



HAMPDEN TOWN COUNCIL  
HAMPDEN MUNICIPAL BUILDING  
MINUTES

TUESDAY

APRIL 19, 2016

7:00 P.M.

• **6:30 pm – Finance & Administration Committee Meeting**

*Mayor Ryder called the meeting to order at 7:00 p.m.*

*Attending:*

*Mayor Ryder*

*Councilor Sirois*

*Councilor McPike*

*Councilor Wilde*

*Councilor Marble*

*Councilor Cormier*

*Councilor McAvoy*

*Town Manager Angus Jennings*

*Town Clerk Paula Scott*

*Alex King*

*Attorney John Hamer*

- A. **PLEDGE OF ALLEGIANCE** – *Mayor Ryder led the Pledge of Allegiance.*
- B. **CONSENT AGENDA** – *Motion made by Councilor McAvoy, seconded by Councilor Marble to accept the consent agenda. Unanimous vote in favor.*

**1. SIGNATURES**

**2. SECRETARY'S REPORTS**

- a. April 4, 2016 Meeting Minutes

**3. COMMUNICATIONS**

- a. Best Western - Filibuster Lounge– Victualer's License Renewal  
b. Hampden Children's Day Bowl-a-Thon  
c. MMA Loss control visit & analysis  
d. Report from Drumlin Environmental re: Pine Tree Landfill  
e. Findings and Order – Dangerous Building – Map 21 Lot 8

**4. REPORTS**

- a. Planning & Development Committee Minutes – *March 16, 2016*  
b. Finance & Administration Minutes – *April 4, 2016*  
c. Services Committee Minutes – *March 14, 2016*

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

**C. PUBLIC COMMENTS - None****D. POLICY AGENDA****1. NEWS, PRESENTATIONS & AWARDS - None****2. PUBLIC HEARINGS**

- a. **McLaughlin's at the Marina – Liquor license renewal** – *Motion by Councilor McAvoy, seconded by Councilor Marble to approve the liquor license for McLaughlin's at the Marina. Unanimous vote in favor.*
- b. **Sewer Ordinance Amendments** – *Motion made by Councilor Sirois, seconded by Councilor McAvoy to accept the Sewer Ordinance amendments as presented. Unanimous vote in favor.*
- c. **Fees Ordinance Amendments** – *Mayor Ryder recognized Alex King of Ichabod Lane who stated that he was against increasing fees for building permits and upfront costs on construction items. He believes that the current fees in place are reasonable. Motion by Councilor Marble, seconded by Councilor McAvoy to accept the Fees Ordinance Amendments. Discussion followed. Mayor Ryder stated that he was concerned with some of the building permit fees and code enforcement items. Councilor Sirois inquired as to how these fees line up with similar communities. After some discussion Manager Jennings stated that procedurally, the Council can vote to approve certain sections of the Ordinance, while they may also vote to table other sections. Motion made by Councilor Marble, seconded by Councilor Sirois to withdraw his prior motion. Unanimous vote in favor. Discussion followed and the consensus was to take each Article that had proposed amendments and vote them individually.*

*Motion made by Councilor Sirois, seconded by Councilor McAvoy to accept the proposed amendments to Article 8, Pool. Unanimous vote in favor.*

*Motion made by Councilor Sirois, seconded by Councilor McAvoy to accept the proposed amendments to Article 1, Administration. Unanimous vote in favor.*

*Motion made by Councilor Marble, seconded by Councilor Sirois to accept the proposed amendments to Article 2, Activities Regulated by Ordinance. Discussion followed that some items within Article 2 may need further discussion or clarification. Councilor Marble moved to amend his original motion to accept the proposed amendments to*

*Article 2, Sections 2.1 through 2.5, seconded by Councilor Sirois. Unanimous vote in favor.*

*Motion made by Councilor Marble, seconded by Councilor Sirois to accept the proposed amendments to Article 2, Sections 2.7- 2.11. Unanimous vote in favor.*

*Motion made by Councilor Marble, seconded by Councilor Sirois to continue the Public Hearing to the May 16<sup>th</sup> Council meeting, to table Sections 2.6 and 2.12 through 2.12.7 and refer same sections back to Planning & Development committee for future consideration. Unanimous vote in favor.*

*Motion made by Councilor Sirois, seconded by Councilor McAvoy to accept the proposed amendments to Article 2, Sections 2.13 through 2.15. Unanimous vote in favor.*

*Motion made by Councilor McPike, seconded by Councilor Sirois to table Article 2, Sections 2.16 and 2.17 and refer same sections back to Planning & Development committee for consideration at the May 16<sup>th</sup> Public Hearing. Unanimous vote in favor.*

*Motion made by Councilor Sirois, seconded by Councilor Marble to accept the proposed amendments to Article 2, Section 2.18. Discussion followed. Motion made by Councilor Sirois, seconded by Councilor Marble to withdraw original motion. Unanimous vote in favor. Motion made by Councilor Marble, seconded by Councilor McAvoy to table Article 2, Section 2.18 and refer same section back to Planning & Development committee for consideration at the May 16<sup>th</sup> Public Hearing. Unanimous vote in favor.*

*Mayor Ryder noted for the record that there were no changes to Articles 3, 4, 6 and 7.*

*Motion made by Councilor Sirois, seconded by Councilor McPike to accept the proposed amendments to Article 5, Sections 5.1 and 5.2. Unanimous vote in favor.*

- d. **Town Ways Ordinance Amendments – Manager Jennings** indicated to the Council that Attorney recommendations have been redlined in the ordinance. Motion made by Councilor Marble, seconded by Councilor McPike, to accept the proposed amendments to the Town Ways Ordinance. Unanimous vote in favor.
- e. **Proposed Street Opening/Utility Ordinance – Motion made by Councilor Sirois, seconded by Councilor Marble to approve the**

*proposed Street Opening/Utility Ordinance. Unanimous vote in favor.*

### 3. NOMINATIONS – APPOINTMENTS – ELECTIONS

- a. *Joan Reilly – Planning Board appointment – Motion made by Councilor Sirois seconded by Councilor Marble to appoint Joan Reilly as a full time member of the Planning Board. Unanimous vote in favor.*

### 4. UNFINISHED BUSINESS

- a. *Update on the RSU 22 Budget Process – Manager Jennings updated the council on the status of the RSU 22 Budget process. Their meeting has been postponed to April 26<sup>th</sup> at 6:00. He as well as officials from Newburgh and Winterport have been in attendance and received detailed information. He urges continued involvement from the public.*

### 5. NEW BUSINESS

- a. **Solarize Bangor Presentation – referral from Planning & Development** – *Councilor McPike presented information regarding the Solarize Bangor Initiative. Karen Marysdaughter is the contact person who is in charge of this program. They have same program in Freeport, Mid Maine and Mid Coast areas. They are asking for the support of the Town of Hampden to put information on our website and to be able to pass on contact information to anyone who is interested in solar power. They do the work, we are just a supporter. Motion made by Councilor McPike, seconded by Councilor Sirois to support the Greater Bangor Solarize program. Discussion followed regarding the need to present the contact information only and not to specifically endorse this or any other type of similar product. Discussion ceased and the motion was brought to vote. Councilors Marble, Wilde, McPike, and Sirois, and Mayor Ryder voted in favor of the motion. Councilors McAvoy and Cormier voted in opposition. Motion carries.*

*Motion made by Councilor Sirois, seconded by Councilor McAvoy to take item D.5.b out of order and move it to the end of the agenda. Unanimous vote in favor.*

- b. **Executive Session – attorney/client consultations- Pursuant to 1 M.R.S.A. § 405 (6) (E)** - *At 8:05 p.m., motion made by Councilor Marble, seconded by Councilor McAvoy to enter Executive Session*

*under the authority of 1 MRSA § 405 (6) (E) for the purpose of attorney/client consultations. Unanimous vote in favor.*

**E. COMMITTEE REPORTS –**

*Services Committee- Councilor McAvoy reported on the meeting held April 11<sup>th</sup>. Discussions involved the Skehan Center, affiliate rec programs costs, and the upcoming Children's Day.*

*Infrastructure Committee – Councilor Marble reported that the Infrastructure Committee's next meeting is Monday the 25<sup>th</sup>.*

*Services Committee – Councilor McPike reported on the meeting held April 6<sup>th</sup>. Discussions involved the sign at the marina and issues regarding off-site signs for the two businesses down there being in the state's right-of-way. There may be options with signs being placed on private property. Discussed home occupations, flag lots, the Harbor Ordinance and the Solarize Bangor initiative.*

*Finance & Administration Committee – Councilor Sirois reported on the discussions regarding the sewer fund status update including financing options. Have been looking at current needs within the sewer system and the possibility of a special election. Discussed mobile food vendors on public property which will need further discussions. Discussions on the Historic district and the need to recall the Historic Preservation Committee. In the interim, the Services committee will take that role.*

- F. MANAGER'S REPORT –** *Manager Jennings reported on the status of the on-line registrations for recreation programs. Reported on the status of the T.A.N note that the council approved late in 2015. In February we drew down \$650,000.00 of the \$2 million authorized. Since the tax due date of April 6<sup>th</sup>, we have paid back the T.A.N. in full and interest costs for that amount cost us about \$850.00. He reported on the upcoming Bowl-a-Thon on May 14<sup>th</sup>, the Stream Clean up on May 7<sup>th</sup> and the Hampden Children's Day on May 20<sup>th</sup>. The written report is attached to these minutes.*

**G. COUNCILORS' COMMENTS**

*Councilor McAvoy – Reminded the public that the Town would be preparing a budget between now and June and public input is welcome. He also invited everyone to attend the forum on 4/30 at Angler's Restaurant and reminded everyone to shop local and buy American.*

*Councilor Cormier – No comment*

*Councilor Marble – Noted that the 30<sup>th</sup> Maine Volunteer Roll of Honor recently came out and 4 people from Hampden were recognized with more than 500 documented hours of community service. Those 4 people are Leland and Lisa Alley, Yvonne Crocket and Darlene Helms. He also noted that Nick Gilpin was name Bangor Daily News all Maine 1<sup>st</sup> Team.*

*Councilor Wilde – No comment*

*Councilor McPike – No comment*

*Councilor Sirois – No comment*

*Mayor Ryder – Reported that he and his wife recently took a trip to Lawrenceville, VA and took a tour of the Fiberright facility. He was very impressed with its cleanliness and has a good feeling about the company.*

- H. ADJOURNMENT – *There being no further business, the meeting adjourned at 8:25 p.m.*

Respectfully Submitted,

Paula A. Scott  
Town Clerk