

HAMPDEN TOWN COUNCIL
HAMPDEN MUNICIPAL BUILDING
AGENDA

MONDAY

MARCH 4, 2013

5:30 P.M.

• **Swearing in of Councilor-Elect Ryder**

A. CONSENT AGENDA

1. SIGNATURES

2. SECRETARY'S REPORTS

a. February 19, 2013

3. COMMUNICATIONS

- a. Penobscot Valley Refuse Disposal District – Meeting Agenda & Minutes
- b. Maine DEP/New England Waste Services of ME – Air Emission License
- c. Sam Manhart – New Application for Pool Board of Trustees – Referral to Services Committee
- d. Benjamin Curtis – New Application for Pool Board of Trustees – Referral to Services Committee

4. REPORTS

- a. Time Warner Cable – 2012 Franchise Fee Worksheet
- b. Finance & Administration Committee Minutes – 2/19/2013
- c. Infrastructure Committee Minutes – 2/25/2013
- d. Infrastructure Committee Minutes of Meeting with Water District Trustees – 2/25/2013

B. PUBLIC COMMENTS

C. POLICY AGENDA

1. PUBLIC HEARINGS

2. NOMINATIONS – APPOINTMENTS – ELECTIONS

- a. Official Return of Votes – Special Election for District 4 Councilor – 2/26/2013

3. UNFINISHED BUSINESS

- a. Meetings Regarding State Budget

4. NEW BUSINESS

- a. GIS/IT – Request for Use of Reserve Funds

D. COMMITTEE REPORTS

E. MANAGER'S REPORT

F. COUNCILORS' COMMENTS

G. ADJOURNMENT



A-2-a

HAMPDEN TOWN COUNCIL
HAMPDEN MUNICIPAL BUILDING
MINUTES

TUESDAY

FEBRUARY 19, 2013

7:00 P.M.

Attending:

*Deputy Mayor Tom Brann
Councilor Jean Lawlis
Councilor Shelby Wright
Councilor Bill Shakespeare
Councilor Carol Duprey*

*Town Attorney Thomas Russell
Town Manager Susan Lessard
Town Clerk Denise Hodsdon
Citizens*

The meeting was called to order by Deputy Mayor Brann at 7:00 pm.

A. CONSENT AGENDA

1. SIGNATURES

2. SECRETARY'S REPORTS

a. February 4, 2013

3. COMMUNICATIONS

- a. Goodwill Riders Snowmobile Club – Thank you
- b. Susan O'Brien – New Application for Pool Board – Referral to Services Committee

4. REPORTS

- a. Finance & Administration Committee Minutes – 2/4/2013
- b. Bangor Humane Society – Stray Animal Report – January, 2013

The Consent Agenda was accepted by unanimous consent.

B. PUBLIC COMMENTS

C. POLICY AGENDA

1. PUBLIC HEARINGS – *There were none.*

2. NOMINATIONS – APPOINTMENTS – ELECTIONS

- a. **Planning & Development Committee Recommendations re Committee Re-appointments:**

1. **Mike Pullen – Historic Preservation Commission** – *Motion by Councilor Wright, seconded by Councilor Lawlis to reappoint Mike Pullen to the Historic Preservation Commission. Unanimous vote in favor.*
 2. **Morten Syversen – Planning Board** – *Motion by Councilor Wright, seconded by Councilor Lawlis to reappoint Morten Syversen to the Planning Board. Unanimous vote in favor.*
 3. **Michael Avery – Planning Board** – *Motion by Councilor Shakespeare, seconded by Councilor Duprey to reappoint Michael Avery to the Planning Board. Unanimous vote in favor.*
 4. **Peter Frazier – Planning Board** – *Motion by Councilor Shakespeare, seconded by Councilor Wright to reappoint Peter Frazier to the Planning Board. Unanimous vote in favor.*
- b. **Planning & Development Committee Recommendations re New Committee Appointments:**
1. **Kristen McNutt – Historic Preservation Commission** – *Motion by Councilor Lawlis, seconded by Councilor Wright to appoint Kristen McNutt to the Historic Preservation Commission. Unanimous vote in favor.*
 2. **James Davitt – Planning Board - Associate Member** – *Motion by Councilor Lawlis, seconded by Councilor Shakespeare to appoint James Davitt as an Associate Member of the Planning Board. Unanimous vote in favor.*

3. UNFINISHED BUSINESS

- a. **Request for Proposals – Phase II of Hampden Business Park** – *Motion by Councilor Lawlis, seconded by Councilor Shakespeare to go forward with the Request for Proposals for Phase II of the Business Park. Unanimous vote in favor.*

4. NEW BUSINESS

- a. **Police Vehicle Bid Results** – *The Finance & Administration Committee met earlier in the evening with Public Safety Director Joe Rogers to review the bid results. It was the recommendation of the Committee to accept the bid from Quirk Ford for a 2013 Ford SUV Interceptor in the amount of \$25,354.00. Motion by Councilor Shakespeare, seconded by Councilor Lawlis to accept the bid from Quirk Ford for a 2013 Ford SUV Interceptor in the amount of \$25,354.00 with funding in the amount of \$25,000 from the Police operating account and \$354.00 from the Police Cruiser Reserve account. Unanimous vote in favor.*

D. COMMITTEE REPORTS

Infrastructure Committee – Councilor Wright – the committee will meet from 5:30 to 6:30 pm on February 25th, to be followed by a meeting with the Hampden Water District Board of Trustees.

Services Committee – Councilor Lawlis – the meeting scheduled for February 11th was cancelled due to the weather. The next meeting will be at 6:00 pm on March 11th.

Planning & Development Committee – Councilor Brann – the committee met on February 6th with a potential developer for the old Hampden Academy property. The developer will meet with Town staff and develop a formal proposal for the committee to review at its next meeting on March 6th.

Finance & Administration Committee – Manager Lessard – the Committee met earlier in the evening and reviewed and signed warrants; reviewed January financial statements and police vehicle bid results; reviewed and took no action on a membership application for Maine Services Center Coalition.

E. MANAGER'S REPORT – A copy of the Manager's Report is attached and made a part of the minutes.

F. COUNCILORS' COMMENTS

Councilor Lawlis noted that one of the items on the consent agenda was a very nice letter from the Goodwill Riders Snowmobile Club. She walks her dog on the snowmobile trails and appreciates what a great service the Snowmobile Club provides to the community.

G. ADJOURNMENT – The meeting adjourned at 7:36 pm.



Denise Hodsdon
Town Clerk

MANAGER'S REPORT
February 19, 2013

Laptop Grant – Ambulances – Fire/EMS and GIS staff have applied for a grant to Maine Emergency Management to replace both laptop computers in the ambulances. The decision on recipients will be made on April 1, 2013. There is a 1/3 match required for this grant, which has been built into the computer budget. These are extremely rugged laptops for the ambulance.

Worker's Comp Refund – The Town received a \$2,641 refund today from the Maine Municipal Association for the Worker's Compensation program based on last year's actual vs estimated payroll liability.

Blizzard 2/9-2/10 – Maine Emergency Management has requested cost information on what towns expended during the blizzard. They are making application for funding for all/part of the costs of personnel/equipment for that storm. We have submitted our information and I will notify you if/when we receive any funding. In addition, at the end of that storm, one of our large plow trucks was damaged. Insurance will pay for the repairs to the truck which resulted from an encounter with a ditch.

February 25th Meeting – A reminder that we have an Infrastructure Committee meeting on Monday, February 25th. The agenda for the meeting is a meeting with the Water District Trustees about the upcoming rate increase. It is important that as many Councilors as possible attend to hear this information.

Special Election – Tuesday, February 26th – A reminder that a Special Election for a District 4 Councilor is being held on Tuesday, February 26th from 8 a.m. until 8 p.m. in the Community Room of the Public Safety building. This is for residents who live in District 4 only.

PVRDD – The reconstituted Penobscot Valley Refuse District Disposal Board of Directors have set a meeting date for March 5th. By that date, the group hopes to have all the information that has been requested from Eastern Maine Development Corporation and, based on that, make a decision on how to move forward with getting the money returned to the group. Negotiations for the provision of the return of the funds and the information surrounding the initial transfer to EMDC have stalled at this point. We are in hopes to have the information by the time the group meets again.

County Tax – We received our County Tax bill for next year – it is approximately \$36,000 higher than the current year. The memo attached to the bill said that much of increase was due to a loss of valuation in the County.

A-3-a

Penobscot Valley Refuse Disposal District

To: PVRDD Member Communities
From: Greg Louder
Date: February 26, 2013
RE: March 5, 2013 Meeting Notice and Agenda

Below is the agenda for the upcoming meeting of the PVRDD to be held at the Town of Hampden Town Office located at 106 Western Avenue beginning at 11 AM on March 5, 2013. Following this notice will be a supplemental mailing including items to support your preparation for the meeting. Any information not considered a public record will be so noted.

AGENDA

1. Welcome and call to order
2. Consideration of November 29, 2012 meeting minutes
3. Executive Session per 1 M.R.S.A. §405(6) (e) Discussion with legal counsel concerning legal rights and duties over a settlement offer and pending or contemplated litigation.
4. Consideration of an agreement between PVRDD and EMDC to accomplish the retrieval of PVRDD funds and records related thereto as further described in a letter from PVRDD to EMDC dated December 4, 2012.
5. Consideration of further actions necessary to accomplish the purposes described in a letter from PVRDD to EMDC dated December 4, 2012.
6. Adjourn

I look forward to seeing you all in Hampden next Tuesday, March 5th at 11AM.

Feel free to contact me at 1-866-254-3507 or 664-1700 with questions in the meantime.

Penobscot Valley Refuse Disposal District

PVRDD Meeting November 29, 2012 at 2 PM
Town of Orono Municipal Building
59 Main Street, Orono Maine

MINUTES

1. Welcome and Introduction

Representing Towns: Catherine Conlow, Bangor; Melissa Doane, Bradley; Karen Fussell, Brewer; Matthew Pineo, Brownville; Michelle Begin, Dedham; Jack Clukey, Dover-Foxcroft; Michael Crooker, Glenburn; Tom Goulette, Guilford; Susan Lessard, Hampden; Roger Raymond, Hermon; John Butts, Holden; Richard Mullins, Milo; Dave Russell, Old Town; Sophie Wilson, Orono; Joe Hayes, Veazie

Greg Louder opened the meeting at 2:06 PM and introduced himself as the previous District Administrator of the PVRDD from 1995 through 1999 when the PVRDD board of directors decided the organization would be inactive. Dan Walker from PretiFlaherty was also present as legal counsel for PVRDD.

2. Organizational/Election of Officers - Election of President, Vice President, Treasurer and Clerk.

Melissa Doane nominated Roger Raymond as President of PVRDD

Susan Lessard agreed to run as Vice President

Matthew Pineo agreed to run as Treasurer

Greg Louder as Clerk.

Tom Goulette moved to accept the slate of officers as presented. Joe Hayes seconded. All voted in favor.

3. Background Regarding PVRDD and 2012 PVRDD Issues

Greg Louder stated that in 1999 when the PVRDD was winding up its operations the board of directors voted to leave the organizational structure intact because there were authorities that the PVRDD held that MRC did not and that in fact, in all municipal contracts with PERC, PVRDD, or "District", is specifically defined and named as an entity for which certain Charter Municipalities have a right of contract assignment. When the board of directors last met in December of 1999, the board directed staff to leave the Solid Waste Fund (aka general fund) bank account (approximately \$10,000) intact as seed money for any future operations. The board directed staff to seek to equitably return the money in a second account, the Demolition Debris Account (approximately \$42,000), to the PVRDD towns. Mr. Louder was asked to determine "to the penny" the amount each town put in and was owed in return. To the penny reconciliation proved difficult at the time. In follow up discussions with the Board

Treasurer, Mr. Louder was asked to check PVRDD bank statements from time to time to confirm there was no activity in either account and to be sure to return the funds to the communities at some future time prior to separation from his position with MRC. In Late February 2012 through a routine inquiry with the EMDC bookkeeping department, Mr. Louder learned the PVRDD accounts and funds had been transferred to EMDC control. Requests for access to the PVRDD bank statements and any other records associated with the transfer of the funds to EMDC control were denied. To date, no satisfactory explanation or accounting of the facts and circumstances leading to and surrounding the transfer of control has been received.

Mr. Louder stated that a letter was sent on March 21, 2012 to Mr. Michael Aube, EMDC President and CEO requesting the funds be made available for distribution to PVRDD member towns. Subsequent discussions with Mr. Aube led to a letter to the PVRDD member towns was sent on May 11, 2012 from the MRC Board of Directors detailing the history of PVRDD, the existence of the bank accounts and the apparent transfer of PVRDD funds to EMDC control. The interested communities were surveyed to gauge interest in taking action to recover the funds. Subsequent efforts to meet with Mr. Aube to recover the funds led to a letter sent to the PVRDD communities September, 12 2012 to explain that it would be necessary to re-seat a board of directors from the member communities in order to satisfactorily resolve the matter. Following appointments by municipal officers in the PVRDD communities, today's meeting was scheduled.

4. Discussion Regarding Records Relating to and the Accounting of PVRDD Funds and Actions Required to Recover the District's Funds for the benefits of its member Communities.

Susan Lessard asked Mr. Louder if there was a written record of communication between EMDC and Key Bank. Mr. Louder explained that he had made a request of Key Bank for information but Key Bank would only provide the information that Mr. Aube and EMDC were current signers on the account. Mr. Walker spoke to an attorney in his firm who represents Key Bank. The attorney told Mr. Walker that the best way to approach Key Bank for information regarding the accounts would be to have the last person authorized to sign for the account for PVRDD make the request. At this time an inquiry was put to Mr. Walker regarding a potential conflict of interest. He responded that if the board chose to pursue legal action against Key Bank there would be a conflict but at this time he saw no issues.

Mr. Louder informed the board that PVRDD records were boxed up and released to EMDC's custody in 2005 as EMDC moved from One Cumberland Place, Bangor to 40 Harlow Street, Bangor and EMDC put them into storage. To date, Mr. Louder has not been able to locate the records although a request to have them produced by November 28, 2012 was made.

Mr. Walker contacted Erik Stumpf, an attorney who has previously represented EMDC, to ask if Mr. Aube would be attending today's meeting. Mr. Stumpf told him that Mr. Aube would not be attending the meeting and then sent an e-mail dated November 28, 2012 detailing:

I am responding, at Mike Aube's request, to the e-mail sent to Mike by Greg Louder last Wednesday, copied below.

Mike has asked me to respond because Greg's "records request" (see attached) reads very much like a document discovery request in a court case and, as such, is a little bit over the top.

Due to the late notice and a prior commitment, Mike will not be available to attend tomorrow's meeting of the newly-reconstituted PVRDD board. Mike is assembling some additional records relating to the PVRDD funds (agenda item number 4 on your meeting agenda, copy attached), including some Key Bank correspondence, but those records will not be ready in time for tomorrow's meeting.

Concerning agenda item number 5 ("Consideration of Action Required to Recover PVRDD Funds for the Benefits [sic] of its Member Communities"), EMDC has been and remains prepared to discuss appropriate arrangements once the preferences of all PVRDD members have been determined by the PVRDD Board, concerning use and disposition of the funds.

Finally, for tomorrow's meeting, a previous memo by Greg Louder makes reference to two separate PVRDD accounts – a "general account fund" of approximately \$10,000, and a demolition debris account of approximately \$41,000. The funds transferred by Key Bank to EMDC from the Key Bank money market checking account in February total \$43,696.24. Based on the amount concerned, this would appear to be the "demolition debris" account. An internal records check by EMDC indicates that there is an additional PVRDD account with a balance of \$9,492.37 in a separate account still held by Key Bank. Based again on the amount concerned, this appears to be the "general account fund" referred to by Greg.

A question was asked of Mr. Louder regarding the management control of funds and why EMDC thought they had control as suggested by EMDC in relation to a separate entity, Penobscot Valley Council of Governments (PVCOG) as described by EMDC in a letter dated October 26, 2012. Mr. Louder stated, and Ms. Lessard confirmed, that the PVCOG never had any control over or any relationship whatsoever to the PVRDD funds so the EMDC explanation in the October 26, 2012 letter was not accurate.

Mr. Louder mentioned that in December 2011, just prior to his discovery of the missing funds, he had written a letter in support requested by EMDC for their application for a Solid Waste Technical Assistance Grant, so he has been very surprised by the adversarial tone and lack of cooperation in his interactions with Mr. Aube of EMDC over the past several months.

Catherine Conlow moved to make a formal request of EMDC to turn over funds by December 31, 2012. Matthew Pineo seconded.

A discussion followed regarding the motion and Ms. Conlow said she would like to enter Executive Session to discuss what other options might be available to the board.

Mr. Pineo made a motion to enter Executive Session (MRSA, Title 1, Chapter 13, Section 405(6)(e). John Butts seconded. All voted in favor. 2:45 PM.

Tom Goulette made a motion to exit Executive Session and Richard Mullins seconded. All voted in favor. 3:11 PM

5. Consideration of Actions Required to Recover the PVRDD funds for the benefits of its member Communities.

Ms. Conlow rescinded her earlier motion. Mr. Pineo seconded.

Mr. Walker read a new order:

The Board hereby authorizes Greg Lounder to take all necessary and appropriate action in order to retrieve the PVRDD funds that have been appropriated by EMDC and all documents and records related thereto by December 14, 2012 at 5:00 PM.

Ms. Conlow made a motion to approve the order as read by Mr. Walker. Mr. Pineo seconded. All voted in favor.

Sophie Wilson made a motion to appoint Preti Flaherty as legal counsel for PVRDD. Mr. Pineo seconded. All voted in favor.

Mr. Pineo made a motion to authorize Mr. Lounder to pursue the retrieval of the General Fund Account monies from Key Bank. Joe Hayes seconded. All voted in favor.

6. Adjourn

Jack Clukey made a motion to adjourn. Mr. Pineo seconded. All voted in favor. 3:30 PM



STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION

A-3-b

PAUL R. LEPAGE
GOVERNOR

February 12, 2013

Jeremy Labbe
Regional Engineer
New England Waste Services of ME, Inc.
358 Emerson Mill Road
Hampden, ME 04444

RE: Air Emission License A-850-77-8-M
for Chapter 115 Minor Revision

Dear Mr. Labbe:

Enclosed please find the final air emission license for which you applied (A-850-77-8-M). This license completes the processing of the application(s) associated with the following DEP tracking number(s): 559757. Also enclosed please find an information sheet on appealing a licensing decision and a customer service questionnaire.

If you have any questions, please write or call your project manager, Lynn Poland. The main office number is (207) 287-2437.

Sincerely,

Marc Allen Robert Cone, P.E.
Bureau of Air Quality

cc: ✓ Town of Hampden
License File

AUGUSTA
17 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0017
(207) 287-7688 FAX: (207) 287-7826
RAY BLDG., HOSPITAL ST.

BANGOR
106 HOGAN ROAD, SUITE 6
BANGOR, MAINE 04401
(207) 941-4570 FAX: (207) 941-4584

PORTLAND
312 CANCO ROAD
PORTLAND, MAINE 04103
(207) 822-6300 FAX: (207) 822-6303

PRESQUE ISLE
1235 CENTRAL DRIVE, SKYWAY PARK
PRESQUE ISLE, MAINE 04679-2094
(207) 764-0477 FAX: (207) 760-3143



STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION



PAUL R. LEPAGE
GOVERNOR

PATRICIA W. AHO
COMMISSIONER

**New England Waste Services of ME, Inc.
d/b/a Pine Tree Landfill
Penobscot County
Hampden, Maine
A-850-77-8-M**

**Departmental
Findings of Fact and Order
New Source Review
NSR #6**

FINDINGS OF FACT

After review of the air emissions license amendment application, staff investigation reports and other documents in the applicant's file in the Bureau of Air Quality, pursuant to 38 M.R.S.A., Section 344 and Section 590, the Department finds the following facts:

I. REGISTRATION

A. Introduction

FACILITY	New England Waste Services of ME, Inc. d/b/a Pine Tree Landfill (PTL)
LICENSE TYPE	06-096 CMR 115, Minor Revision
NAICS CODES	562212
NATURE OF BUSINESS	Solid Waste Landfill
FACILITY LOCATION	358 Emerson Mill Road Hampden, Maine

PTL is a closed, secure special waste landfill that accepted a variety of solid wastes. The landfill ceased accepting waste in 2010. Various sections of the landfill are equipped with an active gas extraction system designed for the collection and destruction of landfill through combustion. The primary combustion device is a landfill gas-to-energy (LFGTE) facility with three Jenbacher (JGS 320) engines and a 90 MMBtu/hr utility flare available to combust gas if the collection rate exceeds the combustion capacity of the LFGTE facility (e.g. during maintenance operations at the LFGTE facility).

B. Revision Description

New Source Review Amendment #A-850-77-7-A was issued to PTL on February 18, 2011. This amendment addressed the leachate recirculation project and also established landfill gas (LFG) sampling and testing requirements.

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RAY BLDG., HOSPITAL ST.

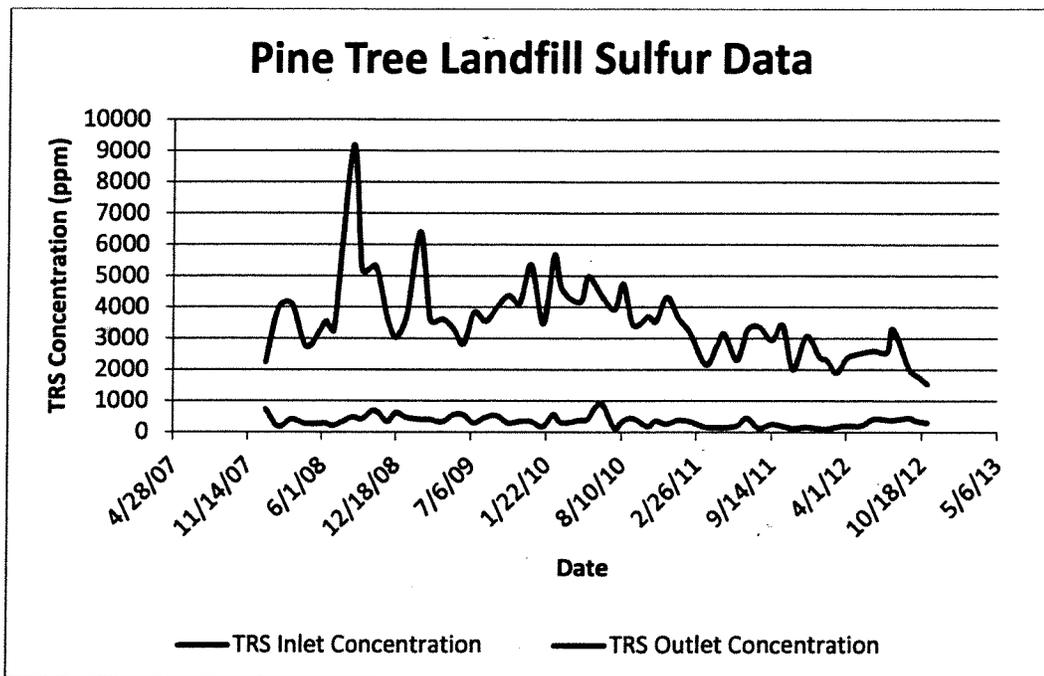
BANGOR
106 HOGAN ROAD, SUITE 6
BANGOR, MAINE 04401
(207) 941-4570 FAX: (207) 941-4584

PORTLAND
312 CANCO ROAD
PORTLAND, MAINE 04103
(207) 822-6300 FAX: (207) 822-6303

PRESQUE ISLE
1235 CENTRAL DRIVE, SKYWAY PARK
PRESQUE ISLE, MAINE 04679-2094
(207) 764-0477 FAX: (207) 760-3143

PTL ceased accepting solid waste and completed closure of the landfill in 2010. However, PTL has continued to operate the LFG collection and treatment system and to combust LFG in either the Landfill Gas to Energy (LFGTE) engines or flare.

PTL has two years of operational data showing stabilized sulfur levels in the LFG both prior to and post treatment. The chart below shows the monthly average TRS inlet and outlet concentrations from the LFG scrubbing system.



PTL has therefore requested a reduction in the sulfur sampling frequency requirements found in NSR Amendments A-850-77-3-A and A-850-77-7-A.

PTL has proposed reducing the requirement to monitor for H₂S from twice daily every day to twice daily two times per week and reducing the requirement to sample for total reduced sulfur (TRS) from two days monthly to one. This change is warranted based on the amount of data showing stabilized conditions in the LFG and control equipment and would also bring PTL's license into alignment with monitoring requirements at other similar facilities.

C. Application Classification

The application for PTL does not violate any applicable federal or state requirements. It does request a reduction in monitoring, reporting, testing or record keeping. There are no expected emissions increases of any regulated

New England Waste Services of ME, Inc.
d/b/a Pine Tree Landfill
Penobscot County
Hampden, Maine
A-850-77-8-M

3

Departmental
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NSR #6

pollutant due to this modification. Therefore, this amendment is determined to be a minor revision under *Minor and Major Source Air Emission License Regulations* 06-096 CMR 115 (as amended) since the changes being made are not addressed or prohibited in the Part 70 air emission license. An application to incorporate the requirements of this amendment into the Part 70 air emission license was included with the NSR application.

ORDER

The Department hereby grants Air Emission License Minor Revision A-850-77-8-M pursuant to the preconstruction licensing requirements of 06-096 CMR 115 and subject to the standard and special conditions below.

Severability. The invalidity or unenforceability of any provision, or part thereof, of this License shall not affect the remainder of the provision or any other provisions. This License shall be construed and enforced in all respects as if such invalid or unenforceable provision or part thereof had been omitted.

Condition (1)(D) of New Source Review Amendment A-850-77-4-M is determined to be obsolete and is therefore Deleted.

The following shall replace Condition (4) of New Source Review Amendment A-850-77-3-A:

(4) Monitoring Requirements

The following are identified as Periodic Monitors:

1. Maintenance performed on each engine;
2. Monthly operating time for each engine;
3. Monthly gas flow to the flare;
4. Monthly gas flow to the engines.
5. H₂S concentration and gas flow rate entering TRS control equipment.
6. H₂S concentration and gas flow rate exiting TRS control equipment.
7. Calibration of H₂S analyzers and flow monitors twice per year.

New England Waste Services of ME, Inc.
d/b/a Pine Tree Landfill
Penobscot County
Hampden, Maine
A-850-77-8-M

4

Departmental
Findings of Fact and Order
New Source Review
NSR #6

The following shall replace Condition (6)(C) of New Source Review Amendment A-850-77-7-A:

(6) SO₂ Emissions

- C. Compliance with the SO₂ lb/hr limit and the ppm limit shall be based on sampling of the landfill gas entering and exiting the TRS control equipment three times on one day per month (i.e. three samples at the inlet to the scrubber and three samples at the scrubber outlet) using a test method approved by the Department. PTL shall record the gas flow rate on the days of sampling events. The average of the three inlet samples and three outlet samples shall determine the result for that month. It will be assumed that all remaining sulfur in the landfill gas is converted to SO₂ and emissions calculated accordingly. Compliance with the SO₂ lb/hr limit and the ppm limit shall be based on a 12-month rolling average.
[06-096 CMR 115, BACT]

The following are New Conditions:

- (1) PTL shall sample the landfill gas H₂S concentration twice in the same day (morning and afternoon, with at least four hours between the two sample times) using colorimetric tubes and average the samples for that day. This sampling method shall occur at least two times per week with at least three days between samples. The colorimetric tube data shall be used as an operational tool and not for determining compliance with numerical emission limits. [06-096 CMR 115, BACT]

DONE AND DATED IN AUGUSTA, MAINE THIS 11th DAY OF February, 2013.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

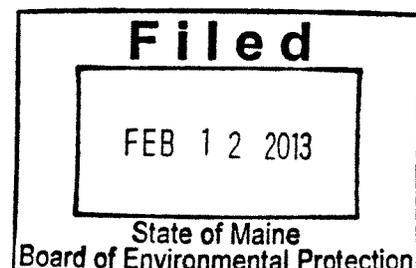
BY: Marc Allen Robert Carre for
PATRICIA W. AHO, COMMISSIONER

PLEASE NOTE ATTACHED SHEET FOR GUIDANCE ON APPEAL PROCEDURES

Date of initial receipt of application: 1/9/13
Date of application acceptance: 1/10/13

Date filed with the Board of Environmental Protection:

This Order prepared by Lynn Poland, Bureau of Air Quality.





DEP INFORMATION SHEET

Appealing a Department Licensing Decision

Dated: March 2012

Contact: (207) 287-2811

SUMMARY

There are two methods available to an aggrieved person seeking to appeal a licensing decision made by the Department of Environmental Protection's ("DEP") Commissioner: (1) in an administrative process before the Board of Environmental Protection ("Board"); or (2) in a judicial process before Maine's Superior Court. An aggrieved person seeking review of a licensing decision over which the Board had original jurisdiction may seek judicial review in Maine's Superior Court.

A judicial appeal of final action by the Commissioner or the Board regarding an application for an expedited wind energy development (35-A M.R.S.A. § 3451(4)) or a general permit for an offshore wind energy demonstration project (38 M.R.S.A. § 480-HH(1)) or a general permit for a tidal energy demonstration project (38 M.R.S.A. § 636-A) must be taken to the Supreme Judicial Court sitting as the Law Court.

This INFORMATION SHEET, in conjunction with a review of the statutory and regulatory provisions referred to herein, can help a person to understand his or her rights and obligations in filing an administrative or judicial appeal.

I. ADMINISTRATIVE APPEALS TO THE BOARD

LEGAL REFERENCES

The laws concerning the DEP's *Organization and Powers*, 38 M.R.S.A. §§ 341-D(4) & 346, the *Maine Administrative Procedure Act*, 5 M.R.S.A. § 11001, and the DEP's *Rules Concerning the Processing of Applications and Other Administrative Matters* ("Chapter 2"), 06-096 CMR 2 (April 1, 2003).

HOW LONG YOU HAVE TO SUBMIT AN APPEAL TO THE BOARD

The Board must receive a written appeal within 30 days of the date on which the Commissioner's decision was filed with the Board. Appeals filed after 30 calendar days of the date on which the Commissioner's decision was filed with the Board will be rejected.

HOW TO SUBMIT AN APPEAL TO THE BOARD

Signed original appeal documents must be sent to: Chair, Board of Environmental Protection, c/o Department of Environmental Protection, 17 State House Station, Augusta, ME 04333-0017; faxes are acceptable for purposes of meeting the deadline when followed by the Board's receipt of mailed original documents within five (5) working days. Receipt on a particular day must be by 5:00 PM at DEP's offices in Augusta; materials received after 5:00 PM are not considered received until the following day. The person appealing a licensing decision must also send the DEP's Commissioner a copy of the appeal documents and if the person appealing is not the applicant in the license proceeding at issue the applicant must also be sent a copy of the appeal documents. All of the information listed in the next section must be submitted at the time the appeal is filed. Only the extraordinary circumstances described at the end of that section will justify evidence not in the DEP's record at the time of decision being added to the record for consideration by the Board as part of an appeal.

WHAT YOUR APPEAL PAPERWORK MUST CONTAIN

Appeal materials must contain the following information at the time submitted:

1. *Aggrieved Status.* The appeal must explain how the person filing the appeal has standing to maintain an appeal. This requires an explanation of how the person filing the appeal may suffer a particularized injury as a result of the Commissioner's decision.
2. *The findings, conclusions or conditions objected to or believed to be in error.* Specific references and facts regarding the appellant's issues with the decision must be provided in the notice of appeal.
3. *The basis of the objections or challenge.* If possible, specific regulations, statutes or other facts should be referenced. This may include citing omissions of relevant requirements, and errors believed to have been made in interpretations, conclusions, and relevant requirements.
4. *The remedy sought.* This can range from reversal of the Commissioner's decision on the license or permit to changes in specific permit conditions.
5. *All the matters to be contested.* The Board will limit its consideration to those arguments specifically raised in the written notice of appeal.
6. *Request for hearing.* The Board will hear presentations on appeals at its regularly scheduled meetings, unless a public hearing on the appeal is requested and granted. A request for public hearing on an appeal must be filed as part of the notice of appeal.
7. *New or additional evidence to be offered.* The Board may allow new or additional evidence, referred to as supplemental evidence, to be considered by the Board in an appeal only when the evidence is relevant and material and that the person seeking to add information to the record can show due diligence in bringing the evidence to the DEP's attention at the earliest possible time in the licensing process or that the evidence itself is newly discovered and could not have been presented earlier in the process. Specific requirements for additional evidence are found in Chapter 2.

OTHER CONSIDERATIONS IN APPEALING A DECISION TO THE BOARD

1. *Be familiar with all relevant material in the DEP record.* A license application file is public information, subject to any applicable statutory exceptions, made easily accessible by DEP. Upon request, the DEP will make the material available during normal working hours, provide space to review the file, and provide opportunity for photocopying materials. There is a charge for copies or copying services.
2. *Be familiar with the regulations and laws under which the application was processed, and the procedural rules governing your appeal.* DEP staff will provide this information on request and answer questions regarding applicable requirements.
3. *The filing of an appeal does not operate as a stay to any decision.* If a license has been granted and it has been appealed the license normally remains in effect pending the processing of the appeal. A license holder may proceed with a project pending the outcome of an appeal but the license holder runs the risk of the decision being reversed or modified as a result of the appeal.

WHAT TO EXPECT ONCE YOU FILE A TIMELY APPEAL WITH THE BOARD

The Board will formally acknowledge receipt of an appeal, including the name of the DEP project manager assigned to the specific appeal. The notice of appeal, any materials accepted by the Board Chair as supplementary evidence, and any materials submitted in response to the appeal will be sent to Board members with a recommendation from DEP staff. Persons filing appeals and interested persons are notified in advance of the date set for Board consideration of an appeal or request for public hearing. With or without holding a public hearing, the Board may affirm, amend, or reverse a Commissioner decision or remand the matter to the Commissioner for further proceedings. The Board will notify the appellant, a license holder, and interested persons of its decision.

II. JUDICIAL APPEALS

Maine law generally allows aggrieved persons to appeal final Commissioner or Board licensing decisions to Maine's Superior Court, see 38 M.R.S.A. § 346(1); 06-096 CMR 2; 5 M.R.S.A. § 11001; & M.R. Civ. P 80C. A party's appeal must be filed with the Superior Court within 30 days of receipt of notice of the Board's or the Commissioner's decision. For any other person, an appeal must be filed within 40 days of the date the decision was rendered. Failure to file a timely appeal will result in the Board's or the Commissioner's decision becoming final.

An appeal to court of a license decision regarding an expedited wind energy development, a general permit for an offshore wind energy demonstration project, or a general permit for a tidal energy demonstration project may only be taken directly to the Maine Supreme Judicial Court. See 38 M.R.S.A. § 346(4).

Maine's Administrative Procedure Act, DEP statutes governing a particular matter, and the Maine Rules of Civil Procedure must be consulted for the substantive and procedural details applicable to judicial appeals.

ADDITIONAL INFORMATION

If you have questions or need additional information on the appeal process, for administrative appeals contact the Board's Executive Analyst at (207) 287-2452 or for judicial appeals contact the court clerk's office in which your appeal will be filed.

Note: The DEP provides this INFORMATION SHEET for general guidance only; it is not intended for use as a legal reference. Maine law governs an appellant's rights.



Check One: Initial Application
 Reappointment Application

TOWN OF HAMPDEN

APPLICATION FOR TOWN BOARDS AND COMMITTEES

A-3-C

NAME: Manhart Sam H
LAST FIRST MI
ADDRESS: 6 Elm Street West Hampden 04444
STREET TOWN ZIP

MAILING ADDRESS (if different): _____

TELEPHONE: 207-745-2342 207-862-3791
HOME WORK

EMAIL: Smanhart@sad22.us

OCCUPATION: Hampden Academy English Teacher & Swim Coach

BOARD OR COMMITTEE PREFERENCE:
FIRST CHOICE: Lura Hoit Memorial Pool

SECOND CHOICE (OPTIONAL): _____

How would your experience, education and/or occupation be a benefit to this board or committee? I live, teach, coach, and parent in Hampden and am deeply committed to our town's recreational infrastructure, the Hoit Pool chief among them

Are there any issues you feel this board or committee should address, or should continue to address? No.

- 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: FEB 25 2013
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

A-3-d

NAME: Curtis Benjamin J
LAST FIRST MI
ADDRESS: 1181 Kennebec rd. Hampden 04444
STREET TOWN ZIP

MAILING ADDRESS (if different): _____

TELEPHONE: 207-951-3661 207-469-2129
HOME WORK

EMAIL: curtisbjamn@gmail.com

OCCUPATION: Teacher, Adult education math

BOARD OR COMMITTEE PREFERENCE:

FIRST CHOICE: ~~_____~~ Lura Hoit Memorial Pool

SECOND CHOICE (OPTIONAL): _____

How would your experience, education and/or occupation be a benefit to this board or committee? I have been on swim teams my entire life. I swim on the masters club at the pool, and I am very invested in this pool.

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: FEB 19 2013
COUNCIL COMMITTEE ACTION: _____	DATE: _____	
COUNCIL ACTION: _____	DATE: _____	
<input type="checkbox"/> NEW APPT	<input type="checkbox"/> REAPPOINTMENT	DATE APPOINTMENT EXPIRES: _____



New England Division

2012 Franchise Fee Worksheet

8916-113 Town of Hampden

TAX COLLECTOR
106 WESTERN AVENUE
HAMPDEN, ME 04444-

	January	February	March	April	May	June	July	August	September	October	November	December
Basic	\$21,980.27	\$21,743.64	\$21,863.19	\$21,409.00	\$21,523.02	\$21,305.45	\$21,266.17	\$20,915.26	\$20,562.38	\$20,447.40	\$20,406.24	\$20,050.04
Standard	\$4,729.23	\$4,220.56	\$4,184.78	\$3,837.47	\$4,421.10	\$3,705.11	\$4,337.37	\$4,101.96	\$3,147.31	\$2,849.59	\$3,015.05	\$2,071.79
Digital	\$16,895.31	\$16,669.03	\$16,626.29	\$16,835.52	\$17,016.54	\$16,588.32	\$16,386.00	\$16,420.22	\$16,179.58	\$16,163.26	\$16,167.16	\$16,254.85
Premium	\$4,562.82	\$4,448.50	\$4,469.45	\$4,605.56	\$4,679.01	\$4,705.84	\$4,626.99	\$4,571.23	\$4,570.25	\$4,699.08	\$4,739.77	\$4,695.16
Equipment	\$12,805.33	\$12,707.84	\$12,841.92	\$12,842.78	\$13,100.20	\$12,956.62	\$12,964.54	\$12,992.50	\$12,831.27	\$12,806.42	\$12,870.53	\$12,838.57
Install	\$504.16	\$863.74	\$741.37	\$628.24	\$634.99	\$1,096.01	\$647.46	\$912.48	\$1,476.72	\$1,499.76	\$1,082.52	\$1,406.89
Pay Per View	\$4,075.69	\$3,600.10	\$3,131.67	\$3,864.57	\$3,049.57	\$3,391.22	\$3,386.87	\$2,727.95	\$3,247.81	\$3,019.39	\$2,582.81	\$2,870.16
Late Fee	\$78.48	\$72.98	\$58.46	\$93.68	\$69.72	\$74.12	\$64.95	\$68.31	\$64.69	\$15.98	\$34.03	\$76.21
Other	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$250.00	(\$180.00)	\$0.00	\$0.00	\$0.00
Bad Debt	(\$301.18)	\$643.38	(\$689.59)	(\$463.16)	(\$488.49)	(\$568.65)	(\$1,140.61)	(\$560.90)	(\$1,041.12)	(\$172.04)	(\$675.33)	(\$583.76)
Franchise Fee	\$3,557.32	\$3,519.50	\$3,505.88	\$3,486.85	\$3,528.55	\$3,504.38	\$3,503.07	\$3,475.19	\$3,443.25	\$3,355.73	\$3,415.41	\$3,376.95
Total Revenue	\$118,887.43	\$118,489.27	\$116,733.42	\$117,140.51	\$117,534.21	\$116,758.42	\$116,042.81	\$115,874.20	\$114,302.14	\$114,684.57	\$113,638.19	\$113,056.86
Rate	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%
Subscribers	1455	1455	1449	1443	1440	1432	1428	1419	1417	1406	1403	1390
Revenue Fee	\$3,566.62	\$3,554.68	\$3,502.00	\$3,514.22	\$3,526.03	\$3,502.75	\$3,481.28	\$3,476.23	\$3,429.06	\$3,440.54	\$3,409.15	\$3,391.71
Total Franchise Fee	\$3,566.62	\$3,554.68	\$3,502.00	\$3,514.22	\$3,526.03	\$3,502.75	\$3,481.28	\$3,476.23	\$3,429.06	\$3,440.54	\$3,409.15	\$3,391.71

Payments and Adjustments

Date	Description	Ref Num	Amount
07/25/2012	Payment	0003622859	\$21,133.45
	Total		\$21,133.45

Year to Date Summary

Total Revenue	\$1,393,142.03
Revenue Fee	\$41,794.27
Total Franchise Fee	\$41,794.27
Less Payments	\$21,133.45
Total Due	\$20,660.82

A-4-a

FINANCE & ADMINISTRATION COMMITTEE MEETING MINUTES
Tuesday, February 19, 2013

Attending:

Councilor Tom Brann	Town Manager Sue Lessard
Councilor William Shakespeare	Resident Terry McAvoy
Councilor Carol Duprey	Public Safety Dir. Joseph Rogers
Councilor Jean Lawlis	
Councilor Shelby Wright	

The meeting was opened at 5:45 p.m. by Deputy Mayor Tom Brann.

1. Minutes of 2/4/2013 Meeting – Motion by Councilor Wright, seconded by Councilor Lawlis to accept the minutes of 2/4/2013. Unanimous vote in favor.
2. Financial Statements – January 2013 – The Town Manager presented the financial statements for January 2013 and answered Committee member questions. Councilor Lawlis asked for updated information regarding the Governor's budget proposal and the Town Manager informed the Committee that no further budget information had been provided by the legislature or the Governor's office.
3. Review & Sign Warrants – Committee members reviewed and signed payroll and payment warrants. The Town Manager and Public Safety Director explained in detail the check to the Town of Lincoln related to the hiring of a police officer within 5 years of when he had attended the Police Academy.
4. Old Business - None
5. New Business
 - a. Police Vehicle Bid Results – The Public Safety Director reviewed the bids that had been received for a new cruiser. He indicated that it was the police department recommendation that the Town purchase another SUV and accept the low bid for that type of vehicle from Quirk's of Augusta for \$25,324. Committee members discussed the need for an SUV based on the weather at certain times of the year and the amount of gear that police officers carry on their person and in their vehicle. Motion by Councilor Shakespeare, seconded by Councilor Duprey to recommend to the full Council that the Town purchase a 2013 Ford

Interceptor SUV at a cost of \$25,324 with \$25,000 from the Police Department operating budget and \$324 from Police Cruiser Reserve. Unanimous vote in favor.

- b. Maine Service Centers Coalition Membership – The Town Manager reviewed the membership application with the Committee and explained that although the Town of Hampden was considered a ‘service center’ community due to population density adjacent to Bangor, the Town had little in common with the majority of the membership of the group. She recommended that the Finance & Administration Committee not make a recommendation for participation in this group at this time. The Finance & Administration Committee took no action on this item

6. Public Comment - None

7. Committee Member comments

Councilor Shakespeare asked that a member of the Public Safety Department attend an upcoming Council meeting to update the Council on the results of a customer satisfaction survey that they had conducted and what steps the Police & Fire departments had taken to address concerns raised in survey responses.

Motion by Councilor Wright, seconded by Councilor Lawlis to adjourn at 6:25 p.m. Unanimous vote in favor.

Respectfully submitted –

Susan Lessard
Town Manager

A-4-C

INFRASTRUCTURE COMMITTEE MEETING MINUTES
MONDAY, FEBRUARY 25, 2013

Attending:

Councilor Shelby Wright	Town Manager Sue Lessard
Councilor Jean Lawlis	Resident Shane Sargeant
Councilor Tom Brann	Resident Terry McAvoy
Councilor William Shakespeare	

The meeting was opened at 5:40 P.M. by Chairman Wright.

1. MINUTES OF 1/28/2013 – Motion by Councilor Shakespeare, seconded by Councilor Brann to approve the minutes. Unanimous vote in favor
2. OLD BUSINESS
 - A. DISPOSITION OF FIRE DEPARTMENT OLD BRUSH TRUCK (JEEP) – The Town Manager reviewed the history of this item. It had first been voted by the Council to put the Jeep out for bid. At the request of Councilor Brann that vote was amended and the item was referred to Infrastructure for further discussion. After additional research, it was determined that the Jeep in question was not a year or model that is highly sought by collectors. Infrastructure had instructed the Manager to ask the Fire Department whether they wanted to keep it as a parade/show piece. The response of the Fire Department was that they preferred to put it out for bid. Motion by Councilor Lawlis, seconded by Councilor Wright to recommend to the full Council that the old Jeep brush truck be put out to bid. Unanimous vote in favor.
3. NEW BUSINESS
 - A. POLICY REGARDING PURCHASE OF POLICE VEHICLES – COUNCILOR BRANN - Councilor Brann explained that since for the past several years the Council has approved the purchase of a 4 wheel drive SUV for the police department, and that the rationale for that in terms of safety, and room for the officer(s) and equipment remain unchanged, that it would save bidders time if the bid requests were only for SUV type vehicles instead of sedan-style cruisers as well. Motion by Councilor Brann, seconded by Councilor Shakespeare to recommend to the full Council that the annual police cruiser bidding be limited to 4 wheel drive/SUV style vehicles. Unanimous vote in favor.
4. PUBLIC COMMENTS - None
5. COMMITTEE MEMBER COMMENTS – None

Motion by Councilor Lawlis, seconded by Councilor Shakespeare to adjourn at 5:55 p.m.
Unanimous vote in favor.

Respectfully submitted,

Susan Lessard
Town Manager

MINUTES FROM THE INFRASTRUCTURE COMMITTEE MEETING WITH
HAMPDEN WATER DISTRICT TRUSTEES
MONDAY, FEBRUARY 25, 2013

Attending:

Councilor Shelby Wright
Councilor Jean Lawlis
Councilor William Shakespeare
Councilor Tom Brann
Town Manager Susan Lessard
Resident Terry McAvoy
Jamie Holyoke, Water District

Water District Trustees:
John Quesnel
Mark Beauregard
Shane Sargeant
Don Darling
Dana Skinner

1. UPDATE ON WATER DISTRICT PROJECTS, CITY OF BANGOR COST INCREASES, AND
POSSIBLE WATER DISTRICT RATE INCREASE

The meeting was opened at 6:35 p.m. by Deputy Mayor Tom Brann. The meeting was then turned over to the Water District Trustees for the purpose of updating the Council.

John Quesnel, Water District Board Chair began the discussion with a review of operations for 2012. Accomplishments were as follows:

- The District ended the fiscal year with a \$66,000 budget surplus
- There have been no water main breaks this year.
- The District refinanced some high-interest debt.
- The overtime policy for the District was re-vamped.
- All expenses for the District are done by 'shopping' for the best price.
- There will be no rate increase in 2013, since the City of Bangor will not be doing a rate increase until the following year.
- The District may be able to go part way through 2014 without a rate increase as well.

On the less positive side were the following items:

- The District is not seeing growth (new customers or line extensions).
- People are installing fixtures that use less water, resulting in lower consumption rates and therefore less revenue for the District.
- The budget in 2013 is flat.

District Trustee Mark Beauregard discussed infrastructure improvements done in 2012 to the Canoe Club Road/Cottage Street line. The combination of very favorable interest rates for borrowing and lower-than-anticipated construction bidding allowed that project to go forward without an increase in the budget to cover the initial debt service. In addition, Mr. Beauregard stressed the need for future revenue growth and indicated a willingness on the part of the Water District Board of Trustees to work with the Town to find ways to expand the customer base.

Water District Foreman Jamie Holyoke discussed the District plan to redo waterlines from the Western Avenue/202 intersection to the bottom of the hill by the District office. He had discussed this project with Chip Swan, the Town's public works director in regard to the Town redoing its sewer lines in that area and the public works director will be bringing that project to the Infrastructure Committee meeting on March 25th.

Mr. Holyoke also discussed the Water District work plan for the upcoming year:

- The District plans to replace 4 hydrants.
- The water tank on Ballfield Road will be drained and the interior inspected to make sure that the paint is not wearing off.
- The District plans to 'loop' two current dead end lines in the Daisy Lane subdivision to improve water quality and improve the system capacity in that area.

The water quality is improving thanks to the installation of the soda ash/carbon dioxide treatment system installed at the pump station on Main Road North. The District has 'passed' for the last two years and as a result testing is not required as often, which saves the District \$2-3,000 per year. If the District passes for a third time, the frequency of testing will be decreased further.

Trustee Chair Quesnel also discussed the District's continued work in seeking a backup water source for the District in the event of a Bangor 'shutoff' of the system due to an emergency situation. Although the District has done some testing and looked at areas in the rural part of the community, they have also located a potential wellsite on the Water District office property. Indications are that this would be suitable for a backup water source. Estimated costs for well development and system connection for this would be \$250,000-\$300,000 – well below the million dollars a mile it would take to connect to a more remote source outside the Water District service area.

Water District Trustee Shane Sargeant discussed the possibility of the Town requiring that developments being done within a certain distance of the public water system be

required to hook to public water. Examples given that would have been good to hook to the system were subdivisions on Western Avenue just beyond where the current Water District service area is. The Town Manager said that she would raise the issue with the Planning and Development Committee when they begin to look at ordinance revisions related to the passage of the Comprehensive Plan.

Trustees and Councilors discussed possible joint projects including sewer/water development on the Coldbrook Road, the second half of the business park on Route 202 and the redevelopment of the old Hampden Academy site. The Town will add Jamie to its email list for all Planning & Development meetings so that the Water District can attend/participate if there are items of interest. Councilor Wright suggested that these ideas be explored more fully at the Council Goals & Objectives meeting scheduled for Saturday, March 9th.

Trustee Chair Quesnel invited Councilors to visit the District and view the infrastructure and asked that the invitation be extended to the Councilors who were not present.

Those in attendance agreed that it was a productive meeting and that a subsequent meeting should be scheduled in the fall.

The meeting was adjourned at 7:55 p.m.

Respectfully submitted,

Susan Lessard
Town Manager

C-3-a

TO: Hampden Town Council
FROM: Sue Lessard, Town Manager
DATE: February 27, 2013
RE: Meetings Regarding State Budget

The purpose of this memo is to provide the Council with the agenda for the meeting to be held on Monday, March 4th at 7 p.m. at the performing arts center of Hampden Academy, and to notify the Council of a second meeting that will be held at Brewer Auditorium on Thursday, March 7th at 6:30 p.m. with a similar agenda, but a different type of presentation limited to just those in this region.

The organization for the meeting of Monday, March 4th was the Penobscot Regional Educational Partnership (PREP) that includes the school systems in this region. The purpose behind that meeting is to share information related to potential school system and municipal impacts from the proposed Governor's budget. Maine Municipal Association has worked with the group, and legislators have been invited as well. The Governor has indicated that he may be in attendance at this meeting.

The second meeting, scheduled for Thursday, March 7th at 6:30 p.m. at Brewer Auditorium is the result of a regional meeting of town and city managers hosted by Steve Bost, City Manager of Brewer. The focus of the meeting to be held at the Brewer Auditorium is for area municipal officials and legislative representatives to have the opportunity to have a dialog about not only the Governor's proposed budget – but the need to make sure that legislators understand the ramifications to the property taxpayers of radical shifts in funding in general from State to local responsibility. There is great concern among municipal managers that very few legislators have much knowledge of the state/municipal partnerships that exist – and how those partnerships evolved – but the greatest fear is related to time. The State budget is a complicated and massive document. By the time it comes out of Committee for hearings – it is almost too late to make any kind of substantive changes. We believe it is important for our legislators to make sure that what comes out of committee respects the role of municipal government and does not simply move the problem to the next level of government. I am in hopes that you will choose to attend the Thursday night meeting as well as the Monday night meeting. Both will afford the opportunity to better understand the enormity of what is in play with this year's State budget.

An Evening for Leadership

State Funding to Schools and Municipalities – Outcomes of Proposed Reductions

March 4, 2013

(Storm Date March 11th)

7:00 pm - 8:30 pm

Hampden Academy Performing Arts Center

This evening provides an opportunity for community leaders, school leaders and legislators to learn about and discuss the impact of Governor LePage's proposed state funding reductions to both schools and communities. Superintendents of Schools and City/Town managers will discuss the significant impact to local communities of the Governor's budget proposals. Legislators from communities from Hancock, Penobscot and Piscataquis counties have been invited to attend.

Geoff Herman, Director of State and Federal Relations from the Maine Municipal Association will be providing an overview of the proposed budget impact upon local communities.

Leaders from the following communities will discuss the impact upon school and city services:

Bangor:	Superintendent Betsy Webb City Manager Cathy Conlow
RSU #25:	Superintendent James Boothby Bucksport Town Manager Mike Brennan
SAD #4:	Superintendent Paul Stearns Guilford Town Manager Tom Goulette

At Governor LePage's request, he will be provided the opportunity to address the fiscal impacts identified in the presentations made by municipal and school officials.

Connie Brown, Executive Director of the Maine School Management Association, will discuss the need to communicate with legislators and community members and discuss the potential impacts of reductions to state funding within each of our communities.

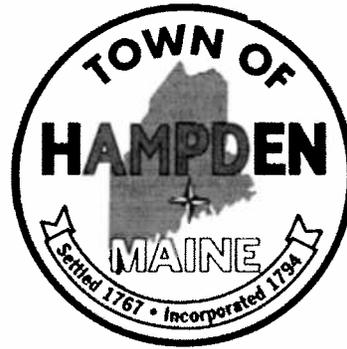
After the presentations an opportunity will be provided for school and community leaders to meet with their legislators to discuss and plan for next steps in response to these proposed significant reductions in funding.



The Penobscot River Educational Partnership is a collaborative effort linking eleven local school units and the University of Maine College of Education and Human Development and College of Business, Public Policy, and Health to develop the capacity of member organizations and individuals to improve teaching and learning.

MEMO

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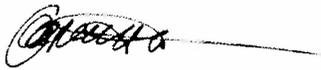
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T

To: Susan Lessard & Town Council
From: Gretchen Heldmann
Date: 02/27/2013
Re: Reserve Request for 03-731-00

Message:

From time to time, I have requests from engineers and surveyors for a copy of our 2006 orthophoto in a format other than the proprietary MrSID format I use in the town's GIS software. James W. Sewall company developed the original orthophoto and has provided an estimate of \$750.00 to develop a jpeg2000 format. Jpeg2000 format is more universal across software platforms, so more people with different types of GIS or CAD software should be able to easily use it.

Thank you,



Current Account Status

G 3-731-00 RESERVE ACCT / GIS MAPPING

-35,747.81 = Beg Bal
5.45 = Adjust

-104.83 = YTD Net
0.00 = YTD Enc

-35,847.19 = Balance

Per	Jrnl	Check	Date	Vendor-----	Description-----	RCB / Type	Debits	Credits
07	0081		07/31/12		Beg Bal Adjustments	B GJ	5.45	0.00
08	0185		08/30/12		checking interest - July	R GJ	0.00	6.56
08	0186		08/30/12		Int/FMV Change - July	R GJ	0.00	35.69
09	0209		09/12/12		Reserve Checking Int Aug	R GJ	0.00	5.26
09	0210		09/12/12		Aug Int/FMV Change	R GJ	0.00	79.60
10	0274		10/09/12		Reserve Checking Interest	R GJ	0.00	3.66
10	0275		10/09/12		Int/FMV Change Res Sept	R GJ	0.00	18.48
11	0410		11/26/12		Int/FMV Change - October	R GJ	54.86	0.00
11	0415		11/27/12		Reserve Chking Int Oct	R GJ	0.00	1.92
12	0447		12/10/12		Checking Interest Nov	R GJ	0.00	1.49
12	0448		12/10/12		Int/FMV Change November	R GJ	0.00	134.51
01	0540		01/10/13		Checking Int - December	R GJ	0.00	1.50
01	0541		01/10/13		INT/FMV CHANGE - DECEMBER	R GJ	60.25	0.00
02	0608		02/06/13		Int/FMV Change January	R GJ	70.23	0.00
02	0609		02/06/13		Reserve Checking Interest	R GJ	0.00	1.50
Totals-							190.79	290.17

Monthly Summary

Month	--Regular Entries--		--Budget Entries--	
	Debits	Credits	Debits	Credits
July	0.00	0.00	5.45	0.00
August	0.00	42.25	0.00	0.00
September	0.00	84.86	0.00	0.00
October	0.00	22.14	0.00	0.00
November	54.86	1.92	0.00	0.00
December	0.00	136.00	0.00	0.00
January	60.25	1.50	0.00	0.00
February	70.23	1.50	0.00	0.00
Totals	185.34	290.17	5.45	0.00