



HAMPDEN TOWN COUNCIL  
HAMPDEN MUNICIPAL BUILDING  
AGENDA

MONDAY

JULY 16, 2012

7:00 P.M.

• **5:30 pm – FINANCE & ADMINISTRATION COMMITTEE MEETING**

A. CONSENT AGENDA

1. SIGNATURES

2. SECRETARY'S REPORTS

a. August 15, 2011

3. COMMUNICATIONS

- a. Reeds Brook Destination ImagiNation Team – Thank You
- b. Weatherbee Destination ImagiNation Team – Thank You
- c. Email – Michael O'Brien/Council – Operational Tone of Council
- d. Email – Lisa Carter – Voting Machines

4. REPORTS

- a. Finance & Administration Committee Minutes – 6/18/2012
- b. Infrastructure Committee Minutes – 6/25/2012
- c. Services Committee Minutes – 6/11/2012
- d. Services Committee Minutes – 6/20/2012 Special Meeting
- e. Services Committee Minutes – 7/9/2012
- f. Pool Board Trustees Minutes – 5/8/2012
- g. Information related to loaning Brownville an Employee/Loader
- h. Pine Tree Landfill – Summary of Recirculation Events – May 2012

B. PUBLIC COMMENTS

C. POLICY AGENDA

1. PUBLIC HEARINGS

- a. Application for Renewal of Victualers License – Bangor Restaurant, LLC d/b/a Dunkin' Donuts at 76 Main Road North
- b. Application for Renewal of Victualers License – Mac's Convenience Stores, LLC d/b/a Circle K #7057 at 63 Main Road North

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

2. NOMINATIONS – APPOINTMENTS – ELECTIONS

- a. David Caliendo – Appointment to Appeals Board – Finance & Administration Committee Recommendation
- b. Chester Bigelow – Appointment to Appeals Board – Finance & Administration Committee Recommendation

3. UNFINISHED BUSINESS

- a. Town Manager/Town Treasurer Appointment – Resident Lisa Carter
- b. Town Manager Board of Environmental Protection Meetings – Use of Vacation – Councilor Hornbrook
- c. Outdoor Facilities Ordinance – Revised Draft – Services Committee Recommendation and Introduction for Public Hearing
- d. Western Avenue Sidewalk – Matching Grant Funds

4. NEW BUSINESS

- a. Ballot – Maine Municipal Association Vice President & Executive Committee
- b. Ballot – Maine Municipal Association Legislative Policy Committee
- c. Acceptance of URIP Funds
- d. Ordinance Exempting Eligible Active Duty Military Personnel from Vehicle Excise Tax – Planning & Development Committee Recommendation and Introduction for Public Hearing
- e. Library – Use of Reserve Funds – Building Repairs

D. COMMITTEE REPORTS

E. MANAGER’S REPORT

F. COUNCILORS’ COMMENTS

G. ADJOURNMENT

**TOWN COUNCIL MINUTES**

**AUGUST 15, 2011**

The regularly scheduled meeting of the Hampden Town Council was held on Monday, August 15, 2011. The meeting was held at the municipal building council chambers and was called to order by Mayor Hughes at 7:00 p.m.

**Attendance: Councilors:** Mayor Janet Hughes, Andre Cushing, Thomas Brann, Jean Lawlis, William Shakespeare, Kristen Hornbrook and Shelby Wright

**Town Manager:** Susan Lessard

**Town Counsel:** Thomas Russell

**Department Heads/Staff:** Town Planner Bob Osborne

Citizens and members of the press

**A. CONSENT AGENDA**

Manager Lessard requested that Item A.2.a. be set aside and Mayor Hughes requested that Item A.3.a be set aside. Motion by Councilor Brann, seconded by Councilor Cushing to accept the balance of the consent agenda; unanimous vote in favor.

Item A.2.a. SECRETARY'S REPORT – AUGUST 1, 2011 MINUTES

Manager Lessard noted that the minutes contained a summary of a statement read by Lisa Carter from HALO. Mrs. Carter indicated that the summary was not exactly what was read and she has since provided a copy of that statement. Manager Lessard asked the Council to strike the current summary under Lisa Carter, Western Avenue under Item C.3.g – Email from Agenda Item A.3.a. to be replaced with the statement that was read into the record at that time.

Councilor Hornbrook also requested an amendment to comments she had made under that same item. She explained that her comment pertained only to the second sentence of Section 4 of the Code of Ethics and requested that correction be made as well.

Motion by Councilor Cushing, seconded by Councilor Lawlis to amend the minutes as discussed – unanimous vote in favor. Motion by Councilor Cushing, seconded by Councilor Lawlis to accept Item A.2.a. – unanimous vote on favor.

Item A.3.a. JON HENRY/TOWN – EMAIL REQUEST

Mayor Hughes explained that Mr. Henry had emailed the Council regarding an unsigned email he had received from a citizen regarding his father-in-law, former Mayor Matt Arnett. She noted that by the time she had received this email and had a chance to give it thought and consider how to move forward, the public had already received a copy of it and commented on it. Mayor Hughes pointed out that Councilor Hornbrook had replied

that she had received comments and asked Councilor Hornbrook if she had sent an email back to Mr. Henry, what did it say, did it go out to the public and who did it go to?

Councilor Hornbrook said she did respond to Mr. Henry that she would forward it on to the people that she knows and see if anyone knows who may have sent the email to Mr. Henry. She said per his request for assistance in identifying this person, she forwarded his email to the people she has email addresses for. Mayor Hughes asked Councilor Hornbrook to forward a copy to the Council of the email where she forwarded Mr. Henry's email to the public. Mayor Hughes said she would like to understand where the emails are going and how the public is being informed even before the Council is being informed. Councilor Hornbrook said she is curious as to why Mayor Hughes would want it, but said she would do that if she can locate it.

Motion by Councilor Cushing, seconded by Councilor Lawlis to accept Item A.3.a. – unanimous vote in favor.

## **B. PUBLIC COMMENTS**

Lisa Kelley of 19 Clark Circle commented that the latest edition of the Town's newsletter contained a Question of the Quarter regarding the Town's funding of outside agencies. The question was "Do you think that the Town of Hampden should provide funding as part of its budget to agencies such as the Red Cross, Eastern Area Agency on Aging, PENQUIS CAP, etc.?" Mrs. Kelley said she appreciated the fact that the Town was trying to get public opinion, but she was disappointed that all of the agencies funded in the most recent budget were not listed, nor were the amounts. She felt that this does not give the public all of the information needed to make an informed decision.

Jeremy Williams of 1334 Carmel Road North said he was perplexed about the witch hunt regarding the email from Mr. Henry. He said he was embarrassed that the Council even gave it any merit and added that it should die right now.

## **C. POLICY AGENDA**

### **1. PUBLIC HEARINGS**

#### **a. ZONING ORDINANCE TEXT AMENDMENT – ARTICLE 7.2 – DEFINITION OF FAMILY**

Town Planner Bob Osborne reported that following its public hearing, the Planning returned an "ought to pass" recommendation.

Mayor Hughes explained the procedure for the hearing and then opened the hearing.

Proponents: Jeremy Williams of 1334 Carmel Road North said he was in support of this as it makes perfect sense and recommended that it pass.

No one spoke in opposition and there were no questions or comments – the hearing was closed.

Motion by Councilor Lawlis, seconded by Councilor Brann to adopt the amendment to the Zoning Ordinance as defines a new definition of family – unanimous vote in favor.

**b. SHORELAND ZONING ORDINANCE TEXT AMENDMENT – SECTION 17 – DEFINITION OF FAMILY**

Town Planner Bob Osborne reported that the Planning Board has returned a recommendation of “ought to pass”.

Mayor Hughes opened the hearing.

Proponents: Jeremy Williams of 1334 Carmel Road North urged support of this amendment.

No one spoke in opposition and there were no questions or comments – the hearing was closed.

Motion by Councilor Lawlis, seconded by Councilor Brann that Article 17 of the Shoreland Zoning Ordinance be modified to change the definition of family as proposed – unanimous vote in favor.

**2. NOMINATIONS-APPOINTMENTS-ELECTIONS**

**a. LOWELL T. SHERWOOD, JR. – APPOINTMENT TO BOARD OF ASSESSMENT REVIEW**

Motion by Councilor Brann, seconded by Councilor Cushing to appoint Lowell T. Sherwood to the Board of Assessment Review – unanimous vote in favor.

**3. UNFINISHED BUSINESS**

**a. UPDATE ON BOAT ABANDONMENT**

Manager Lessard reported that the owner of the boat hopes to have a resolution by the end of August and she requested that this be postponed until September. Motion by Councilor Cushing, seconded by Councilor Brann to table this until the next regular meeting in September – unanimous vote in favor.

**b. SET MIL RATE – 2011/2012 TAX YEAR**

Upon recommendation by Manager Lessard, Councilor Cushing moved and Councilor Brann seconded to set the mil rate at \$15.90 – unanimous vote in favor. Due dates will be the first Wednesday in October and the first Wednesday in April.

c. POOL AIR HANDLING SYSTEM REPLACEMENT – RECOMMENDATION OF SERVICES COMMITTEE TO REQUEST SPECIFICATIONS FROM WOODARD & CURRAN TO BE USED FOR SOLICITATION OF BIDS

Services Committee Chair Lawlis explained that the state of the current air handling system is tenuous and if it fails, the pool will have to be shut down. She noted that this was also discussed by the Finance Committee earlier in the evening and both committees felt it was important to take a closer look at the request for proposals. Mayor Hughes added that the replacement cost is estimated to be between \$140,000 and \$165,000. There is approximately \$75,000 in reserve funds and the Pool's Board of Trustees is prepared to pay for engineering costs and will continue with fundraising efforts.

Manager Lessard reported that it was the recommendation of the Finance Committee that the Infrastructure Committee review and approve the RFP for the pool air handler and associated engineering costs prior to that going out to bid. Councilor Lawlis so moved; Councilor Shakespeare seconded the motion and vote was unanimously in favor.

d. DAVID CROCKER LETTER re LEGAL STATUS OF 2001 COMPREHENSIVE PLAN

At the last meeting Councilor Hornbrook had requested that this item be pulled from the consent agenda for discussion at this meeting (copy attached). She noted that there seems to be some difference of opinion between the two attorneys. She thought that there may be some members of the public who would like to comment.

Mayor Hughes asked if there were any members of HALO who would like to present this letter. Seeing none, she then asked for any public comment:

Jeremy Williams of 1334 Carmel Road North said this is just an example of why we need to be careful on how we move forward; make sure we follow the letter of the Charter so we don't run into these questions and assumptions. Going forward we need to try to simplify things and be as open as possible.

Mayor Hughes said it wasn't clear to her by reading the letter what action was being requested, if any.

Mr. Williams said the validity of the 2001 Comp Plan could be challenged, but he said he doesn't want to see any lawsuits. He felt that the door is being left wide open with a lot of the Town's actions and hoped that we could make those actions less complex, which would perhaps seal things off a little bit.

Michael Levesque of Deer Hill Lane informed the Council that as far as that letter goes, at this time there will be nothing coming from HALO regarding the validity of the 2001 Comp Plan.

Lisa Kelley of 19 Clark Circle said she thinks the letter reiterates how important the review committee is to the 2010 Comp Plan and that it is extremely important

that the review process be given time, and not just pushed through, so there won't be any of this in the future.

Michael Levesque noted that the timeline set for when the committee is supposed to come back with its recommendations is unrealistic and hoped that the Council realized that. He said we have plenty of time – let's do it right.

Motion by Councilor Cushing, seconded by Councilor Brann to accept the letter from David Crocker as part of communications – unanimous vote in favor.

e. COMMITTEE ON COMMITTEES RECOMMENDATION TO ACCEPT DRAFT DEPARTMENTAL HANDBOOKS FOR POOL, LIBRARY AND RECREATION DEPARTMENTS UNTIL COMPREHENSIVE PLAN IS COMPLETE

Councilor Cushing explained that in the process of reviewing Town committees, it became clear that there was a need for clarity of the roles and duties of committee and board members. These handbooks will be used in the orientation process for new board and committee members.

Motion by Councilor Cushing, seconded by Councilor Wright to accept the draft departmental handbooks for the Pool, Library and Recreation Departments –Vote was 6-1 (Hornbrook)

#### 4. NEW BUSINESS

a. APPLICATION FOR RENEWAL OF A VICTUALERS LICENSE RECEIVED FROM HIGHLAND CORNER STORE AT 557 KENNEBEC ROAD

Motion by Councilor Shakespeare, seconded by Councilor Wright to approve the application – unanimous vote in favor.

b. APPLICATIONS FOR RENEWAL OF OUTDOOR WOOD-BURNING FURNACE LICENSES:

1. RICHARD GOLDING – Motion by Councilor Shakespeare, seconded by Councilor Cushing to approve the application – unanimous vote in favor.
2. RODNEY STANHOPE – Motion by Councilor Shakespeare, seconded by Councilor Brann to approve the application – unanimous vote in favor.
3. SCOTT STANHOPE – Motion by Councilor Shakespeare, seconded by Councilor Brann to approve the application – unanimous vote in favor.
4. GARY THIBODEAU – Motion by Councilor Shakespeare, seconded by Councilor Brann to approve the application – unanimous vote in favor.

C-3-d

David Peter Crocker

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July 22, 2011

VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
NO. 7099 3400 0006 5025 2729

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

Re: Legal Status of Town of Hampden 2001 Comprehensive Plan

Dear Ms. Lessard:

As you are aware, this office represents the Hampden Association of Landowners. This letter is responsive to Attorney Tom Russell's June 1, 2011, memorandum concerning the proper passage and current validity of Hampden's 2001 Comprehensive Plan. While admitting in his memorandum that the 2000-2001 Planning Board/Planning Committee minutes contain no formal recommendation of the final plan to the Town Council and, indeed, scant references to the planning process itself, he nevertheless concludes that the Planning Board approved the final version of the 2001 Comprehensive Plan by inference. Moreover, Mr. Russell asserts that Section 604 of the Town Charter (which requires formal recommendation by the Planning Board) "doesn't prescribe any particular mechanism for the Planning Board to use in making a recommendation." I must respectfully disagree with Mr. Russell's analysis.

First, it should be pointed out that Section 603(7) of the Town Charter requires the Planning Board "to keep a record of its resolutions, transactions, correspondence, findings, and determinations. All records shall be deemed public and may be inspected at reasonable times." This provision mandates that records be kept of all the Planning Board's activities - even workshop sessions devoted to the Comprehensive Plan. Yet, Mr. Russell candidly admits in Item 14 of his memorandum that there is not a single recorded reference to the 2001 Comprehensive Plan from September 13, 2000 through August 29, 2001, and that no records were kept of Planning Board workshops - in violation of both the Town Charter and the Maine Freedom of Access Act. We have no idea how many workshops were held, who attended or the process of drafting the 2001 plan. How the plan was drafted and who contributed to it is a near complete

mystery.

Second, Section 604 of the Town Charter – requiring the Planning Board’s affirmative recommendation to the Town Council – may *not* be inferred and, indeed, such a practice would run counter to law and town practice. In law, Section 604 simply implements 30-A M.R.S § 4324(2)(B), which requires the Planning Committee “to make recommendations to the municipal legislative body regarding the adoption and implementation of the [comprehensive plan]”, thereby making the Planning Committee adopt the practices of legislative committees in the Maine Legislature. Yet, in my review of the 1996-2001 Planning Board minutes, I failed to find a single instance in which the Planning Board approved a Comprehensive Plan amendment by inference. To the contrary (and like legislative committees), the standard procedure was to send a “ought to pass/ought not to pass” recommendation to the Town Council by affirmative vote, which was duly recorded in the minutes. Examples may be found in the April 24, 1996, and December 11, 1996, minutes (relating to the 1986 Plan).

Third, Section 604’s affirmative requirement is paralleled in Section 1.5.2 of Hampden’s Zoning Ordinance and Article 800 of its Subdivision Ordinance. Both provisions require the Planning Board to send proposed ordinance amendments to the Town Council with recommendation for passage. Indeed, the Zoning Ordinance provision states that “[f]ailure of the board to make a recommendation within the allotted time shall constitute a recommendation of denial for the purpose of this Ordinance.” The 1996-2001 Planning Board minutes are littered with dozens of such recommendations. In each case, the Planning Board voted “ought to pass/ought not to pass” as would a legislative committee. In fact, the Planning Board minutes of December 12, 2001, reflect such an amendment to the Subdivision Ordinance at the very time that the 2001 Comprehensive Plan was ostensibly being approved.

In conclusion, considerable doubt remains as to the validity of the 2001 approval process. If anything, the Planning Board’s failure to comply with Section 604 would tend to indicate denial, not affirmation. But it should be emphasized that the purpose of this analysis is not to create hardship for the Town or “identify damages to associated landowners” as stated in Mayor Hughes’ June 13 email to local businesses. Rather, the purpose is – as stated in my letter of May 2<sup>nd</sup> – to stress that the Comprehensive Plan process should not be rushed. The Town charter and state statutes are meant to be followed to protect the interests and rights of the residents of Hampden. The entire issue of Maine’s Growth Management Statute, 30-A M.R.S. §§ 4301-4350-A is increasingly controversial and under recently passed LD1 – the Regulatory Reform Act – the State Planning Office’s Comprehensive Plan regulations will doubtless come under scrutiny either by the SPO itself by a Citizens’ Petition to Modify as per 5 M.R.S. § 8055. Either way, the SPO’s Comprehensive Plan rules (as well as the Growth Management Statute) will be subjected to close examination.

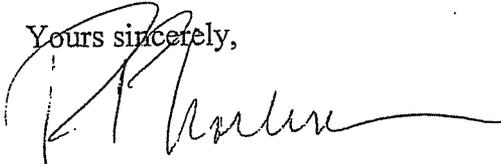
In closing, it is HALO’s opinion that simplicity in law and regulation is the most friendly to liberty. Disregarding proper procedure is tantamount to disregarding the rights Hampden’s property owners. The council has agreed that the 2010 Comprehensive Plan was not properly

Ms. Susan Lessard

July 22, 2011

Page 3

enacted. While possibly well-intentioned, the 2010 draft plan is needlessly complex and provides too great an opportunity for mischief in implementation. The Hampden Association of Landowners stands ready to assist in its revision and do so knowledgably and constructively. But there can be no foregone conclusions in the process, however. The *entire* draft plan should be closely scrutinized.

Yours sincerely,  


David P. Crocker

DPC/mbs

cc: HALO Board

c. CHANGE OF COUNCIL EMAIL ADDRESSES TO TOWN-OWNED ACCOUNTS

Mayor Hughes reported that there has been discussion in the Finance Committee regarding Council emails and it is the recommendation of the Committee to add the seven Councilors to the Town's email service.

Motion by Councilor Brann, seconded by Councilor Cushing to add the seven Councilors to the .gov email server – unanimous vote in favor.

d. PROPOSED AMENDMENT TO FEES ORDINANCE re POOL FEES –  
RECOMMENDATION OF SERVICES COMMITTEE AND INTRODUCTION FOR  
PUBLIC HEARING

Councilor Lawlis reported that the Pool Director has reviewed the fee schedule for the pool and has determined that raising the fees for non-resident patrons would not reduce the number of non-residents who participate at the pool. This would result in less of a subsidy to people who are coming from out of town. She introduced this item for public hearing.

e. CITIZEN COMPREHENSIVE PLAN COMMITTEE – NEW RULE – COUNCILOR  
HORNBOOK

Councilor Hornbrook said that at a previous Citizen Comp Plan meeting, Councilor Brann had made a presentation at the beginning of the meeting regarding a new rule in regard to ex-parte communication. The rule was that there would be no emailing, texting or talking between the committee and the people in the audience. She said the rule was adopted by Councilor Brann for the committee at that time, she did not see a vote. She said this seems to be a direct violation of the First Amendment and wanted to discuss it and wanted to know where the rule is.

Councilor Brann said the information he passed on to the committee was relative to the rules originally passed to the committee and that Town Councilors were not to be members and to have no part in the discussions relative to the citizens' review and editing process. He said Councilor Hornbrook had conferred with members of the committee during meetings. He said that was one of the original rules and the intent was to have a totally transparent process. He noted that a time is provided at the meetings for citizens to make comment and if Councilor Hornbrook, as a private citizen, wished to make comment, she should have done so at that time. He pointed out that the meetings are recorded and said that secretive conversations while the committee is in session are inappropriate.

Following further discussion by the Council and public comment, Mayor Hughes suggested that this be sent back to the committee to decide whether they want Council involvement and public comment during deliberations.

**D. COMMITTEE REPORTS**

Communications – Councilor Hornbrook reported that the next meeting will be on September 13<sup>th</sup> at 6:00 pm.

Committee on Committees – Councilor Cushing reported that the committee is meeting tomorrow at noon at Anglers Restaurant.

Services – Councilor Lawlis noted that there was nothing new to report, but informed everyone that there is a meeting tomorrow at 6:00 pm to discuss the proposed dog park.

Infrastructure – Councilor Shakespeare reported that the committee will meet at 6:00 pm next Monday.

Finance & Administration – Manager Lessard reported that the committee met earlier in the evening and all items discussed by the committee have been brought before the full Council this evening.

#### **E. MANAGER'S REPORT**

A copy of the Manager's Report is attached.

Following her report, Manager Lessard informed the public that during the Finance Committee meeting, she had notified the Council of her intention to resign as Town Manager. She has offered to stay on until a new manager is found, but her goal is to transition by the end of the year.

#### **F. COUNCILOR'S COMMENTS**

Councilor Wright commented that this has been her most lively meeting to date. She said that government is not easy, but we work through it, we work together and we persevere and that is the foundation that our country was created on. It is the challenges that bring out the character and leadership abilities of not only the Council members, but also the people in the audience.

Councilor Hornbrook agreed with Councilor Wright's comments. She said that she is passionate about our constitutional rights and that is why she decided to serve. She expressed appreciation to all the residents who are taking part. She believes that when all the Councilors are voting in agreement, there are citizens who are not being represented because 7,000-plus people are not going to agree on everything all the time.

Councilor Cushing commented that it is healthy when we have the opportunity to air some of these points as long as we remain civil. The people of Hampden deserve and expect us to operate in a certain manner – we are not all going to agree, but we can disagree respectfully. He appreciates the citizens who have come to the Council to express their concerns over the last several months. He noted that at the end of the day we do have business that we must conduct on behalf of the Town and we must make a decision. He further commented that Manager Lessard's legacy is to have left us with a good foundation to build on and the next manager will benefit from what she has done.

MANAGER'S REPORT  
August 15, 2011

Tax Bills – Tax bills will go out by next Monday. The first half will be due by the first Wednesday in October.

Coldbrook Road Speed Assessment – We were notified last week that MDOT had performed a speed assessment of Coldbrook Road because of a request by the Town of Hermon. As part of that, they considered the portion in Hampden as well. Their recommendation is that the speed be raised to 45 mph. This will be on the agenda for the Infrastructure Committee and we will be sending notices out to all residences on that road as well.

Hampden Senior Citizens – The Hampden Senior Citizen's Group and the Winterport Senior Citizen's group will be taking a bus trip to Cabbage Island in Boothbay Harbor on Wednesday, August 18<sup>th</sup>. They two clubs are sharing the cost of the trip. The Hampden group is using some of the funds provided by the Town of Hampden for their portion.

Children's Day – Make sure to mark your calendar for the coming weekend! Children's Day is this Saturday, August 20<sup>th</sup>! There is a full day of events planned – from the Kiwanis Pancake Breakfast to start the day right up to the fireworks display that will end the evening! This day of family fun has been a part of Hampden history for more than 30 years.

Government on the GO! - The August 15<sup>th</sup> edition of Government on the Go! was distributed today. It contains upcoming meetings from 8/15 – 8/25 as well as updates on job postings, Children's Day, and the upcoming Race for the Cure in Bangor.

Tax Liens – Tax liens will be placed tomorrow on all unpaid 2010-2011 property taxes. The thirty day notice period expired today

Councilor Brann expressed thanks and best wishes to Manager Lessard.

Councilor Lawlis said that being on the Town Council for the last three years has made her feel more profoundly a member of this community than she has ever felt in any community and a big part of that has been due to Manager Lessard. She said she was really sad and told Manager Lessard that we will miss her.

Councilor Shakespeare said he was greatly disappointed, however knew that Manager Lessard hadn't made her decision lightly. He said the Council will have a difficult time replacing her with an individual with the qualities and qualifications that she has brought to the Town.

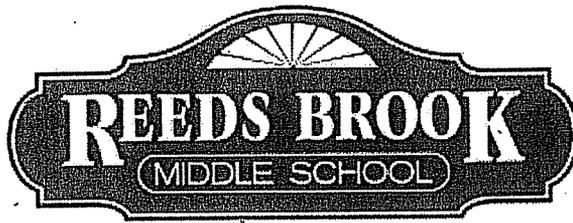
Mayor Hughes also expressed disappointment that Manager Lessard has chosen to leave, but she respects her decision to do so. She said she has the utmost respect professionally of local businesses and municipal officials and that she is a role model for many.

**G. ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:38 p.m.

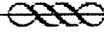


Denise Hodsdon  
Town Clerk



A-3-a

*Reeds Brook Middle School, a supportive learning community,  
challenges all students to achieve individual success.*



May 31, 2012

Dear *Town of Hampden,*

On behalf of Destination ImagiNation and THE GLUE CREW of Reeds Brook Middle School, we wish to thank you for supporting our fundraising efforts to participate in the Global Finals in Knoxville, Tennessee. We were able to meet our goal through the outpouring of support from businesses and people like you.

The Glue Crew had an incredible experience in Tennessee and brought home memories to last a lifetime. The team was chosen to march in the Opening Ceremonies, interacted with their Buddy Team from China, traded 100s of pins with people from around the world, and presented their solutions in a highly competitive field. They also had a lot of FUN! Thank you for helping to make it happen.

This letter also acknowledges receipt of your donation of \$200 to MSAD #22. The contribution you made is tax-deductible as provided in the Internal Revenue Code. Unless otherwise noted, no goods or services were given in exchange for your donation.

With sincere appreciation,

*Cheryl H. Fasse*

*Karrie Spaulding*

Cheryl H. Fasse  
Karrie Spaulding  
Team Managers

28A Main Road South, Hampden, ME 04444 • [www.sad22.us/rb](http://www.sad22.us/rb) • Tel. 207-862-3540 • Fax 862-3551

Thomas Ingraham  
Principal

Paul O'Brien  
Assistant Principal

Ann Moody  
Guidance

Laura Matthews  
Athletic Director

THE GLUE CREW THANKS YOU!



*Cheryl*

*Aria*

*Benny* ♡ ★ ⊕

*Nicholas*

*Sydney*

*Hannah*

*Glue Crew*

GEORGE B. WEATHERBEE SCHOOL

A-3-b

Regan Nickels  
Principal

22 Main Road North  
Hampden, Maine 04444  
Tel. (207) 862-3254  
Fax (207) 862-3141

Date: 6-14-12

Dear Hampden Town Council  
(Destination ImagiNation Supporter)

Thank-you for supporting the fifth grade students from the George B. Weatherbee School Destination ImagiNation Team! We wholeheartedly thank you, since we couldn't have done it without your help.

This letter is provided to acknowledge receipt of your donation in the amount of \$ 200.00 to MSAD#22. Should you have any additional questions about your donation, please contact the MSAD#22 District Central Office at 862-3255.

Thanks again for your great support!

With Sincere Appreciation,

*Cora Swalec*  
*Lisa Whitmore*

Cora Swalec and Lisa Whitmore  
DI Team Managers

*Regan Nickels*  
Regan Nickels  
Principal

DI Team Members: Nathaniel Bailey, Mary Batsie, Kaelan Dinwiddie, Ellie Prescott, Molly Swalec and Cara Whitmore

*"Children are our greatest gift"*

*EXTRA, EXTRA READ ALL ABOUT IT...*



The 5th grade Weatherbee DI Team would like to thank the Hampden community for your wonderful support! Our team traveled to Knoxville, TN for the DI Global Finals Competition from May 23rd through May 26th. We had a buddy team from Guatemala. There was a duct tape costume ball with amazing costumes made out of duct tape. Pin trading allowed us to interact with hundreds of kids and adults from all over the country and world. We had fun swimming in the huge outdoor pool at the University of Tennessee. We walked many miles over the five days. Dorm life was an experience! The bunk beds were a welcome surprise and the food was ok. The team competed in the "News to Me" Challenge and the Instant Challenge to achieve 29th place out of 82 teams. We were able to raise enough money to cover the expenses for the kids, thanks to the many individuals and businesses in our community that gave us a hand in our fundraising efforts. Thank-you again for your support!

Dear Hampden Town Council

Thank You

For giving us

a hand!!!!

!!!!

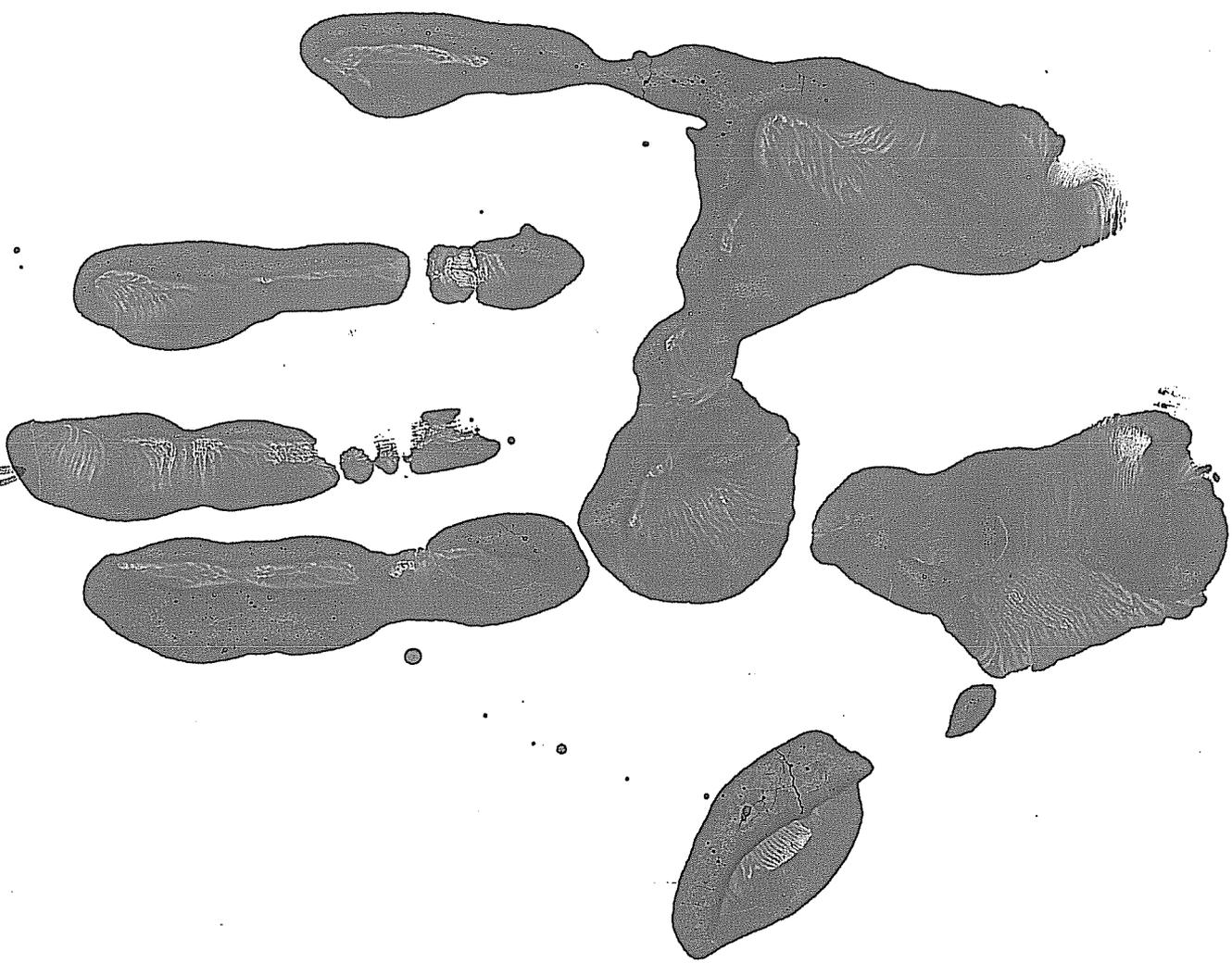
The Weatherbee

D.I. Team

MARK Ellie.

Kaelin Ellie D.

Dara Molly



Hampden Town Council

Thank You

For giving us

a hand!!!!

!!!!



The Weatherbee

D.I. Team

MARY  
KARAN  
CARA

MOLLY  
ELIEP  
ELIE D.  
NATE



Susan Lessard &lt;manager@ham

A-3-c

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**Re: Tone**

2 messages

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**Andre Cushing** <andre@andrecushing.com>Wed, Jun 20, 2012 at 7:29  
PM

To: Michael O'Brien &lt;mike.ob56@gmail.com&gt;

Cc: Kristen L Hornbrook &lt;hornbrooktowncouncil@hampdenmaine.gov&gt;, Janet Hughes

&lt;hughestowncouncil@gmail.com&gt;, Jeremy Williams

&lt;williamstowncouncil@hampdenmaine.gov&gt;, Jean Lawlis &lt;lawlistowncouncil@gmail.com&gt;,

Shelby Wright &lt;wrighttowncouncil@gmail.com&gt;, Tom Brann

&lt;branntowncouncil@hampdenmaine.gov&gt;, Susan Lessard

&lt;manager@hampdenmaine.gov&gt;

Mike,

Thank you for your email and comments. It echoes what I have heard from many people. Hampden is a good, well run community that has attracted residents who are pleased to live in a town which provides and supports good educational opportunities and values the sense of community that many of us experienced while growing up.

I have spoken with former council members and long time residents, there have been difficult times and some serious disagreements but, all have eventually been resolved and we moved on, and more importantly we learned from those experiences and it made us the better for it.

I have enjoyed my time serving on the council and feel that we have made some positive strides:

closure of the landfill with positive results of more revenue and a gas to energy plant, restructuring of the council committees,

changes to the marina which will result in new river access for the public,

a grant of more than \$500,000 from Chevron to use for waterfront upgrades,

growth in the commercial base in town, particularly in the business park,

updating of many outdated ordinances,

a major sewer rebuild,

paving of all gravel roads,

rebuild of Mayo Rd with sidewalks,

negotiations for acquisition of the old high school,

cable channel airing of all council & planning board meetings and over 100 locally

produced shows informing residents of the people, and organizations that are part of our community,

a stable tax rate for the last six years,

upgrades to our pool & library facilities which are reducing operating costs and improving facilities,

a well run community with people who take pride in their work,

and these are just some of the highlights.

All in all this is a exciting time to live in a community such as Hampden , we are financially more stable than many communities and can continue to provide the level of municipal services that residents found attractive. Yes we have gone through some challenging times over the last year and a half but we will attract the caliber of citizens who want to serve the community and continue to build on the positive record.

Again thanks for your comments and support.

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On Tue, Jun 19, 2012 at 10:21 PM, Michael O'Brien <mike.ob56@gmail.com> wrote:

I have lived in Hampden since December, 1986. Prior to my residency, and up until a couple years ago, Hampden enjoyed a highly favorable reputation for many good reasons, not the least of which was the effective stewardship of the town's elected officials. Council members were not always of the same mind. However, when they differed, respect for one another was obvious. In doing so, they were viewed with respect from the majority of their constituents.

I have no problem with different opinions. What I do have a problem with is the way in which one expresses such difference.

The operational "tone" of the Council has diminished, drastically, in just the last two years. That, I feel, is a sad state of affairs for our community. Councilor Wright's comments on how the Council has "worked together, compromised", etc., was a breath of fresh air. This is one Hampden resident who expects more of such "statesmanship".

This evening (Tuesday, June 19th) I watched (via Ch 7) last night's Town Council meeting. One councilor made a statement that pleased me to no end when she stated she'll "not be here next year", prior to her walking out of the meeting. Councilor Williams voted against the budget... a position I disagree with. However, I respect the fact that Mr. Williams said he could not support this budget and took the time to explain why he took that position. I respect him for explaining his thinking.

Mr. Cushing, I applaud you for your obvious commitment to the community of Hampden.

Ms. Hughes, you are to be commended for your patience and courtesy under challenging conditions.

The entire council should be congratulated for having the good sense to secure the continuing services of Town Manager Lessard. The combination of the skilled guidance of Ms. Lessard and the willingness of so many of the councilors to work in a spirit of cooperation renews my hopes that Hampden can regain its reputation as one of the state's outstanding communities.

My plea to all members of the Council is that they demonstrate respect for one another, along with their differences.

Have a great summer and thanks for your service.

Sincerely,

Michael O'Brien  
30 Evergreen Drive  
Hampden, Maine 04444  
Phone:  
Home (207) 862-5511  
Mobile (207) 356-1074

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Andre E. Cushing III, Assistant Majority Leader  
State Representative- District 39  
(Dixmont, Hampden, Newburgh)  
P.O. Box 211  
Hampden, Maine 04444  
office 207-358-9447  
home 207-449-1358  
fax 419-781-5601  
email [andre@andrecushing.com](mailto:andre@andrecushing.com)

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**Susan Lessard** <[manager@hampdenmaine.gov](mailto:manager@hampdenmaine.gov)>  
To: Denise <[clerk@hampdenmaine.gov](mailto:clerk@hampdenmaine.gov)>

Wed, Jun 20, 2012 at 10:07 PM

[Quoted text hidden]

A-3-d



Denise Hodsdon &lt;clerk@hampdenmaine.gov&gt;

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**invoice copies**

10 messages

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**Lisa Carter** <lisafsa@aol.com>

Thu, Jun 21, 2012 at 2:28 PM

To: Denise Hodsdon &lt;clerk@hampdenmaine.gov&gt;

Good Afternoon Ms. Hodsdon,

I would like a copy (scanned is fine) of the invoice of where the voting machines were purchased. I would also like a copy (scanned is fine) of the most recent invoice of any update or repair to the voting machines.

Thank you.

Lisa Carter

---

**Denise Hodsdon** <clerk@hampdenmaine.gov>

Mon, Jun 25, 2012 at 11:23 AM

To: Lisa Carter &lt;lisafsa@aol.com&gt;

Cc: Susan Lessard &lt;manager@hampdenmaine.gov&gt;

Good Morning Mrs. Carter,

The voting machines we use are State provided equipment and we have been using these machines since 2008. The Town only pays for the coding for each election and I have attached a copy of the invoice for the June 12th election.

If you have any questions regarding the voting machines themselves, you will need to contact Deputy Secretary of State Julie Flynn who is the contract administrator for the lease. She can be reached at 624-7736 or 624-7650.

Denise R. Hodsdon, CMC  
Town Clerk  
Town of Hampden  
106 Western Avenue  
Hampden, Maine 04444  
Tel: (207) 862-3034  
Fax: (207) 862-5067

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 **ES&S Invoice - Machine Coding.pdf**  
155K

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**Lisa Carter** <lisafsa@aol.com>

Mon, Jun 25, 2012 at 4:28 PM

To: Denise Hodsdon &lt;clerk@hampdenmaine.gov&gt;

Ms. Hodsdon,

Since I have not heard anything from you regarding this request, I am sending this second e-mail and asking for a confirmation that you received this. Also, Councilor Williams suggested that I ask specifically for a copy (scanned is fine) of the most recent work/repair order detailing what was done on the voting machines.

Thank you.

Lisa Carter

Begin forwarded message:

**From:** Lisa Carter <lisafsa@aol.com>  
**Date:** June 21, 2012 2:28:11 PM EDT  
**To:** Denise Hodsdon <clerk@hampdenmaine.gov>  
**Subject:** invoice copies

[Quoted text hidden]

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**Denise Hodsdon** <clerk@hampdenmaine.gov>

Mon, Jun 25, 2012 at 4:48 PM

To: Lisa Carter <lisafsa@aol.com>

Cc: Andre Cushing <andre@andrecushing.com>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>, Susan Lessard <manager@hampdenmaine.gov>, Tom Brann <branntowncouncil@hampdenmaine.gov>, Tom Russell <tar@frrlegal.com>

Mrs. Carter,

I emailed you my reply at 11:23 this morning. Here is my response:

**From:** Denise Hodsdon <clerk@hampdenmaine.gov>  
**Date:** Mon, Jun 25, 2012 at 11:23 AM  
**Subject:** Re: invoice copies  
**To:** Lisa Carter <lisafsa@aol.com>  
**Cc:** Susan Lessard <manager@hampdenmaine.gov>

Good Morning Mrs. Carter,

The voting machines we use are State provided equipment and we have been using these machines since 2008. The Town only pays for the coding for each election and I have attached a copy of the invoice for the June 12th election.

If you have any questions regarding the voting machines themselves, you will need to contact Deputy Secretary of State Julie Flynn who is the contract administrator for the lease. She can be reached at 624-7736 or 624-7650.

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Town Clerk  
Town of Hampden  
106 Western Avenue  
Hampden, Maine 04444  
Tel: (207) 862-3034  
Fax: (207) 862-5067

On Thu, Jun 21, 2012 at 2:28 PM, Lisa Carter <lisafsa@aol.com> wrote:

Good Afternoon Ms. Hodsdon,

I would like a copy (scanned is fine) of the invoice of where the voting machines were purchased. I would also like a copy (scanned is fine) of the most recent invoice of any update or repair to the voting machines.

Thank you.

Lisa Carter

Denise R. Hodsdon, CMC  
Town Clerk  
Town of Hampden  
106 Western Avenue  
Hampden, Maine 04444  
Tel: (207) 862-3034  
Fax: (207) 862-5067

[Quoted text hidden]

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 **ES&S Invoice - Machine Coding.pdf**  
155K

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**Lisa Carter** <lisafsa@aol.com>  
To: Denise Hodsdon <clerk@hampdenmaine.gov>

Tue, Jun 26, 2012 at 2:12 PM

Good Afternoon Ms. Hodsdon,

I am quite perplexed by your response below. According to the invoice attached dated 5/29/12 it appears that of the total \$1,453.95, the item listed as "Coding Svcs" is billed as .00. Since your e-mail states that the town only pays for the "coding" am I to assume the town paid nothing on this bill? If that is the case, who paid the rest of the charges?

Furthermore, this bill/invoice and service is clearly from an out of state company (Chicago) and dated 5/29. Why did you "take the voting machines to Augusta for servicing" on 5/22? Who or where were the voting machines taken to?

Do you have definitions as to what the services on the 5/29 invoice mean, exactly? For example- Candidate/Responses- Optech?

Thank you.

Lisa Carter

Begin forwarded message:

**From:** Denise Hodsdon <clerk@hampdenmaine.gov>

**Subject: Re: invoice copies****Date:** June 25, 2012 11:23:12 AM EDT**To:** Lisa Carter <lisafsa@aol.com>**Cc:** Susan Lessard <manager@hampdenmaine.gov>

[Quoted text hidden]

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 **ES&S Invoice - Machine Coding.pdf**  
155K

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**Denise Hodsdon** <clerk@hampdenmaine.gov>

Tue, Jun 26, 2012 at 4:49 PM

To: Lisa Carter &lt;lisafsa@aol.com&gt;

Cc: Andre Cushing &lt;andre@andrecushing.com&gt;, Janet Hughes &lt;hughestowncouncil@hampdenmaine.gov&gt;, Jean Lawlis &lt;lawlistowncouncil@hampdenmaine.gov&gt;, Jeremy Williams &lt;williamstowncouncil@hampdenmaine.gov&gt;, Kristen Hornbrook &lt;hornbrooktowncouncil@hampdenmaine.gov&gt;, Shelby Wright &lt;wrighttowncouncil@gmail.com&gt;, Susan Lessard &lt;manager@hampdenmaine.gov&gt;, Tom Brann &lt;branntowncouncil@hampdenmaine.gov&gt;, Tom Russell &lt;tar@frrlegal.com&gt;

Mrs. Carter,

As your original request was for copies of "invoice of where the voting machines were purchased" and "the most recent invoice of any update or repair to the voting machines", I was trying to explain that the Town did not purchase the machines and does not pay for servicing or repairing the machines, therefore I do not have any such invoices. The Town only pays for coding for each election. That is why I sent you a copy of the coding invoice for the June 12th election.

The invoice dated 5/29/12 was for coding for the 6/12/12 election as indicated near the top of the invoice "CODING 06/12/12". There are six software memory packs that are sent to Election Systems & Software (ES&S) before every election. ES&S codes those memory packs based on all ballot types that will be used for each election and then returns the packs to us. The machines are not sent anywhere for coding purposes, only the memory packs are. The entire invoice total of \$1,453.95 was paid by the Town of Hampden. The services charged are based on the number of memory packs, ballots types, questions and responses. For "definitions as to what the services...mean, exactly" I would refer you to Elections Systems & Software at (877) 377-8683, the phone number on the invoice.

As for why did I "take the voting machines to Augusta for servicing on 5/22", I was contacted by telephone by a staff member of the Secretary of State's office requesting that I bring the machines to their office to be serviced as they had not been serviced since we got them in 2008. I did not request the service and simply delivered the machines to the Secretary of State's office as requested, waited while they were being serviced and then brought them back. Again, any further questions regarding the servicing of the machines should be directed to Deputy Secretary of State Julie Flynn at 624-7736 or 624-7650.

Denise R. Hodsdon, CMC  
Town Clerk  
Town of Hampden  
106 Western Avenue  
Hampden, Maine 04444  
Tel: (207) 862-3034  
Fax: (207) 862-5067

[Quoted text hidden]

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**Lisa Carter** <lisafsa@aol.com>  
To: Denise Hodsdon <clerk@hampdenmaine.gov>

Tue, Jun 26, 2012 at 5:09 PM

Ms. Hodsdon,

Thank you for the information below. As to the voting machines being taken to the Secretary of States office, who exactly made that call to you and apparently requested you to bring the voting machines to Augusta? Whom did you deliver the voting machines to at the Secretary of States office?

Also, could you please scan a copy of the November "Coding" invoice? (for the November 2011 election)

Thank you.

Lisa Carter  
[Quoted text hidden]

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**Denise Hodsdon** <clerk@hampdenmaine.gov>

Wed, Jun 27, 2012 at 10:49 AM

To: Lisa Carter <lisafsa@aol.com>

Cc: Andre Cushing <andre@andrecushing.com>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>, Susan Lessard <manager@hampdenmaine.gov>, Tom Brann <branntowncouncil@hampdenmaine.gov>, Tom Russell <tar@frrlegal.com>, "Flynn, Julie" <Julie.Flynn@maine.gov>

Deputy Secretary of State Julie Flynn had a staff member call me to schedule an appointment to have the voting machines serviced at their office. They had a technician come to their office to service the machines and he used their conference room for that purpose. Questions regarding names of individual staff members in the Secretary of State's office should be directed to Julie Flynn at 624-7736 or 624-7650.

I have attached the invoice from ES&S for coding of the November election. However, on April 23, 2012, the Town Council adopted a policy regarding Freedom of Access requests which requires all requests to be filed using the approved Freedom of Access Request Form adopted by the Town Council. I have attached a copy of the *Freedom of Access Request Protocol* which also includes the Record Request Form. Going forward, all future requests for public records will need be made using this form.

I am perplexed by your questions about my actions on May 22nd (which have already been asked and answered) and unless you have further requests for a public record, I have no further information to provide.

Denise R. Hodsdon, CMC  
Town Clerk  
Town of Hampden  
106 Western Avenue  
Hampden, Maine 04444  
Tel: (207) 862-3034  
Fax: (207) 862-5067

[Quoted text hidden]

**2 attachments** **ES&S Coding Invoice 11-8-11.pdf**  
143K **FREEDOM OF ACCESS REQUEST PROTOCOL Adopted 4-23-12.pdf**  
335K

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**Lisa Carter** <lisafsa@aol.com>  
To: Denise Hodsdon <clerk@hampdenmaine.gov>

Wed, Jun 27, 2012 at 12:15 PM

Ms. Hodsdon,

Thank you for the information and clarity below in response to the 2 questions asked by me on June 26. As far as your comment about "questions regarding names of individual staff members in the Secretary of States office" I think you perhaps intentionally misrepresented my question. It seems this is becoming the MO for dramatization at council meetings. It is not productive and therefore I request that practice cease. My question was simple, "Who exactly made that call to you and apparently requested you to bring the voting machines to Augusta?" A name of who made the call was an appropriate and simple request since the practice of taking voting machines to Augusta is not common to say the least. In fact, I believe this is the first time it has been done.

When simple questions are asked and not answered it causes more mistrust and most assuredly is not productive. Clearly, there continue to be questions regarding the November 2011 election and it is reasonable for one to wonder why voting machines were manually taken anywhere for "service" especially since service was provided by the company in Chicago. A clear and complete answer is the most helpful way to alleviate concerns.

As far as the Freedom of Access Request Form mandated for any information requested. I have no problem with that. However, it would be nice to have the administration be consistent with their protocol. Citizens have been notified previously that if a page or two can be scanned that an official FOA request would not be required. We were also notified that scanning the documents made your jobs much easier. If that is not the case Ms. Hodsdon, please notify the town manager so she can perhaps reply and clarify this matter.

Concerning you being "perplexed" I have no idea why you are perplexed so therefore cannot help you there. Your underlined "public record" makes me wonder if a record has ever been requested by me that was not "public". If so, I have not been made aware of that and would wonder what is "private" that has been requested.

Sincerely,

Lisa Carter  
Hampden Resident  
[Quoted text hidden]

[Quoted text hidden]  
<ES&S Coding Invoice 11-8-11.pdf><FREEDOM OF ACCESS REQUEST PROTOCOL Adopted  
4-23-12.pdf>

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**Denise Hodsdon** <clerk@hampdenmaine.gov>  
To: Andre Cushing <andre@andrecushing.com>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>,  
Wed, Jun 27, 2012 at 12:26 PM

Susan Lessard <manager@hampdenmaine.gov>, Tom Brann <branntowncouncil@hampdenmaine.gov>, Tom Russell <tar@frrlegal.com>, "Flynn, Julie" <Julie.Flynn@maine.gov>

FYI

Denise R. Hodsdon, CMC  
Town Clerk  
Town of Hampden  
106 Western Avenue  
Hampden, Maine 04444  
Tel: (207) 862-3034  
Fax: (207) 862-5067

----- Forwarded message -----  
From: **Lisa Carter** <lisafsa@aol.com>  
Date: Wed, Jun 27, 2012 at 12:15 PM  
Subject: Re: invoice copies  
[Quoted text hidden]

**FINANCE & ADMINISTRATION COMMITTEE MEETING MINUTES**

Monday, June 18, 2012

## Attending:

Mayor Janet Hughes	Councilor Andre Cushing
Councilor Jean Lawlis	Town Manager Sue Lessard
Councilor Shelby Wright	Ron Bailey, Resident
Councilor Tom Brann	
Councilor Jeremy Williams	

1. Minutes – 6/4/2012 – The minutes of the 6/4/2012 meeting were reviewed and approved as written.
2. Review & Signature of Warrants – The warrants authorizing payments were reviewed, signed and approved by the Committee.
3. Old Business
  - a. Town Charter Review – Town Council Section -  
This item was tabled until the next Finance & Administration Committee due to lack of time for discussion.
4. New Business
  - a. Multiviewer Purchase – Communications Committee Recommendation - Motion by Councilor Lawlis, seconded by Councilor Williams to recommend to the full Council that the Town purchase the multiviewer from NESCOM at a cost of \$750 to be funded from Municipal Building Reserve. Vote 5-0.
  - b. Portable Sound System Purchase – Communications Committee Recommendation – Motion by Councilor Williams, seconded by Councilor Lawlis to recommend to the full council the expenditure of up to \$1800 for the purchase of a portable sound system with wireless microphones, with the concurrence of the Communications Committee due to the increase in recommended expenditure from \$1500 to \$1800, to be funded as budgeted in 2011/2012 from Municipal Building Reserve. Vote 5-0.
  - c. Eaton Peabody – Professional Services Agreement re TIF Policy – Planning & Development Committee Recommendation Motion by Councilor Cushing, seconded by Councilor Wright to recommend to the full Council engaging the services of Eaton Peabody to develop a TIF policy at a cost not to exceed \$8500 to be funded from Host Community Benefits, and to include

three meetings with Planning & Development instead of two as shown in the proposal. Vote 6-0.

- d. Insurance Bid Quotes – Motion by Councilor Cushing, seconded by Councilor Wright to recommend to the full Council the acceptance of the insurance quote from Maine Municipal Association for \$45,607. Vote 6-0
- e. Request for Interest Abatement – Ron Bailey – Motion by Councilor Cushing, seconded by Councilor Wright to abate the interest amount of \$6.16 charged on unpaid taxes for Map 4 Lot 22A. Vote 6-0.

5. Public Comment - None

6. Committee Member Comments – None

The meeting was adjourned at 7:05 p.m.

Respectfully submitted,

Susan Lessard  
Town Manager

INFRASTRUCTURE COMMITTEE MEETING MINUTES  
MONDAY, JUNE 25, 2012

Attending:

Councilor Jeremy Williams  
Councilor Jean Lawlis  
Councilor Kristen Hornbrook  
Councilor Shelby Wright  
Town Manager Susan Lessard

The meeting was opened at 6 p.m. by Committee Chair Wright.

1. MINUTES OF 3-26-2012 MEETING – Motion by Councilor Hornbrook, seconded by Councilor Lawlis to approve the minutes as written. Vote 4-0.

2. OLD BUSINESS

A. IDEAS FOR COMMUNITY SURVEY

1. Paving questions related to cost, adequacy, frequency
2. Solid Waste disposal, transfer station costs
3. Bus Service
4. Sidewalks
5. Lighting/intersections & streetlights

3. NEW BUSINESS

A. REQUEST FOR RECREATIONAL HARVEST OF 25 ALEWIVES –

The Town Manager reported that a request had been made from a resident to do a recreational harvest of alewives, which allows for up to 25 per day to be taken for personal use. There was some confusion between the Department of Marine Resources and the Warden Service over where this permission had to come from and the resident was directed to the Town. After contacting Claire Enterline at the Department of Marine Resources, it was clarified that the default provision in state law allows a recreational harvest as long as a Town does not have in their Alewife Harvesting Ordinance a provision which bans the practice. Hampden has a plan that has no provision in regard to recreational harvest and therefore the resident could have taken up to 25 alewives per day.

The Manager also was told during the conversation with Ms. Enterline that while the Town had reserved the right to the fishery, no commercial harvest could take place until at least five years of sampling had been done to determine the health of the fishery. This information will be forwarded to the Council for its discussions related to Alewives in March of 2013.

4. PUBLIC COMMENT - None

5. COMMITTEE MEMBER COMMENTS – Councilor Williams expressed frustration and concern at the dangerously poor condition of Route 69 and asked if there was any type of pressure that could be put on MDOT to do something to improve the road. The Town Manager indicated that she would contact MDOT in regard to the issue.

The meeting was adjourned at 6:42 p.m.

Respectfully submitted,

Susan Lessard  
Town Manager

HAMPDEN TOWN COUNCIL SERVICES COMMITTEE MINUTES  
MONDAY, JUNE 11, 2012

Attending:

- Councilor Jean Lawlis                      Councilor Jeremy Williams
- Councilor Thomas Brann                  Mayor Janet Hughes
- Councilor Kristen Hornbrook          Town Manager Susan Lessard
- Interested residents                      Recreation Director Kurt Mathies
- Josh Sargent – Pool Board Applicant
- Victoria Levesque – Pool Board Applicant
- Mike Jellison – Pool Board Applicant
- Sarah McVeigh – Pool Board Applicant

The meeting was opened by Chairman Jean Lawlis at 6 p.m.

1. Minutes of 4/9/2012 – Motion by Mayor Hughes, seconded by Councilor Brann to approve the minutes. Vote 5-0.
- Item 3A Appointments was moved to the top of the agenda so that the Committee could meet with Josh Sargent, Victoria Levesque, Mike Jellison, and Sarah McVeigh to discuss their interest in serving on the Lura Hoit Pool Board of Trustees. Candidates Levesque and Sargent were interviewed first. Both indicated that they were applying because they wanted to help the pool. Committee members asked questions related to their ability to attend meetings, and their interests in serving. Motion by Councilor Williams, seconded by Mayor Hughes to recommend to the Council appointment of both to the Pool Board of Trustees. Applicants McVeigh and Jellison answered similar questions from Committee Members and also discussed their interest in helping the Pool to move forward. Motion by Councilor Williams, seconded by Mayor Hughes to recommend to the Council the appointment of Sara McVeigh and Mike Jellison to the pool board of trustees. Vote 6-0. David Barrett did not attend the meeting. He has been a long-term member of the Library Board of Trustees and applied for reappointment to an additional term. Motion by Mayor Hughes, seconded by Councilor Brann to appoint David Barrett to the Library Board of trustees. Vote 5-1 (Hornbrook)

2. Old Business

- A. Outdoor Facilities Ordinance – referral from Council – Chairman Lawlis explained that the Town Council had referred the draft ordinance back to the Committee for the purpose of discussing two issues – the provision related to animals on leash, and the provision related to the carry/discharge of weapons.

The first item discussed was the provision related to animals on leashes. The Town Manager presented

language to address concerns expressed about the language being too restrictive. It would replace the requirement that animals be on leash at all times when on all town property by changing the language from on leash to "under the owner's control" in section 5.9. Resident Bernie Philbrick questioned why the Town was putting animal regulations in this ordinance when there was already a state statute that deals with animals roaming at large. Chairman Lawlis explained that State Law deals with animals and private property and that the Town wanted to have some areas where animals could be off leash on public property – but other areas such as sports fields and playgrounds, where they would need to be leashed. It was the consensus of the Committee that the proposed language would address the concerns raised by Councilor Lawlis.

The second item referred to the Committee was the carry/discharge provisions related to firearms. Since the questions were raised, the Town Attorney has provided information clarifying that the Town is preempted by State law from creating ordinances that limits the carry of firearms. The Town Manager provided clarifying language to add to section 5.2 that is also contained in the Town's Firearms Discharge Ordinance as follows: " 5.2.1 Exceptions – the foregoing prohibition on the discharge of firearms shall not apply to the firing or discharge of firearms at any military exercise or review; nor to any military personnel or law enforcement officers in the performance of their duties or authorized training; nor to any person in the lawful defense of his person, family, or property." A further clarification of language was made to remove the phrase 'other than law enforcement personnel' from section 5.2 since section 5.2.1 addressed the issue.

Residents Lisa Carter and Bernie Philbrook suggested that clarification in the language of the ordinance as to exactly what property it covered would be helpful. After some discussion, it was suggested that the definition of Outdoor Facility be changed to "any park, sports field, forest, wooded area, field, playground or other property for which the Town of Hampden is the deeded owner of record".

Other questions were asked relative to when the Outdoor Facilities Ordinance would be on the Council agenda again, whether a second public hearing would be required due to the language changes proposed, and whether language would be included in the ordinance that stated that its adoption would also repeal the Dorothea Dix Park Ordinance and the Papermill Road Recreation Area Ordinance. If the review on the 20<sup>th</sup> at the Special Services Committee meeting moves the ordinance forward, it will be included on the agenda of July 2<sup>nd</sup> for referral to another public hearing, unless it is determined that the changes made are not substantive enough to require one. The updated draft for the 20<sup>th</sup> will contain the repeal provisions for the other two questions.

There was also confusion expressed about the use of the term 'pocket parks'. Councilor Lawlis explained that the term was used as a shorthand way of describing the small parcels of land in subdivisions that had been deeded to the Town as part of subdivision approvals. Resident Bernie Philbrick suggested that it would be helpful to residents to be able to see a map showing all areas that would be covered by this ordinance. Since it is a snapshot in time, and town ownership of property may change, it was suggested that the map not be made part of the Outdoor Facilities Ordinance, but that it be provided as information when the revised draft ordinance goes back to the Services Committee before review by the Town Council. It was the consensus of the Committee that the revised language and the map should be reviewed by the Services Committee prior to sending it back to the Town Council. The Town Manager indicated that she could get the revisions done to the draft and ask the GIS/IT staff member for a map by the end of the week. A special Services Committee meeting for the purpose of reviewing the draft language as well as the map was scheduled for Wednesday, June 20<sup>th</sup> at 5:30 p.m. prior to the 6 p.m. Planning & Development Committee meeting.

- B. Outdoor Facilities Ordinance Licensing Agreement – maintenance of open space lots in subdivisions – The Committee reviewed the draft language provided by

Attorney Tom Russell. This would be used by the Town to cover liability resulting from permitting residents in a neighborhood or subdivision to maintain a town-owned lot. The Town Manager suggested that an item should be added that made it clear that even if a license for maintenance of a town-owned lot was granted to a neighborhood/association, it would still be available for use by all of the public – not just those living in that particular neighborhood or subdivision. Motion by Councilor Brann, seconded by Councilor Williams to forward the licensing agreement with the change as suggested to the full Council for ratification. Vote 3-0.

C. Subcommittee updates

Friends of Dorothea Dix Park – Recreation Director Kurt Mathies distributed a memo from the Friends of Dorothea Dix park that discussed their current work projects. He also indicated that they had requested a budget for equipment to do some work in the park. The recreation enterprise account has sufficient funds to purchase the equipment that is needed and it will then be available for other departments to use. He also indicated that a culvert was needed in a section of the upper trail. Councilor Williams offered to see if a local contractor would be willing to donate one.

D. Gold Dredging In Souadabscook Stream – Update – The Town Manager reported that GIS/IT Specialist Gretchen Heldmann had done a good deal of leg work to find out what the person interested in this activity would have to do. The Town cannot permit such activity on its own. The person needs to contact DEP first and then may also have to apply for other permits from the Army Corps of Engineers, Department of Marine Resources, and others. The Town has a list of numbers and contact information for the person interested. Resident William Shakespeare questioned how the Town could consider permitting it anyway since the stream in question is abutted on one side by Town property (Papermill Road Rec Area) and on the other by private property.

3. New Business

A. Appointments: (Applications included – New Applicants Invited)

1. Sarah McVeigh – Lura Hoit Pool – New Applicant
2. David Barrett – Edythe Dyer Library – Reappointment
3. Joshua Sargent – Lura Hoit Pool – New Applicant
4. Victoria Levesque – Lura Hoit Pool – New Applicant
5. Mike Jellison – Lura Hoit Pool – New Applicant

4. Public Comment –

Resident Cameo Dunton requested that the Committee consider working on the amendment of the two ordinances (Dorothea Dix Park and Papermill Road Recreation Area) that contain carry restrictions. She felt that it would be a good indication to the Town's residents that the Council was correcting them. It was explained that the proposed Outdoor Facilities Ordinance, when adopted, would replace both of those ordinances and that since the Outdoor Facilities Ordinance was very close to consideration for passage, it would not make sense to start the ordinance amendment process for two ordinances that would no longer be in existence. It was discussed that the Committee would have a better idea after the meeting of the 20<sup>th</sup> whether or not the Outdoor Facilities Ordinance would be moving forward. If not, then the Town should begin the amendment process for the two ordinances with the firearms carry restriction.

5. Committee Member Comments

Chairman Lawlis requested that the Papermill Road Recreation Area be put on the agenda for the July Meeting of the Services Committee

The meeting was adjourned at 8:05 p.m.

Respectfully submitted,

Susan Lessard  
Town Manager

Task Items:

1. Dorothea Dix Park harvesting & trails
2. Papermill Road Park Planning
3. HA Reuse
4. Pocket Parks
5. Rules for accepting land – fee in lieu
6. Open space plan
7. Parks Department
8. Sports Fields
9. Marina Area – Waterfront park
10. GIS/IT support

Special Services Committee Meeting Minutes

Wednesday, June 20, 2012

Present: Councilor/Committee Chair Jean Lawlis, Councilor Shelby Wright, Councilor Jeremy Williams, Councilor Tom Brann, Town Manager Susan Lessard (6:20 p.m.), interested residents

The meeting was called to order at 6:06 pm by Committee Chair Jean Lawlis.

Motion to adopt minutes of June 11, 2012 meeting made by Councilor Wright, seconded by Councilor Williams – Minutes adopted, all in favor.

Councilor Lawlis went over the final draft changes to the proposed Outdoor Facilities Ordinance. Several items were discussed and it was the consensus of those attending that the revised language addressed the concerns raised.

Councilor Williams moved to submit the proposed Outdoor Facilities Ordinance to the full Council for their consideration; seconded by Councilor Wright. Motion adopted – all in favor.

Motion to adjourn by Councilor Williams; seconded by Councilor Brann – All in favor. Meeting adjourned 6:35pm.

Submitted,

Councilor Shelby Wright

HAMPDEN TOWN COUNCIL SERVICES COMMITTEE MINUTES  
MONDAY, July 9, 2012

Attending:

Councilor Jean Lawlis	Librarian Debbie Lozito
Councilor Shelby Wright	Susan Lessard, Town Manager
Councilor Janet Hughes	Interested residents
Recreation Director Kurt Mathies	

1. Minutes of 6/20/2012 – Minutes of the Special Services Committee held on Wednesday, June 20<sup>th</sup> were reviewed and approved.
2. Old Business
  - A. Papermill Road Park Planning – Recreation Director Kurt Mathies gave the Committee an update on the state of the park and its challenges and limitations, which include lack of maintenance resulting in blowdowns and brush, extensive poison ivy, and very limited parking space availability. He reported that the Boy Scout troop had expressed interest in helping to rehabilitate the park so that they could use it. He has arranged for the poison ivy to be sprayed and once that is eliminated other work can be done there. It is a park that is not widely known in the community and due to its more remote character, can at times be a location for less than desirable behavior. The Committee indicated that this could be changed if the park were cleaned up, more widely used, and advertised. An article will be put in the next newsletter about the park. This item will be updated at the next Services Committee meeting.
  - B. Updates – The Recreation Director provided the following updates:
    1. Dead trees impairing paths in Dorothea Dix Park have been marked for removal and Bruen's Tree Service will be removing them.
    2. He purchased twelve trees from Forest's Edge Greenhouse to replace some of those lost at Dorothea Dix Park.
    3. Another clean up will happen at Dorothea Dix Park later in the summer.
    4. The use of the old Hampden Academy by recreation programs will be discussed at the next Planning & Development Committee meeting so that Kurt can plan on what information will be included in the next program mailing.
3. New Business
  - A. Survey topics – Community Survey

- a. What recreational services do you use?
  - b. What would you be willing to pay for them in property taxes, fees, etc.?
  - c. What recreational opportunities should the Town offer?
  - d. Should the Town continue to offer bus service?
  - e. Should the before/after school program be expanded?
- B. Library – window sill damage (added to agenda at meeting)  
The Librarian explained that the person replacing the trim boards had discovered that one location had rot behind the trim resulting from water infiltration. The problem can be resolved by replacing the board behind the trim and adding rain gutters over the area. The Librarian will have additional cost estimates for the Finance Committee on Monday, July 16<sup>th</sup> in the event that the repair cost greatly exceeds the original estimate.
4. Public Comment – Resident Terry McAvoy expressed concern and frustration over the Town's Subdivision Ordinance which requires either a dedication of open space (public or private) or a cash payment fee-in-lieu of open space when a subdivision is done. The Committee explained the origin of the subdivision regulations and Mr. McAvoy was encouraged to research on the State website the requirements related to subdivision regulations.
5. Committee Member Comments – None

The meeting was adjourned at 7:35 p.m.

Respectfully submitted,

Susan Lessard  
Town Manager

Task Items:

1. Dorothea Dix Park harvesting & trails
2. HA Reuse
3. Pocket Parks
4. Rules for accepting land – fee in lieu
5. Open space plan
6. Parks Department
7. Sports Fields
8. Marina Area – Waterfront park
10. GIS/IT support

Lura Hoyt Pool ~ Board Meeting Minutes ~ 5-8-12

Cedena McAvoy brought the meeting to order at 7:25 pm.

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

The secretary's minutes were accepted as presented.

**The Director's Report:**

- ~ The number of participants in April was down 165 people and daily receipts were up \$1,383 compared to last year.
- ~ The pool rental income in April was down \$235 compared to last year.
- ~ The monthly fuel usage went down 198.9 gallons compared to last year.
- ~ In session III, the pool provided 229 participants in group lessons and 18 private lessons. Group swim lessons were down 16 participants and private lessons were down by 12 participants. However, most of the private lessons slots that were offered were full. Group lesson income was up \$3,064 and private lesson income was up \$220 compared to last year due to the increase in non-resident cost instituted last fall.

Darcey reported that the proposed air handling system upgrade has been approved by the Town Council. She handed out the breakdown of where the funds will be coming from. The pool board is expected to continue to fundraise to pay back the loan from one of the accounts. The board has eight years to pay it back.

Darcey reported that the Susan Abraham picture on the plaque has been modified per request of Mr. & Mrs. Abraham and that there will be a fee attached. A motion was made to allocate up to \$300 for the changes made to the Susan Abraham plaque. The money will come out of the Investment Account. Motion was passed 5-0.

Treasurer's report was read and approved.

Jim would like for the board to consider planting some bulbs in the fall. The money would come from the landscaping account. The board will discuss the issue in the fall.

Norm Stern has officially withdrawn from the pool board. Three candidates have filed paperwork for the two open positions on the board.

The elections for the 2012-2013, one-year officer positions were held. Cedena McAvoy and Greg Hawkins will be co-chairpersons, Mary Ellen Conner will serve as treasurer and Jim Feverston will serve as secretary. The slate of officers was passed 5-0. See attachment. Jim would like to thank Mary Ellen for taking over the treasurer's position. He will work with Mary Ellen over the next few months to help with the transition.

Darcey reported that the Capital Campaign is currently at \$16,100. The board members will follow up with their businesses that they were in charge of contacting by next meeting and will update the board on where they stand. John received a letter from the Stephen and Tabitha King Foundation stating they had received the grant request and that the money is not allocated to organizations until June or July. There are multiple companies that are thinking about the banner donation option.

Greg reported that the plans for the spaghetti supper are well underway. Darcey contacted the Penobscot Job Corps Academy and they have agreed to provide desserts. The board members need to contact Darcey on Friday, May 11<sup>th</sup> with an approximate number of tickets that they have sold so far or drop off tickets to the pool. Cedena is going to contact the Destination Imagination team about where they got their banners made for the side of the road. Board members are asked to be at the Kiwanis Hall at 3:30pm on Saturday, May 19<sup>th</sup> to help set up.

Meeting adjourned at 8:17pm.

Respectfully Submitted,



Julie A. Macleod



Susan Lessard <manager@harr

A-4-g

## Brownville

18 messages

Susan Lessard <manager@hampdenmaine.gov>

Tue, Jun 26, 2012 at 8:02 AM

To: Denise <clerk@hampdenmaine.gov>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Kristen L Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann <branntowncouncil@hampdenmaine.gov>, Andre Cushing <andre@andrecushing.com>

Good Morning-

The Town of Brownville has been devastated by floods during the past week. I have received an email from the Town Manager asking for help from any communities that can do so, and they do not have monies to pay for this help. One of the requests is for a grader and an operator for a period of 4-5 days. We have a grader that is not currently being used. Would the Council object if Hampden donated the grader and a man from Public Works for 4-5 days to assist Brownville? I am in hopes that we can get a trailer donated to haul the grader there and back if the Council does not object.

Please let me know of objections to this asap. I do not want to have Chip work on making this happen if the Council has objections to it.

Thank you -  
Sue

Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>

Tue, Jun 26, 2012 at 8:22 AM

To: Susan Lessard <manager@hampdenmaine.gov>  
Cc: Denise <clerk@hampdenmaine.gov>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Kristen L Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann <branntowncouncil@hampdenmaine.gov>, Andre Cushing <andre@andrecushing.com>

I have no objections. I'm sure if we were in need, other towns would come to our aid.

Jean

[Quoted text hidden]

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Jean Lawlis

cell 745 4145  
home 862 4080

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**Jeremy** <jeremy@renegadeair.com>  
To: Susan Lessard <manager@hampdenmaine.gov>

Tue, Jun 26, 2012 at 8:30 AM

Yes please send.

Sent from my U.S. Cellular® Android-powered phone  
[Quoted text hidden]

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**Kristen Hornbrook** <hornbrooktowncouncil@hampdenmaine.gov>

Tue, Jun 26, 2012  
at 8:59 AM

To: Susan Lessard <manager@hampdenmaine.gov>  
Cc: Denise <clerk@hampdenmaine.gov>, Janet Hughes  
<hughestowncouncil@hampdenmaine.gov>, Jean Lawlis  
<lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>,  
Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Shelby Wright  
<wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann  
<branntowncouncil@hampdenmaine.gov>, Andre Cushing <andre@andrecushing.com>

Susan,

Though I agree with the donation and am simpathetic to the plight, I am also concerned about the rules.

Is Council allowed to make such decisions with town-owned (therefore taxpayer-owned) properties without proper meeting?

This does not seem like something we are allowed to do by law...make decisions like this through e-mail.

Councilor Kristen Hornbrook

On Tue, Jun 26, 2012 at 8:02 AM, Susan Lessard <manager@hampdenmaine.gov>  
wrote:

[Quoted text hidden]

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**Susan Lessard** <manager@hampdenmaine.gov>

Tue, Jun 26, 2012 at  
9:49 AM

To: Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>  
Cc: Denise <clerk@hampdenmaine.gov>, Janet Hughes  
<hughestowncouncil@hampdenmaine.gov>, Jean Lawlis  
<lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>,  
Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Shelby Wright  
<wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann  
<branntowncouncil@hampdenmaine.gov>, Andre Cushing <andre@andrecushing.com>

Councilor Hornbrook,

I appreciate your concerns about process and hope that the following helps to allay those concerns. As Town Manager I have the authority to make such a decision regarding the

work in question without formal Council action. However, I was seeking input from the Council because while I have authority to do so, acting on that authority against the wishes of the Council would not be a good thing for me to do. The Town routinely sends persons and equipment beyond its borders in mutual assistance for police, fire, and ambulance reasons. We have not been asked for Public Works 'stuff' before and I wanted feedback from the Council before committing to any action but no formal vote is necessary.

I have checked with our insurer and our person and equipment would be covered in this instance as well.

The way the process works is that we would be put on a list of available resources that the State/Town could use in the process of effecting repairs in Brownville.

Please call if you have additional questions.

Sue

[Quoted text hidden]

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wrighttowncouncil@gmail.com <wrighttowncouncil@gmail.com>

Tue, Jun 26, 2012 at  
9:50 AM

Reply-To: wrighttowncouncil@gmail.com

To: Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>, Susan Lessard <manager@hampdenmaine.gov>

Cc: Denise <clerk@hampdenmaine.gov>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann <branntowncouncil@hampdenmaine.gov>, "andre@andrecushing.com" <andre@andrecushing.com>

If we can help then we should - without reservation.

Shelby

Sent from my U.S. Cellular BlackBerry® smartphone

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**From:** Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>

**Date:** Tue, 26 Jun 2012 08:59:32 -0400

**To:** Susan Lessard <manager@hampdenmaine.gov>

**Cc:** Denise <clerk@hampdenmaine.gov>; Janet Hughes <hughestowncouncil@hampdenmaine.gov>; Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>; Jeremy Williams <jeremy@renegadeair.com>; Jeremy Williams <williamstowncouncil@hampdenmaine.gov>; Shelby Wright <wrighttowncouncil@gmail.com>; Thomas A. Russell <tar@frrlegal.com>; Tom Brann <branntowncouncil@hampdenmaine.gov>; Andre Cushing <andre@andrecushing.com>

**Subject:** Re: Brownville

[Quoted text hidden]

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Jeremy <jeremy@renegadeair.com>

Tue, Jun 26, 2012 at 10:02 AM

To: wrighttowncouncil@gmail.com, Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>, Susan Lessard <manager@hampdenmaine.gov>  
Cc: Denise <clerk@hampdenmaine.gov>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann <branntowncouncil@hampdenmaine.gov>, "andre@andrecushing.com" <andre@andrecushing.com>

Do you need it hauled?

Sent from my U.S. Cellular® Android-powered phone

wrighttowncouncil@gmail.com wrote:

> If we can help then we should - without reservation.  
>Shelby  
>Sent from my U.S. Cellular BlackBerry® smartphone  
>  
>-----Original Message-----  
>From: Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>  
>Date: Tue, 26 Jun 2012 08:59:32  
[Quoted text hidden]

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**Susan Lessard** <manager@hampdenmaine.gov>  
To: Jeremy <jeremy@renegadeair.com>

Tue, Jun 26, 2012 at 10:10 AM

Jeremy-  
We got a donation for hauling it to Brownville/back.  
Sue

[Quoted text hidden]

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**Andre Cushing** <andre@andrecushing.com>

Tue, Jun 26, 2012 at 10:14 AM

To: Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>  
Cc: Susan Lessard <manager@hampdenmaine.gov>, Denise <clerk@hampdenmaine.gov>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Kristen L Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann <branntowncouncil@hampdenmaine.gov>

I would support this decision, as it is in light of a natural disaster and is an issue of mutual aid, which as you have outlined is permissible with certain public services. I feel this is a role that is within government perview.

[Quoted text hidden]

--

Andre E. Cushing III, Assistant Majority Leader

State Representative- District 39  
 (Dixmont, Hampden, Newburgh)  
 P.O. Box 211  
 Hampden, Maine 04444  
 office 207-358-9447  
 home 207-449-1358  
 fax 419-781-5601  
 email andre@andrecushing.com

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**Kristen Hornbrook** <hornbrooktowncouncil@hampdenmaine.gov>

Tue, Jun 26, 2012 at  
 11:53 AM

To: Susan Lessard <manager@hampdenmaine.gov>

Susan,

I guess I am confused.

You sent an e-mail out asking the 'council' if we have any objections.

My concerns are weather or not it is appropriate for the 'council' to made decisions like this outside a Council meeting.

Your response that 'as the town manager I have the authority to make such a decision regarding the work in question without formal Council action' makes no sense to me.

If you can do it, why ask Council approval?

If you seek Council approval then we can't make that decision outside a Council meeting...correct?

Even having 4 councilors respond in this e-mail string as we have, constitutes a Council meeting does it not? There are more than 3 on this e-mail string.

You know me; I like to know the rules and follow them.

This is a gray area.

I am NOT saying I am opposed to this. In fact, I said in my response that I agree with it...I am concerned with the 'secretive' nature of the actions.

People will say if council makes decisions like this with taxpayer funded property, outside of official quorum council meetings, then council must make other decisions outside of official quorum council meetings.

This does nothing to speak to the desire of the council to be more open and accountable to the taxpayers.

Councilor Kristen Hornbrook

[Quoted text hidden]

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**Susan Lessard** <manager@hampdenmaine.gov>

Tue, Jun 26, 2012 at  
 12:39 PM

To: Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>

Cc: Denise <clerk@hampdenmaine.gov>, Janet Hughes

<hughestowncouncil@hampdenmaine.gov>, Jean Lawlis

<lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>,

Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Shelby Wright

<wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann

<branntowncouncil@hampdenmaine.gov>, Andre Cushing <andre@andrecushing.com>

Councilor Hornbrook,

I was not trying to be confusing and I apologize if that is what has occurred here. I was looking for input - not approval. If a number of Councilors had serious reasons why they thought this was a bad idea I would not have gone forward with the decision. This whole email string in regard to this issue will be included on the next Council agenda so the public will indeed 'see' what occurred in a way that they would not have done if I had simply made the decision without feedback from individual Councilors. It was an attempt to be inclusive and respectful of the fact that the elected officials of the community are the ones who are directly accountable to the residents - and if in that capacity they believed that assisting Brownville was a bad idea I should factor that into my decision.

Susan

[Quoted text hidden]

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**Kristen Hornbrook** <hornbrooktowncouncil@hampdenmaine.gov>

Tue, Jun 26, 2012  
at 1:51 PM

To: Susan Lessard <manager@hampdenmaine.gov>

Susan,

Perhaps if I explain why I am confused...the Charter states in Section 205 "Except as otherwise provided by state statute or this charter, all powers of the town shall be vested in the town Council,"

I did not read anywhere in the Charter where the powers of the Manager/Treasurer included such things as this. Is it in Section 403 Powers and Duties of the Town Manager?

Perhaps if you could direct me to that place in the Charter, it would help?

I am sure you can understand my hesitation. The Council has heard over and over the past two years that too many things are being done with a perception of secrecy. It was a goal of the Council in our last strategy session to help improve the appearance and communication of the Council and the community at large.

That is why I am bringing this up.

Again I state, I have nothing against this idea, I am in complete support of helping our neighbors in Brownville.

It is maintaining the proper procedures and being certain we are being open and accountable to the taxpayers that I am concerned with as well.

Councilor Kristen Hornbrook

[Quoted text hidden]

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**Susan Lessard** <manager@hampdenmaine.gov>

Tue, Jun 26, 2012 at 2:18  
PM

To: Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>

Councilor Hornbrook,

I have the ability to direct the work of the employees of the community under the administrative authority granted to the Town Manager under the Powers and Duties of the Town Manager, Section 403 (1).

I am sincerely sorry that the subject has caused such concern and will make sure that it is on the agenda for the next Council meeting so that the Council can determine in a public forum how they would like such issues handled in future.

Susan

[Quoted text hidden]

**Susan Lessard** <manager@hampdenmaine.gov>

Tue, Jun 26, 2012 at 2:20 PM

To: Denise <clerk@hampdenmaine.gov>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann <branntowncouncil@hampdenmaine.gov>, andrecushing@andrecushing.com

[Quoted text hidden]

**Mail Delivery Subsystem** <mailer-daemon@googlemail.com>

Tue, Jun 26, 20

To: manager@hampdenmaine.gov

Delivery to the following recipient failed permanently:

andrecushing@andrecushing.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the recipient domain. We recommend contacting the other email provider for further information about the cause of this error. The error that the other server returned was: 550 550-5.1.1 The email account that you tried to reach does not exist. Please try

550-5.1.1 double-checking the recipient's email address for typos or

550-5.1.1 unnecessary spaces. Learn more at

550 5.1.1 <http://support.google.com/mail/bin/answer.py?answer=6596110si19425897icz.8513>.

----- Original message -----

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=google.com; s=20120113; h=mime-version:x-originating-ip:in-reply-to:references:date:message-id:subject:from:to:content-type:x-gm-message-state; bh=l5uV/4jAXzJZJ8GsisVcFS/fwdtNqCZ2qVNgsvg1ljk=; b=jqeo/oZpapSBLHS3yG4oe4mFUtuUTNS6vezaZVbX8YiFyIEwuj3U4BzEGXyOik/UHV VVwC2tUckde8WdBH2apSYvR9I8mC9yIni3aX4H3fnYJbGXrHWWhyIEfMknYclSSNBBN zR0ep9jflL2pyvrk6kd7qtXeh8YpFBUi8U1FFiPRYHhOUD+XtDguezJn+pKmgJN49DYRI fLxWR2OCYtO+cRpGpAu0ydpXP1zLO0rllKbbRmJO84lL6BQ5Doy6jeY7v8C7g6v56orr

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RuSg==

MIME-Version: 1.0

Received: by 10.68.237.106 with SMTP id vb10mr53717119pbc.148.1340734804752;  
Tue, 26 Jun 2012 11:20:04 -0700 (PDT)

Received: by 10.68.72.138 with HTTP; Tue, 26 Jun 2012 11:20:04 -0700 (PDT)

X-Originating-IP: [72.45.168.122]

In-Reply-To: <CAKwCdUoPMtnQEZnmLj72cQArd3j-qqp+TPhOrjdoxbRrDJbnSA@mail.gma

References:

- <CAKwCdUrbmy4ESC5JPnYmhfw0\_bK\_PNJ0\_FT2r0Yr=x9L5GNNig@mail.gmail.com>
- <CAFk1ULrSfKdugQAnAX7yz1tF4qLznaEOjgmBg9DPUf67WX2t9w@mail.gmail.com>
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- <CAKwCdUoPMtnQEZnmLj72cQArd3j-qqp+TPhOrjdoxbRrDJbnSA@mail.gmail.com>

Date: Tue, 26 Jun 2012 14:20:04 -0400

Message-ID:

<CAKwCdUoRy7cGHnwEARNzAKn2r\_aMC2Fm3LuWkFatxW0LURCdoQ@mail.gmail.com>

Subject: Fwd: Brownville

From: Susan Lessard <manager@hampdenmaine.gov>

To: Denise <clerk@hampdenmaine.gov>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann <branntowncouncil@hampdenmaine.gov>, andrecushing@andrecushing.co

Content-Type: multipart/alternative; boundary=047d7b33cfc0c679ec04c36425bc

X-Gm-Message-State:

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[Quoted text hidden]

**Susan Lessard** <manager@hampdenmaine.gov>

Tue, Jun 26, 2012 at 2:20 PM

To: Andre Cushing <andre@andrecushing.com>

----- Forwarded message -----

From: **Susan Lessard** <manager@hampdenmaine.gov>

Date: Tue, Jun 26, 2012 at 2:20 PM

Subject: Fwd: Brownville

To: Denise <clerk@hampdenmaine.gov>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann <branntowncouncil@hampdenmaine.gov>, andrecushing@andrecushing.com

[Quoted text hidden]

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**Jeremy Williams** <Jeremy@renegadeair.com>  
To: Susan Lessard <manager@hampdenmaine.gov>

Tue, Jun 26, 2012 at 7:08 PM

**Jeremy Williams**



***Oak Spring Farm***

1334 Carmel Road North

Hampden, ME 04444

Tel: 207-862-3827

Fax: 207-862-4751

*"For once you have tasted flight you will walk the earth with your eyes turned skywards, for there you have been and there you will long to return."*

*Leonardo DiVinci*

*"Flying is hours and hours of boredom sprinkled with a few seconds of sheer terror."*

*Pappy Boyington*

**From:** Cindy Philbrick [mailto:philbrickcindy@aol.com]  
**Sent:** Tuesday, June 26, 2012 3:10 PM  
**To:** hornbrooktowncouncil@hampdenmaine.gov  
**Subject:** Re: Brownville

This is one donation that I would not have a problem with. This is a humanitarian (charitable) thing for a town that is hurting.

Cindy Philbrick

-----Original Message-----

From: Kristen Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>  
To: undisclosed-recipients;  
Sent: Tue, Jun 26, 2012 11:47 am  
Subject: Brownville

Please see attached document for conversation on this topic.

Your thoughts?

Councilor Kristen Hornbrook

---

**Kristen Hornbrook** <hornbrooktowncouncil@hampdenmaine.gov>

Wed, Jun 27, 2012 at  
7:46 AM

To: Susan Lessard <manager@hampdenmaine.gov>

Susan,

I am not concerned. I merely want to be certain that the Council is following their goal of being open and accountable to the taxpayers.  
Nor have I asked that this be placed on the agenda.  
Adding this to the agenda would be a colossal waist of time. There are many other items before the Council.

Councilor Kristen Hornbrook  
[Quoted text hidden]



Susan Lessard <manager@hampdenmaine.gov>

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## Re: Thank you

1 message

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**dynatec@midmaine.com** <dynatec@midmaine.com>

Wed, Jun 27, 2012 at 5:14 PM

To: Susan Lessard <manager@hampdenmaine.gov>

Susan,

Thank you for your response.

Jeremy

> Mr. Jones -

> Please see answers to your questions below in red.

> Sue Lessard

> Town Manager:

>

> On Wed, Jun 27, 2012 at 1:58 PM, <dynatec@midmaine.com> wrote:

>

>> Dear Hampden Councilors,

>>

>> With regard to the proposed Brownville aid;

>> Please do not misconstrue my position in this matter by this line of

>> questioning. It is my intent to make sure our actions are well thought

>> out

>> and that we are all protected. Take a moment to plan verses making an

>> emotional knee jerk reaction.

>> The following questions Must be All answered, verified and documented

>> prior to any action taken.

>> - Does Hampden have a Mutual Aid agreement with Brownville? No

>> - Is this a signed agreement? No

>> - Is the machinery to be operated by a Qualified Hampden employee? Yes

>> - Is this employee a volunteer or under the direction of Hampden? This

>> employee is a regular employee of the Town of Hampden and while working

>> in

>> Brownville will be under the direction of the emergency operations

>> center

>> personnel in charge of repairs in Brownville

>> - Will the town employee be fully covered by town insurance? Yes

>> - Will Hampden be held liable for any personal or property damage? No

>> - Is any proposed machinery use and operator covered by insurance? Yes

>> - Will Hampdens' insurer cover any claims? Yes

>> - Has our insurer confirmed this in writing? No - by phone on 6/26 but

>> will provide it in writing.

>> - Will the employee work 12 or 14 hour days? The employee will work as

>> directed by the emergency operation center personnel in charge of the

>> repairs.

>> - How will overtime be addressed? time over 40 hours worked in a week

>> will be paid at time and a half.

>> - Will the employee be given mileage and a Per Diem? The employee is  
>> using a town vehicle (a car used by staff to go to trainings that was  
>> part  
>> of a drug-related judgement) and will not be paid mileage.  
>> - What is the limit of the proposed aid in total? 4-5 days was the  
>> request.  
>> - Which town covers these costs? Hampden initially pays the wages of the  
>> employee for the time submitted. If the damages exceed the \$1.8 m  
>> necessary  
>> to trigger disaster assistance, the Town of Hampden will be reimbursed  
>> for  
>> the wages paid to the employee as well as rental time for the grader  
>> used  
>> from FEMA funds. If there is no disaster declaration, the wage cost will  
>> be  
>> absorbed by the Town of Hampden.  
>> - Where in the current budget will these costs be taken from? Public  
>> works wages where he is normally paid from for the 40 hours plus any  
>> overtime he works in a given week. This is not an extra employee brought  
>> in  
>> and therefore should not inflate wages.  
>> - Will this matter be taken up in the next council meeting to be fully  
>> dissected, explained and voted on? The action has been taken. After a  
>> considerable number of emails in regard to this item resulting from  
>> contact  
>> with the Council, I indicated that I would put it on the agenda so that  
>> the  
>> Council could discuss how they wish me to handle such requests in  
>> future.  
>>  
>> And of course,  
>> Is this the "Best Use" of the towns' personnel and equipment? The  
>> reason I asked for input from the Council in regard to this matter was  
>> so  
>> that they could provide feedback on the good/bad of the decision from  
>> the  
>> perspective of an elected official. Most of those who responded  
>> concurred  
>> that given the drastic damages in Brownville resulting from the natural  
>> disaster, it was a positive step to take. But for the grace of God  
>> Hampden could find itself in a devastated condition due to a natural or  
>> man-made disaster and we would want other communities to assist us. The  
>> grader was not in use on a project and the workload was such that we  
>> could  
>> shift personnel to cover for one person being out for 4-5 days.  
>>  
>> Thank you.  
>> I remain the ever watchful,  
>>  
>> Jeremy W. Jones, Esquire  
>> A landed gentleman of the Partridge Road

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Susan Lessard <manager@hampdenmaine.gov>

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## Brownville Update

1 message

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**Susan Lessard** <manager@hampdenmaine.gov>

Thu, Jun 28, 2012 at 4:33 PM

To: Andre Cushing <andrec@roadrunner.com>, Denise <clerk@hampdenmaine.gov>, Janet Hughes <hughestowncouncil@hampdenmaine.gov>, Jean Lawlis <lawlistowncouncil@hampdenmaine.gov>, Jeremy Williams <jeremy@renegadeair.com>, Jeremy Williams <williamstowncouncil@hampdenmaine.gov>, Kristen L Hornbrook <hornbrooktowncouncil@hampdenmaine.gov>, Shelby Wright <wrighttowncouncil@gmail.com>, "Thomas A. Russell" <tar@frrlegal.com>, Tom Brann <branntowncouncil@hampdenmaine.gov>

Good Afternoon -

Our employee worked in Brownville operating our grader on Tuesday afternoon, Wednesday, and is returning this afternoon. The grader is being hauled back to Hampden by the MDOT tomorrow. We have tracked time and costs for the person and the equipment and if a disaster declaration is made due to repairs going over \$1.8 m, we will be reimbursed for at least part of the expense.

Sue

June 25, 2012

Karen Knuuti  
Maine Dept. of Environmental Protection  
Bureau of Remediation & Waste Management  
106 Hogan Road  
Bangor, Maine 04401

**RE: Pine Tree Landfill  
Summary of Recirculation Events during May 2012**

Dear Karen:

In accordance with the post closure leachate recirculation plan the following data is enclosed for the period of May 1 through May 31:

- Leachate and leak detection pumping totals, EDD format
- Daily gas-to-energy (GTE) facility inlet hydrogen sulfide (H<sub>2</sub>S) concentrations
- Daily average measurements of head on the primary liner
- Trench 1 through 4 influence area H<sub>2</sub>S concentrations
- Leachate recirculation daily pumping totals

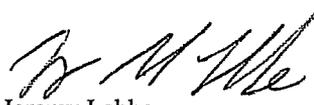
During the month 1,212,000 gallons of leachate was added to the waste mass, including initial loading of Trench #2. Regular monitoring occurred in accordance with the Plan.

During May the PTL recirculation project dealt with the following issues:

- Level transducer in the Phase VIII cleanout. Troubleshooting was completed on the level transducer in the Phase VIII cleanout and removal was attempted, but unsuccessful. PTL staff are currently still working on the issue.
- GW-115 transducer is functioning properly, but standing water is creating issues with measurements. A second attempt to clean the piezometer succeeded, and the transducer is now reading correctly, as of the date of this report (below 1ft of head), readings for the month of May are NOT accurate.
- GW-8CF transducer. Based on the recent success in cleaning GW-115 piezometer, the same will be completed in GW-8CF and a transducer like the one currently installed in GW-115 has been ordered and will be installed once it arrives.

If you should have any questions regarding the enclosed, please do not hesitate to contact me at 862-4200 ext.233.

Sincerely,  
Pine Tree Landfill

  
Jeremy Labbe  
Engineer & Environmental Manager

Enclosure

Cc: Stephen Farrar, MDEP  
Susan Lessard, Town of Hampden  
Wayne Boyd, Pine Tree Landfill  
Mike Booth, Sevee Maher

PROJECT/SITE	SAMPLE_POINT_ID	ANALYSIS	SAMPLE	PR	SAMPLE	PARAMETER_NA	CONCENT	PARAMET	TEST	SAMPLE
PINETREE LANDFILL	MET STATION 1	FT	May		N	ACCUMULATION	--	IN	FT	DM
PINETREE LANDFILL	PHASE VI - LC	FT	May	L	N	VOLUME	33501.00	GAL	FT	PT
PINETREE LANDFILL	PHASE VI - LD	FT	May	L	N	VOLUME	1339	GAL	FT	PT
PINETREE LANDFILL	PHASE VII - LC	FT	May	L	N	VOLUME	19445	GAL	FT	PT
PINETREE LANDFILL	PHASE VII - LD	FT	May	L	N	VOLUME	33444.00	GAL	FT	PT
PINETREE LANDFILL	PHASE VIII-C - LC	FT	May	L	N	VOLUME	236418	GAL	FT	PT
PINETREE LANDFILL	PHASE VIII-C - LD	FT	May	L	N	VOLUME	11	GAL	FT	PT
PINETREE LANDFILL	SECURE I	FT	May	L	N	VOLUME	2821.00	GAL	FT	PT
PINETREE LANDFILL	SECURE II	FT	May	L	N	VOLUME	292079	GAL	FT	PT
PINETREE LANDFILL	SECURE III - LC	FT	May	L	N	VOLUME	67975	GAL	FT	PT
PINETREE LANDFILL	SECURE III - LD	FT	May	L	N	VOLUME	0.00	GAL	FT	PT
PINETREE LANDFILL	PERIMETER DRAIN	FT	May	L	N	VOLUME	492747	GAL	FT	PT
PINETREE LANDFILL	BANGOR WWTF	FT	May	L	N	VOLUME	620846	GAL	FT	PT
PINETREE LANDFILL	CONDENSATE TANK	FT	May	CON	N	VOLUME	--	GAL	FT	PT

**Pine Tree Landfill Leachate  
Recirculation Project  
Daily PTLGTE H2S Readings**

Month:	May-12	
Day	Inlet 1* (ppm)	Inlet 2** (ppm)
1	2000	2050
2	2000	2000
3	2100	2050
4	2000	
5	2000	
6	2000	2000
7	2000	2000
8	2100	2050
9	2000	2000
10	1900	2000
11	1900	1950
12	2000	2000
13	2000	2000
14	2100	2050
15	2000	2000
16	2000	2100
17	2500	2000
18	2000	2100
19	2000	2800
20	2100	2000
21	2000	2000
22		2100
23	2100	1900
24	2100	2000
25	2100	2100
26	2100	2100
27	2000	2000
28	2200	2000
29	2000	2000
30	2000	2000
31	2100	
<b>AVERAGE</b>	<b>2047</b>	<b>2048</b>

<b>GRAND AVERAGE</b>	<b>2,047</b>	<b>ppm</b>
<b>TOTAL LFG FLOW</b>	<b>32,786,511</b>	<b>scf</b>
<b>MONTHLY TON. H2S</b>	<b>2.92</b>	<b>tons</b>

Date	8C CleanOut (ft)	GW-8CF (ft)	GW 115 (ft)*
5/1/2012 Average	No Transducer	Transducer Ordered	10.65
5/2/2012 Average	--	--	10.63
5/3/2012 Average	--	--	10.69
5/4/2012 Average	--	--	10.78
5/5/2012 Average	--	--	10.80
5/6/2012 Average	--	--	10.77
5/7/2012 Average	--	--	58.35
5/8/2012 Average	--	--	85.76
5/9/2012 Average	--	--	87.85
5/10/2012 Average	--	--	87.42
5/11/2012 Average	--	--	87.43
5/12/2012 Average	--	--	81.24
5/13/2012 Average	--	--	81.21
5/14/2012 Average	--	--	85.87
5/15/2012 Average	--	--	86.39
5/16/2012 Average	--	--	86.61
5/17/2012 Average	--	--	80.98
5/18/2012 Average	--	--	83.66
5/19/2012 Average	--	--	81.31
5/20/2012 Average	--	--	81.14
5/21/2012 Average	--	--	89.51
5/22/2012 Average	--	--	87.69
5/23/2012 Average	--	--	85.70
5/24/2012 Average	--	--	84.24
5/25/2012 Average	--	--	79.80
5/26/2012 Average	--	--	78.66
5/27/2012 Average	--	--	78.66
5/28/2012 Average	--	--	78.65
5/29/2012 Average	--	--	81.28
5/30/2012 Average	--	--	78.83
5/31/2012 Average	--	--	82.67
Grand Average	--	--	68.12

\* Transducer troubleshooting completed in early June, piezometer cleaned successfully.

## PTL H2S Measurements Leachate Recirculation

Trench # (Testing Required)	1,2,3,4	1,2,3,4	1,2,3,4	1,2,3,4	1,2,3,4
Date Tested	1/27/2012	2/18/2012	4/9/2012 (Taken for March)	4/30/2012	5/14/2012
Wells	5 Months after Loading	6 Months after Loading	7 Months after Loading	8 Months after Loading	During Trench 2 Loading
GW-37	5,000	600	100	250	250
GW-20	300	100	850	150	125
GW-8A	4,000	950	1,100	1,400	1,300
GW-36	6,500	4,500	3,500	2,000	4,000
GW-106	750	300	350	350	275
GW-114	5,000	5,500	2,200	4,000	3,000
GW-117	12,000	7,000	5,000	10,000	7,000
GW-53	<100	<100	3,500	<100	<100
GW-43	700	450	300	350	450
GW-42	6,500	2,000	1,000	2,000	1,800
GW-41	<100	<100	<100	<100	<100
GW-40	4,000	<100	<100	<100	<100
GW-129	2,000	1,500	1,200	1,000	950
GW-8E	27,500	12,500	12,000	8,000	600
GW-13	10,000	5,000	5,000	5,000	2,000
GW-39	27,000	1,500	3,200	<100	<100
GW-8D	45,000	5,000	7,000	1,000	300
GW-15	1,200	<100	250	<100	<100
GW-126	5,000	3,000	2,500	3,000	2,700
GW-124	400	200	100	100	100
GW-8B	4,000	8,000	8,000	13,500	10,000
GW-38	2,000	450	450	700	1,800
GW-45	3,800	30,000	21,000	15,500	12,000
GW-8C	2,000	2,500	2,000	4,000	2,100
GW-8G	6,500	3,000	3,200	3,000	1,800
GW-50	1,800	500	300	200	100
GW-123	900	450	400	200	400
GW-10	400	<100	300	250	100
GW-54	5,000	2,000	2,000	2,000	1,800

\* Units are in Parts Per Million (ppm)

### Leachate Recirculation Daily Flow Report

Date	Base P/S	LRT 1	LRT 2	LRT 3	LRT 4	Wells
05/01/12	0		0	0	0	0
05/02/12	0		0	0	0	0
05/03/12	0		0	0	0	0
05/04/12	0		0	0	0	0
05/05/12	0		0	0	0	0
05/06/12	0		0	0	0	0
05/07/12	50,863		51,047	0	0	0
05/08/12	63,464		64,465	0	0	0
05/09/12	100,056		102,356	0	0	0
05/10/12	100,084		102,820	0	0	0
05/11/12	100,454		103,490	0	0	0
05/12/12	0		0	0	0	0
05/13/12	0		0	0	0	0
05/14/12	75,048		77,740	0	0	0
05/15/12	82,168		85,167	0	0	0
05/16/12	81,358		84,286	0	0	0
05/17/12	0		65	0	0	0
05/18/12	42,007		42,737	0	0	0
05/19/12	8,026		9,381	0	0	0
05/20/12	0		0	0	0	0
05/21/12	96,135		99,300	0	0	0
05/22/12	103,986		109,747	0	0	0
05/23/12	70,053		73,549	0	0	0
05/24/12	72,251		0	0	74,972	0
05/25/12	33,041		0	0	34,462	0
05/26/12	0		0	0	0	0
05/27/12	0		0	0	0	0
05/28/12	0		0	0	0	0
05/29/12	39,814		0	701	40,501	0
05/30/12	20,797		0	20,591	83	0
05/31/12	72,395		0	25,008	50,202	0
	<b>1,212,000</b>	<b>0</b>	<b>1,006,149</b>	<b>46,300</b>	<b>200,221</b>	<b>0</b>



C-1-a

TOWN OF HAMPDEN  
TOWN CLERK'S OFFICE

COMMENTS ON:

Date of Council Action: 7/2/2012  
Public Hearing: Yes X No     

- Application for Liquor License
- Application for Victualer's License
- Application for Off-premises Catering
- Application for Outdoor Wood-burning Furnace License

NAME: Bangor Restaurant, LLC  
d/b/a Dunkin' Donuts David Cafua  
Business Name Individual

ADDRESS: 76 Main Rd. North PHONE: 862-2771

MAP/LOT: Map 32, Lot 22 DATE: 5/29/2012

DEPARTMENT REPORT:

Appears to meet town victualer's ordinance.

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DATE: 6/25/2012 BY: [Signature]  
Title: Code Enforcement Officer  
BY: [Signature]  
Title: FIRE/BUILDING INSPECTOR

**TOWN OF HAMPDEN, MAINE**

**APPLICATION FOR VICTUALER'S LICENSE**

DATE: 5/20/12 PHONE NUMBER: 978-682-2382

NAME(S): David Cahra

ADDRESS: 280 MERRIMACK STREET, Methuen MA 01844

NAME OF BUSINESS: Bangor Restaurant, LLC (Dunkin' Donuts)

LOCATION OF BUSINESS: 76 MAIN STREET, Hampden ME 04444

SIGNATURE: 

\*\*\*\*\*

(FOR TOWN USE ONLY)

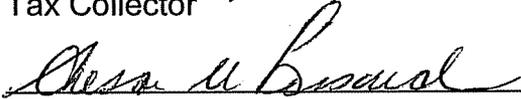
\*This facility has been inspected and meets ordinance criteria.

  
Code Enforcement Officer

  
Fire Inspector/Building Inspector

\*All sewer user fees and personal property taxes are paid in full to date.

  
Tax Collector

  
Town Treasurer

\*\*\*\*\*

Please return completed form to: **Town Clerk**  
**Town of Hampden**  
**106 Western Avenue**  
**Hampden, ME 04444**

**LICENSE FEE: \$125.00** Date Received/Fee Paid: MAY 29 2012 / \$125.00  
(Fee Includes Notice of Public Hearing)



C-1-b

TOWN OF HAMPDEN  
TOWN CLERK'S OFFICE

COMMENTS ON:

Date of Council Action: 7/2/2012  
Public Hearing: Yes X No     

- Application for Liquor License
- Application for Victualer's License
- Application for Off-premises Catering
- Application for Outdoor Wood-burning Furnace License

NAME: Mae's Convenience Stores LLC  
d/b/a Circle K # 7057  
Business Name Individual

ADDRESS: 63 Main Rd. North PHONE: 862-6676

MAP/LOT: Map 36, Lots 42-45 DATE: 5/23/2012

DEPARTMENT REPORT:

Appears to comply with the Town of Hampden  
Victualer's Ordinance

DATE: 7/12/12

BY: [Signature]  
Title: Code Enforcement Officer

BY: [Signature]  
Title: FIRE BUILDING INSPECTOR

TOWN OF HAMPDEN, MAINE

APPLICATION FOR VICTUALER'S LICENSE

DATE: 5-17-12 PHONE NUMBER: 812.379.9227 X 1347

NAME(S): Maic Convenience Stores LLC

ADDRESS: Po Box 347, Columbus IN 47202

NAME OF BUSINESS: Circle K # 7057

LOCATION OF BUSINESS: 63 Main Rd North

SIGNATURE: Betty Watts

\*\*\*\*\*

(FOR TOWN USE ONLY)

\*This facility has been inspected and meets ordinance criteria.

[Signature]  
Code Enforcement Officer

[Signature]  
Fire Inspector/Building Inspector

\*All sewer user fees and personal property taxes are paid in full to date.

<sup>180</sup> [Signature]  
Tax Collector

<sup>130</sup> [Signature]  
Town Treasurer

\*\*\*\*\*

Please return completed form to: **Town Clerk  
Town of Hampden  
106 Western Avenue  
Hampden, ME 04444**

LICENSE FEE: \$125.00 Date Received/Fee Paid: MAY 23 2012 / \$125.00  
(Fee Includes Notice of Public Hearing)



Check One:  Initial Application  
 Reappointment Application

# TOWN OF HAMPDEN APPLICATION FOR TOWN BOARDS AND COMMITTEES

C-2-a

NAME: CALIENDO, DAVID A.  
LAST FIRST MI

ADDRESS: 28 CANAAN ROAD, HAMPDEN, ME 04444  
STREET TOWN ZIP

MAILING ADDRESS (if different): SAME

TELEPHONE: (207) 862-3625 (207) 942-4626  
HOME WORK

EMAIL: DAVID@BANGORREALESTATE.BIZ

OCCUPATION: REAL ESTATE BROKER

BOARD OR COMMITTEE PREFERENCE: \_\_\_\_\_

FIRST CHOICE: BOARD OF APPEALS

SECOND CHOICE (OPTIONAL): \_\_\_\_\_

How would your experience, education and/or occupation be a benefit to this board or committee? 15+ years as a member of the board of Assessment Review; 10+ years on the Town of Hampden Planning Board. Licensed Real Estate Broker for 18 years. Completed the State of Maine Assessor's Training Courses. Citizen of Hampden since 1965. Property owner in Hampden since 1976.

Are there any issues you feel this board or committee should address, or should continue to address? \_\_\_\_\_

- |                                |                                 |
|--------------------------------|---------------------------------|
| <u>3 YEAR</u>                  |                                 |
| CONSERVATION COMMITTEE         | DYER LIBRARY                    |
| BOARD OF ASSESSMENT REVIEW     | RECREATION COMMITTEE            |
| PERSONNEL APPEALS BOARD        | BOARD OF APPEALS                |
| LURA HOIT MEMORIAL POOL        | HISTORIC PRESERVATION COMMITTEE |
| ECONOMIC DEVELOPMENT COMMITTEE | TREE BOARD                      |
| FRIENDS OF DOROTHEA DIX PARK   |                                 |

5 YEAR  
PLANNING BOARD

<b>FOR TOWN USE ONLY</b>		Date Application Received: <u>JUN 18 2012</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

C-2-b

NAME: Bigelow Chester C. III  
LAST FIRST MI

ADDRESS: 38 Hopkins Rd. Hampden, ME 04444  
STREET TOWN ZIP

MAILING ADDRESS (if different): \_\_\_\_\_

TELEPHONE: 207-355-5534 207-827-4456 Ext. 214  
HOME WORK

EMAIL: chet.bigelow@gmail.com

OCCUPATION: Env. Manager / Ecologist

BOARD OR COMMITTEE PREFERENCE:  
FIRST CHOICE: Appeals Board

SECOND CHOICE (OPTIONAL): \_\_\_\_\_

How would your experience, education and/or occupation be a benefit to this board or committee? I have been involved in permitting and similar activities throughout my career. I am a former government Env. Regulator.

Are there any issues you feel this board or committee should address, or should continue to address? Not at this time

- 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

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