charles (Chip) Reeves

Chip Reeves has lived in Bar Harbor for most of his life, graduating from the University of Maine with a BS in Construction Management. Mr. Reeves has been the Public Works Director for the Town of Bar Harbor since 1997, where part of his duties include managing the Solid Waste Division. As Public Works Director, he has been dedicated to managing the Town of Bar Harbor's waste stream in order to reduce costs while still maintaining quality service levels that local taxpayers expect. Chip is very interested in the decision making process that the MRC Board of Directors is undertaking regarding the 2018 contract expiration date between the MRC and PERC.



C-4-d

ENGINEERING & DEVELOPMENT CONSULTING

Robert Osborne
Town Planner
106 Western Ave
Hampden, ME 04444

Perkins Drive, Riverview Subdivision

Dear Bob,

This project has been constructed and the attached information complies with the requirements for Council acceptance of the road. The deed and limited title report have been reviewed and accepted by the Town's attorney and we would request this item be placed on the next available council agenda.

The attached information includes information required by Section 1.2.1 of the Town Ways Ordinance. This information is as follows.

1. Based on our past communications, all fees have been paid for this project.
2. The attached affidavit includes a statement regarding the construction of the road and other improvements in compliance with the town's standards
3. A written statement from the Town's Public Works Director.
4. Based on past communications, we understand the applicant has provided the town with sufficient funds to accommodate the 15% reserve improvement guarantee for the road. Said funds that are not expended for Perkins Drive repairs shall be returned after 2 years.
5. A statement from the project surveyor indicating that monumentation has been set.
6. We have reviewed documentation with the Town's attorney and understand the material has been acceptable.
7. Town's attorney will provide notice of review acceptance.
8. Attached are the executed deed, RETTD form and recording fees.
9. We understand the applicant has escrow funds sufficient to cover attorney fees.
10. Attached is letter from Bangor Hydro on the electric line installation.
11. Attached is letter from Hampden Water District on main installation.

If you have any questions on this material, please contact us. A copy of this communication has been emailed to Tom Russell. We look forward to the successful completion of this project.

Best Regards,

A handwritten signature in black ink, appearing to read "JRK", is written over the typed name.

James R. Kiser, PE
Kiser & Kiser Company

C: Stan MacMillan

WARRANTY DEED

S. E. MACMILLAN COMPANY, INC., a Maine corporation with a principal place of business at Hampden, Penobscot County, Maine, as a dedication without consideration pursuant to 23 M.R.S. §3025, grants to **THE INHABITANTS OF THE TOWN OF HAMPDEN**, a municipal corporation, located in Hampden, Penobscot County, Maine, with Warranty Covenants, the land, together with any buildings or improvements thereon, in Hampden, Penobscot County, State of Maine, described as follows:

A certain lot or parcel of land situated easterly of U. S. Route 1A, so called, in Hampden, Penobscot County, Maine, being Perkins Drive, so called, and an extension thereof and further described as follows:

Beginning at the point of intersection of the easterly side line of said U.S. Route 1A and the northerly side line of said Perkins Drive as shown on a plan of a subdivision entitled Amended River View Heights Subdivision dated August 20, 2008 and recorded in plan file 2008-210 in the Penobscot Registry of Deeds. Said point being the southwesterly corner of those premises conveyed to John and Wanda Pollard by deed recorded in Book 6724, Page 224 of the Penobscot Registry of Deeds.

Thence southerly along the easterly sideline of said Route 1A along a curve to the right having a radius of 2,914.79' for 66.36' to the southerly side of said Perkins Drive. The chord bearing and distance between the two last mentioned points is S 17°53'12"E (magnetic 1976) for 66.36'.

Thence N 78°06'14"E along Perkins Drive for 313.77' to the point of curvature of a curve to the right;

Thence along said curve to the right having a radius of 167.00' for 271.72' to the point of tangency; the bearing and distance between the two last mentioned points is S 55°17'02"E for 242.72;

Thence S 08°40'18"E for 426.86' to the point of curvature of a curve to the right;

Thence along said curve to the right having a radius of 40.00' and a length of 38.98' to the point of tangency of said curve and the point of curvature of a curve to the left; The bearing and distance between the two last mentioned points is S 19°14'50"W for 37.46';

Thence along said curve to the left having a radius of 90.00' for 160.48' (being a cul-de-sac) to a point. The bearing and distance between the two last mentioned points is S 03°54'55"W for 140.05;

Thence continuing along said curve to the left having a radius of 90.00' for 297.69' to the point of curvature of a curve to the right. The bearing and distance between the two last mentioned points is N 30°14'49"E for 179.38';

Thence along said curve to the right having a radius of 40.00' for 38.98' to the point of tangency of said curve; the bearing and distance between the two last mentioned points is N 36°35'26"W for 37.46;

Thence N 08°40'18"W for 426.86' to the point of curvature of a curve to the left;

Thence along said curve to the left having a radius of 233.00 for 127.13' to a point; The bearing and distance between the two last mentioned points is N 24°18'10"W for 125.56'; Said point marks the south westerly corner of Lot #58A and the northwesterly corner of Lot #1 as shown on said plan of Amended River View Heights Subdivision;

Thence continuing along said curve to the left having a radius of 233.00' for 194.24' to the end of said curve. The bearing and distance between the two last mentioned points is N 63°48'59"W for 188.67';

Thence on a non-tangent line with a bearing of N 21°11'14"W for 7.21';

Thence S 78°06'14"W for 376.67' to the point of beginning.

The above described parcel contains 2.24 acres.

Together with a drainage easement of variable width over a strip of land from the easterly side line of the above described parcel to the Penobscot River, so called;

Beginning at a 5/8" rebar set in the easterly side line of the above described parcel and at the intersection of the south westerly corner of Lot #58A and the northwesterly corner of Lot #1 as shown on said plan of Amended River View Heights Subdivision.

Thence N 34°25'36"E along the line between Lot #58A and Lot #1 for 131.02' to a 5/8" rebar with cap labeled "AMES A/E PLS 1297"; Said easement lies adjacent to and 15.0' on the southeasterly side of and adjacent to and 35.0' on the northwesterly side of that last described line.

Thence N 78°06'14"W along the line between Lot #58A and Lot #1 for 222.64' to a found iron rod; Said easement lines adjacent to and 15.0' on each side of the last described line.

Thence continuing N 78°06'13"E along the line between Lot #58A and Lot #1 for 160'+/- to the Penobscot River. Said easement lies adjacent to and 15.0' on each side of the last described line.

All as shown on the above mentioned plan of Amended River View Heights Subdivision.

The above described easement contains .41 acres.

Together with a drainage easement 10' in width over a strip of land along the easterly sideline of lot 5 and adjacent to the westerly sideline of Perkins Drive as previously described. Said easement begins at the southeasterly corner of lot 5 and follows the westerly line of Perkins Drive for 264.19' and ends at a point of curvature on Perkins Drive.

The above-described parcels are a portion of those premises conveyed by Merna B. Smith to S.E. MacMillan Company, Inc. by deed dated July 5, 1988 and recorded in book 4262, page 187; Said parcels are also a portion of those premises conveyed by Stanley E. MacMillan to S.E. MacMillan Company, Inc. by deed dated November 30, 1992 and recorded in book 5242, 285. Said parcels are shown in their entirety on the above noted plan of Amended River View Heights Subdivision dated August 20, 2008 and recorded in plan file 2008-210 in the Penobscot Registry of Deeds.

Courses used in this description were compiled from existing documents by AMES A/E during July 2003.

Any and all other rights, easements, privileges and appurtenances belonging to the granted estate are hereby conveyed.

The Grantee's mailing address is 106 Western Avenue, Hampden, Maine 04444.

IN WITNESS WHEREOF, S. E. MACMILLAN COMPANY, INC. has caused this instrument to be signed in its corporate name and sealed with its corporate seal by Stanley E. MacMillan, its President, hereunto duly authorized, this 22 day of October, 2010.

WITNESS:



S. E. MACMILLAN COMPANY, INC.

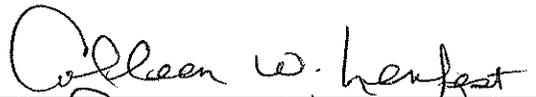
By: 
Stanley E. MacMillan
Its President
Hereunto Duly Authorized

STATE OF MAINE
PENOBSCOT, ss.

, 2010

Then personally appeared the above-named Stanley E. MacMillan and acknowledged the foregoing instrument to be his free act and deed in his said capacity and the free act and deed of said corporation.

Before me,

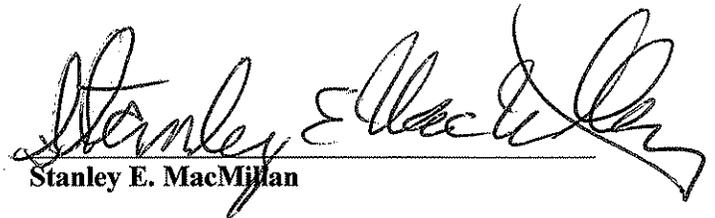

Name: Colleen W. Herfest
Notary Public/Attorney-at-Law

AFFIDAVIT

I, Stanley E. MacMillan, being first duly sworn, state the following:

1. My name is Stanley E. MacMillan. I am the President of **S. E. MACMILLAN COMPANY, INC.**, a Maine corporation with a principal place of business at Hampden, Penobscot County, Maine.
2. **S. E. MACMILLAN COMPANY, INC.** is the owner of property known as Perkins Drive in River View Heights Subdivision, Hampden, Penobscot County, Maine.
3. All contractors, subcontractors and material providers related to Perkins Drive have been paid in full.
4. The property known as Perkins Drive is not subject to any mechanic's/materialman's liens under Maine law.
5. All required improvements have been completed in strict compliance with all applicable construction standards and the approved subdivision plan, and I, in my capacity as President of S.E. MACMILLAN COMPANY, INC., know of no defects, from any cause, in the improvements.
6. This affidavit is based on my personal knowledge as President of S. E. MacMillan Company, Inc.

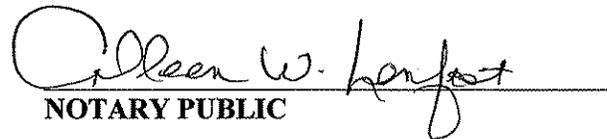
Dated: 10-18-10



Stanley E. MacMillan

STATE OF MAINE
PENOBSCOT, ss.

Personally appeared the above-named, Stanley E. MacMillan, and swore to the truth of the foregoing statements.



NOTARY PUBLIC

Town of Hampden
106 Western Avenue
Hampden, Maine 04444



Phone: (207) 862-3034
Fax: (207) 862-5067
email: hampden@midmaine.com

Jim Kiser
Kiser and Kiser
15 Constitution Ave.
Hampden, Maine 04444

Re: Perkins Drive

Dear Mr. Kiser;

On April 2, 2010 Chip Swan, Public Works Director and Dudley Patterson, Foreman inspected the pavement, slopes, and drainage for Perkins Drive and found it acceptable.

If you have any question please feel free to call me at 862-3337.

Thank you,

Chip Swan/RMB

Chip Swan
Public Works Director



Bangor Office
115 Main St., PO Box 2610
Bangor, ME 04402-2610
T: 207.947.0153
F: 207.941.1921
W: www.amesae.com

August 10, 2009

Mr. Jim Kiser
Kiser & Kiser Co.
P.O. Box 282
Hampden, Maine 04444

Re: Riverview Heights subdivision.

Dear Jim;

This letter is to let you know that all the pins shown on the plan of in the above referenced subdivision have been set.

Very truly yours

A handwritten signature in black ink, appearing to read 'Ken Muir'.

Ken Muir PLS
Senior Surveyor.



April 23, 2010

Keizer & Keizer
Attn: Jim Keizer
PO Box 282
Hampden ME 04444-0282

Re: Perkins Avenue, Hampden

Dear Mr. Keizer,

This letter is to inform you that Bangor Hydro Electric Company owns all electrical utilities on Perkins Avenue in Hampden, Maine. This is off Rte 1A heading southeast.

If you have any questions please contact Don King at 973-2696.

Sincerely,

A handwritten signature in black ink, appearing to read "Maureen Bambrick", is written over a horizontal line.

Maureen Bambrick
Customer Coordinator

00-00-10, 12, 30 3430020 # 1. 1

Hampden Water District



Tel: (207) 862-3490
Fax: (207) 862-3595
www.hampdenwaterdistrict.org

P.O. Box 218
Hampden, ME 04444-0218

06/02/10

Stan MacMillan
471 Main Rd. N
Hampden, Maine 04444

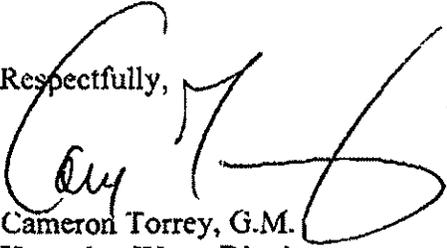
Re: Riverview Heights Subdivision, Hampden ME

Dear Mr. MacMillan,

As of June 2, 2010, the water line construction and inspection, along with disinfection and pressure testing has been completed at Riverview Heights as required by the Hampden Water District.

The District requires all mains, valves, service lines and curb stops be located and marked on a plot plan with a thirty foot (30') wide easement to all appurtenances. All requirements need to be met or the roadway becomes a Town Right of Way before the Hampden Water District will become owner of the system.

Respectfully,



Cameron Torrey, G.M.
Hampden Water District

Randall Arendt
Workshop
December 13-15, 2010

December 13th: Randall Arrives BIA late afternoon.

December 14th:

 Pick up Randall – Airport/Hotel?

- 9:00 am Meeting at Town Office
 Introductions/Review of Land Use Plan Concepts
- 10:00 am Tour Community Areas
 Growth/Rural
 Business/Residential
- 12:00 pm Lunch w/EDD/Mayor/Council?
- 1:30 pm Meeting with Development Review Team/Manager
- 3:00 pm Workshop Preparation
- 4:00 pm Workshop
- 6:00 pm Dinner Buffet
- 6:30 pm Workshop
- 9:00 pm END

 Drop off Randall-Airport/Hotel?

December 15th: Randall Departs BIA early morning

C-4-f

10-26-10

Dear Town Council

I request that you
waive the public hearing requirement
for my liquor license.

Blair

**Department of Public Safety
Liquor Licensing & Inspection
Division**



BUREAU USE ONLY	
License No. Assigned:	
Class:	
Deposit Date:	
Amt. Deposited:	

Promise by any person that he or she can expedite a liquor license through influence should be completely disregarded. To avoid possible financial loss an applicant, or prospective applicant, should consult with the Division before making any substantial investment in an establishment that now is, or may be, attended by a liquor license.

PRESENT LICENSE EXPIRES _____

INDICATE TYPE OF PRIVILEGE: ☐ MALT ☐ SPIRITUOUS ☐ VINOUS

INDICATE TYPE OF LICENSE:

- | | |
|--|---|
| <input checked="" type="checkbox"/> RESTAURANT (Class I,II,III,IV) | <input type="checkbox"/> RESTAURANT/LOUNGE (Class XI) |
| <input type="checkbox"/> HOTEL-OPTINONAL FOOD (Class I-A) | <input type="checkbox"/> HOTEL (Class I,II,III,IV) |
| <input type="checkbox"/> CLASS A LOUNGE (Class X) | <input type="checkbox"/> CLUB-ON PREMISE CATERING (Class I) |
| <input type="checkbox"/> CLUB (Class V) | <input type="checkbox"/> GOLF CLUB (Class I,II,III,IV) |
| <input type="checkbox"/> TAVERN (Class IV) | <input type="checkbox"/> OTHER: _____ |

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

1. APPLICANT(S) –(Sole Proprietor, Corporation, Limited Liability Co., etc.) <u>Countrymeadow Inc</u> DOB: _____	2. Business Name (D/B/A) <u>Pizza Gourmet</u>
DOB: _____	
DOB: _____	Location (Street Address) <u>60 Main Rd No Ste A</u>
Address <u>60 Main Rd No Ste A</u>	City/Town <u>Hampden</u> State <u>ME</u> Zip Code <u>04444</u>
	Mailing Address <u>Same</u>
City/Town <u>Hampden</u> State <u>ME</u> Zip Code <u>04444</u>	City/Town _____ State _____ Zip Code _____
Telephone Number <u>207 862 6900</u> Fax Number _____	Business Telephone Number <u>207-862-6900</u> Fax Number _____
Federal I.D. # <u>01-0451740</u>	Seller Certificate # <u>0240782</u>

3. If premises is a hotel, indicate number of rooms available for transient guests: _____
4. State amount of gross income from period of last license: ROOMS \$ _____ FOOD \$ 481134 LIQUOR \$ 3084
5. Is applicant a corporation, limited liability company or limited partnership? YES NO ☐
complete Supplementary Questionnaire, If YES
6. Do you permit dancing or entertainment on the licensed premises? YES ☐ NO
7. If manager is to be employed, give name: Paul Straton
8. If business is NEW or under new ownership, indicate starting date: _____
Requested inspection date: _____ Business hours: _____
9. Business records are located at: 60 Main Rd No Ste A Hampden ME 04444
10. Is/are applicants(s) citizens of the United States? YES NO ☐
11. Is/are applicant(s) residents of the State of Maine? YES NO ☐

12. List name, date of birth, and place of birth for all applicants, managers, and bar managers. Give maiden name, if married:
Use a separate sheet of paper if necessary.

Name in Full (Print Clearly)	DOB	Place of Birth
Brian Carlisle	21451	Newburgh ME
Gynthia Carlisle	3-8-59	
Paul Stratton	2-9-79	Frankfort ME

Residence address on all of the above for previous 5 years (Limit answer to city & state)

13. Has/have applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of any State of the United States? YES NO

Name: _____ Date of Conviction: _____
 Offense: _____ Location: _____
 Disposition: _____

14. Will any law enforcement official benefit financially either directly or indirectly in your license, if issued?
 Yes No If Yes, give name: _____

15. Has/have applicant(s) formerly held a Maine liquor license? YES NO

16. Does/do applicant(s) own the premises? Yes No If No, give name and address of owner: CRRT PO Box 880728 Fort St. Lucie FL

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required)
100 Main Rd No Ste A

18. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services?
 YES NO Applied for: _____

19. What is the distance from the premises to the NEAREST school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel? 1/2 mile Which of the above is nearest? school, Church

20. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business? YES NO
 If YES, give details: _____

The Division of Liquor Licensing & Inspection is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.

NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both."

Dated at: Hampden ME on 10-26-10, 20 10
Town/City, State Date

Blairide Pres
 Signature of Applicant or Corporate Officer(s)
Brian Carlisle
 Print Name

Please sign in blue ink

 Signature of Applicant or Corporate Officer(s)

 Print Name

STATE OF MAINE

Dated at: Hampden, Maine Penobscot ss
City/Town (County)

On: November 15, 2010
Date

The undersigned being: Municipal Officers County Commissioners of the
 City Town Plantation Unincorporated Place of: Hampden, Maine

Hereby certify that we have given public notice on this application and held public hearing thereon as required by Section 653 Title 28A, Maine Revised Statutes and hereby approve said application.

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE – SPECIAL ATTENTION

§ 653. Hearings; bureau review; appeal

1. **Hearing.** The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, shall hold a public hearing for the consideration of applications for new on-premise licenses and applications for transfer of location of existing on-premise licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.
 - A. The bureau shall prepare and supply application forms. [1993, c.730, §27(amd).]
 - B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located. [1995, c.140, §4 (amd).]
 - C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premise license, for transfer of the location of an existing on-premise license or for renewal of an on-premise license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premise license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premise license that has been extended pending renewal with 120 days of the filing of the application. [1999, c.589, §1 (amd).]
 2. **Findings.** In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:
 - A. Conviction of the applicant of any Class A, Class B or Class C crime: [1987, c.45, Pt.A §4 (new).]
 - B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control; [1987, c.45, Pt.A §4 (new).]
 - C. Conditions of record such as waste disposal violations, health or safety violation or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner; [1993, c.730, §27 (amd).]
 - D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises; [1989, c.592, §3 (amd).]
 - E. A violation of any provision of this Title; and [1989, c.592, §3 (amd).]
 - F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601. [1989, c.592, §4 (new).]
- [1993, c.730, §27 (amd).]
3. **Appeal to bureau.** Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.
 - A. [1993, c.730, §27 (rp).]
 4. **No license to person who moved to obtain a license. (REPEALED)**
 5. **(TEXT EFFECTIVE 3/15/01) Appeal to District Court.** Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.
- An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.

**MAINE DEPT OF
PUBLIC SAFETY**

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04333-0164
Tel: (207) 624-7220 Fax: (207) 287-3424



SUPPLEMENTARY QUESTIONNAIRE FOR CORPORATE APPLICANTS, LIMITED LIABILITY COMPANIES, AND LIMITED PARTNERSHIPS

- Exact Corporate Name: Countrymeadow Inc
Business D/B/A Name: Pizza Gourmet
- Date of Incorporation: 10-89
- State in which you are incorporated: ME
- If not a Maine Corporation, date corporation was authorized to transact business within the State of Maine: _____
- List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list the percent of stock owned:

Name	Print Clearly Address Previous 5 years	Birth Date	% of Stock	Title
Brian Carlisle	609 Thurlow Rd Newburgh	2-14-51	50	Pres
Cynthia Carlisle	" "	3-8-59	50	Treas
Samuel Lanham Jr	Bangor ME		0	clerk

- What is the amount of authorized stock? _____ Outstanding Stock? _____
- Is any principal officer of the corporation a law enforcement official? Yes No
- Has applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of the United States? Yes No
- If YES, please complete the following: Name: _____

Date of Conviction: _____ Offense: _____

Location: _____ Disposition: _____

Dated at: _____ City/Town On: _____ Date

B. Carlisle Pres
Signature of Duly Authorized Officer
B. Carlisle
Print Name of Duly Authorized Officer

~~10-15-09~~ 10-15-10
Date (Signature)



**SUPPLEMENTAL APPLICATION FORM
ON/OFF-FURNISH DIAGRAM**

In an effort to clearly define your license premises and the areas that consumption and storage of liquor is allowed. The Licensor Licensing & Inspection Division is requiring all applicants to submit a diagram of the premises to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including entrance, exits, bars, kitchen, storage area, dining areas, lounge, function rooms, decks and all areas that will be requesting approval from the Department for liquor consumption.

