



HAMPDEN TOWN COUNCIL  
HAMPDEN MUNICIPAL BUILDING  
MINUTES

MONDAY

MARCH 3, 2014

7:00 P.M.

**NOTE: These minutes are action minutes only recording motions and votes. Video tapes of all meetings are available for review at the Town Office.**

*Attending:*

*Mayor Carol Duprey  
Councilor David Ryder  
Councilor Bill Shakespeare  
Councilor Greg Sirois  
Councilor Jean Lawlis  
Councilor Tom Brann*

*Town Attorney Thomas Russell  
Town Manager Susan Lessard  
Town Clerk Denise Hodsdon  
Public Safety Director Joe Rogers  
Representative Brian Duprey  
Shelby Wright  
Citizens*

*Mayor Duprey called the meeting to order at 7:00 pm.*

**PLEDGE OF ALLEGIANCE** – *Mayor Duprey led the Pledge of Allegiance*

**A. CONSENT AGENDA** – *There being no objections, Mayor Duprey declared the Consent Agenda accepted.*

**1. SIGNATURES**

**2. SECRETARY'S REPORTS**

**3. COMMUNICATIONS**

- a. **Dysarts Travel Stop – Victualers License Renewal**
- b. **R & K Variety – Victualers License Renewal**
- c. **Jennifer Burgess/Town – Thank You to Police Department**

**4. REPORTS**

- a. **Finance Committee Minutes – 1/21/2014**
- b. **Finance Committee Minutes – 2/3/2014**
- c. **Infrastructure Committee Minutes – 12/9/2013**
- d. **Infrastructure Committee Minutes – 1/27/2014**

**\* LEGISLATIVE SENTIMENT FOR PUBLIC SAFETY DIRECTOR JOSEPH ROGERS**  
– *Representative Brian Duprey – Representative Duprey presented a Legislative Sentiment to Public Safety Director Joe Rogers recognizing Chief Rogers as the recipient of the David W. Pickering Chief's Award by the Maine Association of Police.*

**\*\* PUBLIC SAFETY OVERVIEW** – *Public Safety Director Rogers gave an overview of the structure and make-up of the Public Safety Department.*

**B. PUBLIC COMMENTS** – *There were none.*

**C. POLICY AGENDA**

**1. PUBLIC HEARINGS** – *There were none.*

**2. NOMINATIONS – APPOINTMENTS – ELECTIONS**

- a. **Peter Weatherbee – Reappointment to Planning Board – Planning & Development Committee Recommendation** – *Motion by Councilor Shakespeare, seconded by Councilor Lawlis to reappoint Peter Weatherbee to the Planning Board. Unanimous vote in favor.*
- b. **Eugene Weldon – Reappointment to Planning Board – Planning & Development Committee Recommendation** – *Motion by Councilor Shakespeare, seconded by Councilor Lawlis to reappoint Eugene Weldon to the Planning Board. Unanimous vote in favor.*

**3. UNFINISHED BUSINESS**

- a. **Hampden Children's Day Update – Shelby Wright** – *Shelby Wright updated the Council on fundraising events and noted that volunteers are always needed and any input and feedback is appreciated.*
- b. **Ordinance re Town Charter Amendment – Section 807 District Boundaries – Introduction for Public Hearing** – *Councilor Lawlis introduced this item for public hearing.*
- c. **Marina Parking Lot Development RFP – Planning & Development Committee Recommendation** – *Motion by Councilor Sirois, seconded by Councilor Lawlis to move forward with going out for requests for proposals in the marina parking lot development. Unanimous vote in favor.*

**4. NEW BUSINESS**

- a. **Public Access along Route 202 – Planning & Development Committee Recommendation** – *Motion by Councilor Sirois, seconded by Councilor Lawlis to move forward with a partnership with Peter Thornton to develop a right-of-way off Route 202. Unanimous vote in favor.*
- b. **Hampden Woods Subdivision – Amendment to Restrictive Covenants** – *Motion by Councilor Brann, seconded by Councilor Sirois to adopt the Amendment to Restrictive Covenants for Hampden Woods*

The Town of Hampden hereby ordains that the following amendments to the Town Charter be enacted:

Deletions striken  
Additions underlined

Sec. 807 DISTRICT BOUNDARIES

District boundaries are as follows:

~~*DISTRICT I:* Beginning on the shore of the Penobscot River at the Hampden/Bangor line; thence southwesterly by and along the shore of the Penobscot River to the Edythe Dyer Library; thence northwesterly by and along the centerline of the Library access road to the centerline of Route 1 A; thence northeasterly to the centerline of Daisy Lane; thence northwesterly by and along the centerline of Daisy Lane and a continuation thereof to Route 202; thence across Route 202 to a point on the northerly boundary thereof located 1200 feet northeasterly of the centerline of Coldbrook Road; thence northwesterly 1200 feet northeasterly of and parallel to the centerline of Coldbrook Road to the Hampden/Hermon town line; thence northeasterly and southeasterly by and along the Hampden town line to the point of beginning.~~

*DISTRICT I:* Beginning on the shore of the Penobscot River at the Hampden/Bangor town line; thence southwesterly by and along the shore of the Penobscot River to the centerline of the extension of Carver Road; thence northwesterly by and along the centerline of Carver Road to the centerline of Route 1 A; thence southwesterly by and along the centerline of Route 1 A to the centerline of Coldbrook Road; thence northwesterly by and along the centerline of Coldbrook Road to the centerline of Route 202; thence northeasterly by and along the centerline of Route 202 to the Hampden/Bangor town line; thence northeasterly and southeasterly by and along the Hampden town line to the point of beginning.

~~*DISTRICT II:* Beginning at the shore of the Penobscot River at Edythe Dyer Library; thence southwesterly by and along the shore of the Penobscot River to the Souadabseook Stream; thence northwesterly by and along the centerline of the Souadabseook Stream to the centerline of Route 1 A; thence southerly by and along the centerline of Route 1 A to the centerline of Reed's Brook; thence westerly by and along the centerline of Reed's Brook to the centerline of the railroad tracks; thence northerly by and along the centerline of the railroad tracks to the Hampden/Hermon town line; thence northeasterly by and along the town line to a point marking the northwesterly corner of District I; thence southeasterly by and along the westerly boundary of District I to the point of beginning.~~

3/3/2015 - Introduced for Public Hearing on 3/17/2014

DISTRICT II: Beginning at the shore of the Penobscot River at the extension of the centerline of Carver Road; thence southwesterly by and along the shore of the Penobscot River to the centerline of Reed's Brook; thence westerly by and along the centerline of Reed's Brook to the centerline of Route 1A; thence southerly by and along the centerline of Route 1A to the centerline of Kennebec Road; thence westerly by and along the centerline of Kennebec Road to the centerline of Mayo Road; thence northwesterly by and along the centerline of Mayo Road to the centerline of Route 9; thence westerly by and along the centerline of Route 9 to the railroad tracks; thence northerly by and along the centerline of the railroad tracks to the Hampden/Hermon town line; thence easterly by and along the Hampden/Hermon and Hampden/Bangor town line to the centerline of Route 202; thence southwesterly by and along the centerline of Route 202 to the centerline of Coldbrook Road; thence southeasterly by and along the centerline of Coldbrook Road to the centerline of Route 1A; thence northeasterly by and along the centerline of Route 1A to the centerline of Carver Road; thence southeasterly by and along the center line of Carver road to the point of beginning.

~~DISTRICT III: Beginning at the centerline of the Souadabsecook Stream at the Penobscot River; thence northwesterly along the centerline of the Souadabsecook Stream to the centerline of Route 1A; thence southerly by and along the centerline of Route 1A to the centerline of Reed's Brook; thence westerly by and along the centerline of Reed's Brook to the centerline of the railroad tracks; thence southerly by and along the centerline of the railroad tracks to the centerline of Kennebec Road; thence westerly by and along the centerline of Kennebec Road to the Hampden/Newburgh town line; thence southerly by and along the Hampden/Newburgh town line to the Hampden/Winterport town line; thence easterly by and along the Hampden/Winterport town line to the shore of the Penobscot River; thence northerly by and along the shore of the Penobscot River to the point of beginning.~~

DISTRICT III: Beginning on the shore of the Penobscot River at the centerline of Reed's Brook; thence southerly by and along the shore of the Penobscot River to the Hampden/Winterport town line; thence southwesterly by and along the Hampden/Winterport town line to the centerline of Route 69; thence northwesterly by and along the centerline of Route 69 to the centerline of Kennebec Road; thence easterly by and along the centerline of Kennebec Road to the centerline of Meadow Road; thence northwesterly by and along the centerline of Meadow Road to the centerline of Patterson Road; thence northeasterly by and along the centerline of Patterson Road to the centerline of Route 9; thence easterly by and along the centerline of Route 9 to the centerline of Mayo Road; thence southeasterly by and along the centerline of Mayo Road to the centerline of Kennebec Road; thence easterly by and along the centerline of Kennebec Road to the centerline of Route 1A; thence northerly by and along the centerline of Route 1A to the centerline of

Reed's Brook; thence easterly by and along the centerline of Reed's Brook to the point of beginning.

~~DISTRICT IV: Beginning at the intersection of the centerline of the railroad tracks and the centerline of the Kennebec Road; thence westerly by and along the centerline of the Kennebec Road to the Hampden/Newburgh town line; thence northerly by and along the Hampden/Newburgh town line to the intersection of the Hampden/Newburgh/Carmel/Hermon town lines; thence northeasterly, northerly, southeasterly, and northeasterly by and along the Hampden/Hermon town line to the centerline of the railroad tracks; thence southerly by and along the centerline of the railroad tracks to the point of beginning.~~

DISTRICT IV: Beginning at the intersection of the centerline of the railroad tracks and the centerline of Route 9; thence westerly by and along the centerline of Route 9 to the centerline of Patterson Road; thence southwesterly by and along the centerline of Patterson Road to the centerline of Meadow Road; thence southeasterly by and along the centerline of Meadow Road to the centerline of Kennebec Road; thence westerly by and along the centerline of Kennebec Road to the centerline of Route 69; thence southeasterly by and along the centerline of Route 69 to the Hampden/Winterport town line; thence southwesterly by and along the Hampden/Winterport town line to the Hampden/Newburgh town line; thence northerly by and along the Hampden/Newburgh town line to the intersection of the Hampden/Newburgh/Carmel/Hermon town lines; thence northeasterly, northerly, southeasterly, and northeasterly by and along the Hampden/Hermon town line to the centerline of the railroad tracks; thence southerly by and along the centerline of the railroad tracks to the point of beginning.

Effective Date: These Charter Amendments shall take effect upon adoption by the voters, and shall apply to the District elections commencing on November 4, 2014.

Summary: Title 30-A M.R.S. § 2503 requires that each district for the election of municipal officers must contain as nearly as possible the same number of inhabitants according to the latest Federal Decennial Census. The 2010 Census revealed that the number of inhabitants in the Districts varied significantly, and that the Districts as established in 2001 do not comply with the requirements of § 2503. The proposed re-districting will bring Hampden's Districts into compliance with § 2503.

*Subdivision as recommended by the Town Attorney. Unanimous vote in favor.*

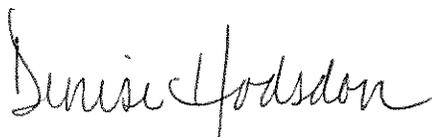
- c. **Adding Friday to Construction/Demo Weekends at Transfer Station – Infrastructure Committee Recommendation** – *Motion by Councilor Ryder, seconded by Councilor Shakespeare to add Fridays to the schedule of construction and demo weekends at the transfer station. Unanimous vote in favor.*
- d. **Swap Shop Passes – Infrastructure Committee Recommendation** – *Motion by Councilor Lawlis, seconded by Councilor Shakespeare to authorize the Town Manager to create swap shop passes for residents who wish to visit the swap shop but who do not otherwise have access to the transfer station. Unanimous vote in favor.*
- e. **Diesel Fuel Tank Replacement – Recommendations of Infrastructure Committee and Finance & Administration Committee** – *Motion by Councilor Shakespeare, seconded by Councilor Ryder to go out to bid for replacement of the diesel fuel tank at the Public Works garage, not to exceed a cost of \$15,000. Unanimous vote in favor.*
- f. **Snowblower Attachment for Sidewalk Trackless – Recommendations of Infrastructure Committee and Finance & Administration Committee** – *Motion by Councilor Shakespeare, seconded by Councilor Sirois to waive the bid process and approve the purchase of a replacement snowblower attachment for the sidewalk trackless at a cost of \$22,000, with funding to come from the Public Works Equipment Reserve account. Unanimous vote in favor.*
- g. **Home Backyard Composters – Recommendations of Infrastructure Committee and Finance & Administration Committee** – *Motion by Councilor Lawlis, seconded by Councilor Ryder to continue to sponsor and make available the backyard composters with the Town paying half of the cost. Vote on the motion was 4 in favor (Shakespeare, Ryder, Lawlis and Sirois); and 2 opposed (Duprey and Brann); motion carried.*
- h. **Video Taping of All Public Meetings: People’s Referendum – Brian Duprey** – *Following discussion of this request, the Council took no action.*

**D. COMMITTEE REPORTS**

**Services Committee** – *The next meeting will be at 6:00 pm on Monday, March 10<sup>th</sup>. Councilor Lawlis informed the Council that the April meeting will include financial information relative to the Skehan Center.*

**Infrastructure Committee** – *Councilor Ryder reported that the Committee is recommending that the fee for transfer station decals be increased from \$5.00 to \$20.00 and that item will be on the next Council agenda.*

- E. MANAGER'S REPORT** – *Manager Lessard reported that Town roads were posted to heavy load limits on February 28<sup>th</sup> and that 30-day notices of sewer liens will be going out on March 13<sup>th</sup>.*
- F. COUNCILORS' COMMENTS**  
*Councilor Ryder congratulated the Hampden Academy Boys Basketball team on a great season.*  
*Mayor Duprey also offered congratulations to the HA Boys team and said she was impressed by their 43 straight victories.*
- G. ADJOURNMENT** – *There being no further business, the meeting was adjourned at 8:20 pm.*



Denise Hodsdon  
Town Clerk