

## **FINANCE & ADMINISTRATION COMMITTEE MEETING**

Monday, May 7, 2012

5:30 p.m.

Hampden Town Office

1. Review & Signature of Warrants
2. Old Business
  - a. Outside Agency Requests Policy
  - b. Revised Town Council Rules
3. New Business
  - a. Paving Bids
  - b. Local Option Exemption for Residents Permanently Stationed or Deployed outside of State
4. Public Comment
5. Committee Member Comments

TOWN OF HAMPDEN  
NON-MUNICIPAL ORGANIZATION FUNDING REQUEST POLICY

As part of the annual budget review process, the Hampden Town Council shall consider whether to include budget requests from non-profit Non-Municipal Organizations. This decision shall be made after the municipal budget, including school, and county costs, has been presented. The annual amount of funding for non-municipal organizations shall not exceed \$20,000 without a super majority vote of the Town Council.

The following process shall be followed by interested organizations:

1. Application –

Non-profit and civic organizations seeking funding from the Town of Hampden shall meet the following criteria and provide the following information:

A. Eligibility criteria –

- 1. Organizations must provide a service/benefit to residents of the Town of Hampden
- 2. Organizations must be non-profit entities

B. Information/action required for consideration of request

- 1. Completion of non-municipal organization funding request form and submission of verifying documentation.
- 2. Attendance at Hampden annual budget review session related to non-municipal funding requests

2. Evaluation

Non-municipal organization funding requests shall be evaluated according to the following criteria:

- A. Type of service/benefit provided & value to the community
- B. Availability of the service/benefit in the community
- C. Resident participation/benefit
- D. Preference:

- 1. Preference shall be given to organizations located in the Town of Hampden
- 2. Preference shall be given to organizations who provide service to the community through volunteer activities
- 3. Preference shall be given to organizations that provide necessary services that may otherwise result in impacts to the municipal budget through line items such as general assistance.
- 4. Preference shall be given to organizations that offer desired services not otherwise available to Hampden residents.

**TOWN OF HAMPDEN  
NON-MUNICIPAL ORGANIZATION FUNDING REQUEST FORM**

Name of Organization: \_\_\_\_\_

Address : \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone number: \_\_\_\_\_

Email address: \_\_\_\_\_

Date Organization established: \_\_\_\_\_

Non-profit : Yes \_\_\_\_\_ No \_\_\_\_\_

501c3: Yes \_\_\_\_\_ No \_\_\_\_\_

Service/benefit provided to Hampden Residents:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Location(s) service(s)/benefit(s) provided

\_\_\_\_\_  
\_\_\_\_\_

Dollar value of service provided: \_\_\_\_\_

Documentation supporting this request must be included with the application.

2b



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

---

## Revised Council Rules

1 message

Thomas A. Russell &lt;tar@frrlegal.com&gt;

Thu, Apr 19, 2012 at 3:11 PM

To: Susan Lessard &lt;manager@hampdenmaine.gov&gt;, Denise Hodsdon &lt;clerk@hampdenmaine.gov&gt;

Sue and Denise: Attached is a revised draft, as well as a compare version. Also, the statute provides 120 days to complete the FOA training. The proposed 30 days in the Rules could be burdensome to a new councilor trying to get acclimated to being on the council. Also, the existing Rule 10 (a) provides that persons in attendance at the meeting cannot speak on a matter during council deliberations, and that provision was eliminated from proposed Rule 16(a). It seems to me that instead of being silent on the matter, the Rule should expressly state what is allowed for public input during deliberations of the council. There are essentially three options: (1) they cannot speak [current Rule 10(a)], (2) they can speak with council approval, or (3) they can speak as a matter of right. I think the council should select the approach it deems appropriate, and put language to that effect in the rule so that there is no misunderstanding. Some of the fonts (see subsections in #18) and formatting were inconsistent, but my word program did funky things when I tried to correct the inconsistencies. Tom

Thomas A. Russell

Farrell, Rosenblatt &amp; Russell

61 Main Street, Suite 1

P.O. Box 738

Bangor, ME 04402-0738

(207) 990-3314

---

### 2 attachments

**revised HAMPDEN TOWN COUNCIL RULES DRAFT 04 19 12.doc**

39K

**Compare Version HAMPDEN TOWN COUNCIL RULES.doc**

41K

## HAMPDEN TOWN COUNCIL RULES

1. The Town Council shall only act by ordinance, order, or resolve. All ordinances, orders, and resolves shall be confined to one subject, which shall be clearly expressed in the title. All orders and resolves shall be assigned numbers by the Town Clerk and the Town Councilors shall receive a copy.
2. In all motions of command, the form of expression shall be 'ordered' and in all motions concerning principles, facts, or purposes, the form shall be 'resolved'.
3. The name of the Council member of other person, persons, or group requesting an item on the agenda will be indicated on the agenda with the said item.
4. As a matter of courtesy, conduct for all Council and Committee meetings shall be as follows:
  - a. Cell phones shall be silenced during Council & Committee meetings by Town Councilors, staff, and the general public.
  - b. Councilors and staff shall refrain from texting or emailing during all Council or Committee meetings.
  - c. Cell phone use, texting, and email may be done during breaks in regular or special Council meetings or committee meetings.
5. Town Councilors shall participate in Freedom of Access Act training in accordance with 1 M.R.S. §412 within 30 days of being sworn in as a Town Councilor and documentation of that training shall be filed with the Town Clerk.
6. Town Councilors shall participate in Elected Officials training offered by the Maine Municipal Association within the first year of office.
7. A New Councilor orientation packet shall be provided to all Councilors at the time they are sworn in.
8. Excused absences for Councilors for Council meetings may be granted as the result of illness, vacation, work commitments, or family illness.
9. The Mayor shall take the chair at the appointed time for the meeting, call the members to order, and proceed to the following order of business:
  - A. Consent Agenda
    1. Signatures – Treasurer's Warrants, etc
    2. Secretary's Report
    3. Communications
    4. Reports
  - B. Public Comments
  - C. Policy Agenda
    1. Public Hearings
    2. Nominations-Appointments – Elections
    3. Unfinished Business
    4. New Business
  - D. Committee Reports

Deleted: dated, numbered, and signed

Deleted: will

Deleted: Information

- E. Manager's Report
- F. Councilor Comments
- G. Adjournment

10. In the absence of the Mayor, the Deputy Mayor shall preside over the Town Council meeting. In the absence of the Deputy Mayor, the Mayor shall appoint, in advance, another Councilor to chair the meeting. Otherwise, the members of the Council in attendance at a Town Council meeting shall elect one of the members present to preside at the meeting.
11. When a question is under debate, the Mayor shall receive no motion but to adjourn, or for the previous question, to lay on the table, or to postpone to a day certain, or to refer to a committee or some administrative official or to amend, or to postpone indefinitely; which several motions shall have precedence in order in which they stand arranged.
12. When a vote is passed, it shall be in order for any member who voted in the majority, or in the negative on a tie vote, to move a reconsideration thereof at the same, or the next regular meeting, but not afterwards; and when a motion or reconsideration is decided, that vote shall not be reconsidered. In order to be eligible for reconsideration at the next regular meeting, an eligible member seeking reconsideration shall request that the matter be placed on the agenda for that meeting.
13. When any member is about to speak, they shall respectfully address the Mayor, confine themselves to the question under debate, and avoid personalities. No member speaking shall be interrupted by another but by a call to order, or to correct a mistake.
14. Every member present, when a question is put, shall give their vote, unless the Council, for special reasons, shall excuse them. Application to be so excused must be made before debate on the issue and the decision on the application shall be made by a majority vote of the council without debate.
15. The rules cannot be dispensed with or suspended if one or more members of the council shall object. No rule or order shall be amended or repealed without notice, in writing, being given at the preceding meeting.
16. Any person wishing to address the Town Council will be given the opportunity to do so in accordance with the following procedure:
  - a. Persons wishing to address the Council on an item which appears on the agenda shall wait until the Mayor announces the consideration of such item, at which time they may address the Council on that particular item. There shall be a five minute limit on such comments per person, per item. In the event that a large number of persons wish to speak on an issue, this limit may be changed to insure that all who wish to speak have the opportunity to do so.
  - b. Any person wishing to address the Council on an item not appearing on the agenda shall be allowed to do so only in that section of the agenda referred to as "Public

Deleted: stated

Comments". There shall be a five minute limit on such comments per person per subject raised. Items heard during Public Comment may be agendaed for a subsequent meeting or referred to a Committee or staff member for discussion/action. No votes may be taken by the Council on a subject raised during Public Comment without a vote by the Council to set aside the rules and add it to the regular agenda for consideration.

- c. Any person wishing to address the Council shall signify their desire by raising their hand and, when recognized by the Mayor, such person shall thereupon request permission to address the Council, giving their name and address and then designating the subject matter on which they desire to address the Council.

17. At the commencement of the Calendar year, or as soon thereafter as possible, there shall be chosen the following Committees, each Committee to consist of three (3) members of the Council as the Mayor may designate, or, upon a motion, the Council may ballot.

- a. Finance & Administration – The purpose of this committee shall be to review all items related to their fiscal impact on the Town as well as all matters that pertain to items of administrative procedures. This committee will also have the responsibility for the review and signature of all payment warrants.
- b. Services Committee – The purpose of this committee shall be to review all matters related to services provided by the Town related to recreation, parks, trails, the library, the pool, and other items related to non-emergency or public works services provided in the community
- c. Infrastructure – The purpose of this Committee shall be to review all matters pertaining to public infrastructure including buildings, roads, and all town capital equipment.
- d. Planning & Development – The purpose of this Committee shall be to review all matters related to all ordinances of the Town and all proposals for economic & community development.
- e. Communications – The purpose of this Committee shall be to review all matters related to the Town Website, Town Newsletter, Town Cable Channel 7, and other town sponsored communication activities.

18. Committee procedure shall be governed as follows:

- a. All Committees will be required to post an agenda at least 48 hours prior to the meeting and no issue may be voted on unless it is agendaed.

- b. It shall be the responsibility of the Committee Chair to discuss the development of the meeting agenda with the assigned staff person at least 24 hours before the meeting is required to be posted.
  - c. The assigned staff member shall prepare and post the agenda.
  - d. Draft minutes of each meeting will be prepared by the staff member supporting the committee within three business days.
  - e. Committee meeting minutes shall be posted on the Town website following their voted approval by the Committee.
  - f. Non-committee Council members attending a Committee meeting will have voting rights if they have been present for the entire discussion of an issue, providing that at least two of the three appointed members of the committee are present.
  - g. Two appointed members of the Committee shall constitute a quorum
  - h. The Mayor shall serve as an ex-officio member of all committees with the exception of Finance & Administration, and shall serve as a member and Chairperson of that Committee. The Mayor shall not count as an appointed member for the purpose of establishing a quorum at all other Committee meetings.
19. The Mayor of the Council may appoint members of the Council and/or citizens of the Town to special committees as authorized by the Council. No Committee shall have the power of executive action unless specifically authorized and shall report back to the Council for action on its recommendations or proposals.
20. In all cases where the parliamentary proceedings are not determined by the by foregoing rules and orders. "Roberts Rules of Order" shall be taken as authority to decide the course of proceedings.
21. The first and third Mondays of each month are designated as 'regular' council meetings with the provision that a unanimous vote of the council would cancel a meeting. Whenever a regular meeting falls on a legal holiday, such meeting will take place the following day.
22. Special meetings of the Town Council may be scheduled for other dates for special purposes. The agendas for such meetings shall be posted at the Post Office, Town Office, Town Bulletin Board, on the Town website, no less than 72 hours in advance of the meeting (unless an emergency meeting is needed for the purpose of dealing with an unanticipated Town emergency, in which case posting shall be to all normal posting locations and via email to local print media as soon as it is identified that a meeting will be held). The agenda for a Special Meeting shall be prepared as follows;
- A. Call to order
  - B. Subject(s) for meeting
  - C. Adjourn

The general public shall be allowed to comment on subjects at Special meetings in the same manner as for Regular Council meetings. There shall be no general Public Comment section for items not contained on the agenda for Special Council meetings.

23. Any item on the consent agenda can be set aside for discussion at the request of any Councilor, prior to a motion on the remainder of the consent agenda.
24. The Councilor Comment section of the agenda is reserved for the purpose of enabling any Council member to discuss matters not previously mentioned on the agenda. No official Council action can be taken at this time.
25. The existing Hampden Town Council Rules is hereby repealed in its entirety.

## HAMPDEN TOWN COUNCIL RULES

1. The Town Council shall only act by ordinance, order, or resolve. All ordinances, orders, and resolves shall be confined to one subject, which shall be clearly expressed in the title. All orders and resolves shall be assigned numbers by the Town Clerk and the Town Councilors shall receive a copy.
2. In all motions of command, the form of expression shall be 'ordered' and in all motions concerning principles, facts, or purposes, the form shall be 'resolved'.
3. The name of the Council member or other person, persons, or group requesting an item on the agenda will be indicated on the agenda with the said item.
4. As a matter of courtesy, conduct for all Council and Committee meetings shall be as follows:
  - a. Cell phones shall be silenced during Council & Committee meetings by Town Councilors, staff, and the general public.
  - b. Councilors and staff shall refrain from texting or emailing during all Council or Committee meetings.
  - c. Cell phone use, texting, and email may be done during breaks in regular or special Council meetings or committee meetings.
5. Town Councilors shall participate in Freedom of Access Act training in accordance with 1 M.R.S. §412 within 30 days of being sworn in as a Town Councilor and documentation of that training shall be filed with the Town Clerk.
6. Town Councilors shall participate in Elected Officials training offered by the Maine Municipal Association within the first year of office.
7. A New Councilor orientation packet shall be provided to all Councilors at the time they are sworn in.
8. Excused absences for Councilors for Council meetings may be granted as the result of illness, vacation, work commitments, or family illness.
9. The Mayor shall take the chair at the appointed time for the meeting, call the members to order, and proceed to the following order of business:
  - A. Consent Agenda
    1. Signatures – Treasurer's Warrants, etc
    2. Secretary's Report
    3. Communications
    4. Reports
  - B. Public Comments
  - C. Policy Agenda
    1. Public Hearings
    2. Nominations-Appointments – Elections
    3. Unfinished Business
    4. New Business
  - D. Committee Reports

- E. Manager's Report
- F. Councilor Comments
- G. Adjournment

10. In the absence of the Mayor, the Deputy Mayor shall preside over the Town Council meeting. In the absence of the Deputy Mayor, the Mayor shall appoint, in advance, another Councilor to chair the meeting. Otherwise, the members of the Council in attendance at a Town Council meeting shall elect one of the members present to preside at the meeting.
11. When a question is under debate, the Mayor shall receive no motion but to adjourn, or for the previous question, to lay on the table, or to postpone to a day certain, or to refer to a committee or some administrative official or to amend, or to postpone indefinitely; which several motions shall have precedence in order in which they stand arranged.
12. When a vote is passed, it shall be in order for any member who voted in the majority, or in the negative on a tie vote, to move a reconsideration thereof at the same, or the next regular meeting, but not afterwards; and when a motion or reconsideration is decided, that vote shall not be reconsidered. In order to be eligible for reconsideration at the next regular meeting, an eligible member seeking reconsideration shall request that the matter be placed on the agenda for that meeting.
13. When any member is about to speak, they shall respectfully address the Mayor, confine themselves to the question under debate, and avoid personalities. No member speaking shall be interrupted by another but by a call to order, or to correct a mistake.
14. Every member present, when a question is put, shall give their vote, unless the Council, for special reasons, shall excuse them. Application to be so excused must be made before debate on the issue and the decision on the application shall be made by a majority vote of the council without debate.
15. The rules cannot be dispensed with or suspended if one or more members of the council shall object. No rule or order shall be amended or repealed without notice, in writing, being given at the preceding meeting.
16. Any person wishing to address the Town Council will be given the opportunity to do so in accordance with the following procedure:
  - a. Persons wishing to address the Council on an item which appears on the agenda shall wait until the Mayor announces the consideration of such item, at which time they may address the Council on that particular item. There shall be a five minute limit on such comments per person, per item. In the event that a large number of persons wish to speak on an issue, this limit may be changed to insure that all who wish to speak have the opportunity to do so.
  - b. Any person wishing to address the Council on an item not appearing on the agenda shall be allowed to do so only in that section of the agenda referred to as "Public

Comments". There shall be a five minute limit on such comments per person per subject raised. Items heard during Public Comment may be agendaed for a subsequent meeting or referred to a Committee or staff member for discussion/action. No votes may be taken by the Council on a subject raised during Public Comment without a vote by the Council to set aside the rules and add it to the regular agenda for consideration.

- c. Any person wishing to address the Council shall signify their desire by raising their hand and, when recognized by the Mayor, such person shall thereupon request permission to address the Council, giving their name and address and then designating the subject matter on which they desire to address the Council.

17. At the commencement of the Calendar year, or as soon thereafter as possible, there shall be chosen the following Committees, each Committee to consist of three (3) members of the Council as the Mayor may designate, or, upon a motion, the Council may ballot.

- a. Finance & Administration – The purpose of this committee shall be to review all items related to their fiscal impact on the Town as well as all matters that pertain to items of administrative procedures. This committee will also have the responsibility for the review and signature of all payment warrants.
- b. Services Committee – The purpose of this committee shall be to review all matters related to services provided by the Town related to recreation, parks, trails, the library, the pool, and other items related to non-emergency or public works services provided in the community
- c. Infrastructure – The purpose of this Committee shall be to review all matters pertaining to public infrastructure including buildings, roads, and all town capital equipment.
- d. Planning & Development – The purpose of this Committee shall be to review all matters related to all ordinances of the Town and all proposals for economic & community development.
- e. Communications – The purpose of this Committee shall be to review all matters related to the Town Website, Town Newsletter, Town Cable Channel 7, and other town sponsored communication activities.

18. Committee procedure shall be governed as follows:

- a. All Committees will be required to post an agenda at least 48 hours prior to the meeting and no issue may be voted on unless it is agendaed.

- b. It shall be the responsibility of the Committee Chair to discuss the development of the meeting agenda with the assigned staff person at least 24 hours before the meeting is required to be posted.
  - c. The assigned staff member shall prepare and post the agenda.
  - d. Draft minutes of each meeting will be prepared by the staff member supporting the committee within three business days.
  - e. Committee meeting minutes shall be posted on the Town website following their voted approval by the Committee.
  - f. Non-committee Council members attending a Committee meeting will have voting rights if they have been present for the entire discussion of an issue, providing that at least two of the three appointed members of the committee are present.
  - g. Two appointed members of the Committee shall constitute a quorum
  - h. The Mayor shall serve as an ex-officio member of all committees with the exception of Finance & Administration, and shall serve as a member and Chairperson of that Committee. The Mayor shall not count as an appointed member for the purpose of establishing a quorum at all other Committee meetings.
19. The Mayor of the Council may appoint members of the Council and/or citizens of the Town to special committees as authorized by the Council. No Committee shall have the power of executive action unless specifically authorized and shall report back to the Council for action on its recommendations or proposals.
20. In all cases where the parliamentary proceedings are not determined by the by foregoing rules and orders. "Roberts Rules of Order" shall be taken as authority to decide the course of proceedings.
21. The first and third Mondays of each month are designated as 'regular' council meetings with the provision that a unanimous vote of the council would cancel a meeting. Whenever a regular meeting falls on a legal holiday, such meeting will take place the following day.
22. Special meetings of the Town Council may be scheduled for other dates for special purposes. The agendas for such meetings shall be posted at the Post Office, Town Office, Town Bulletin Board, on the Town website, no less than 72 hours in advance of the meeting (unless an emergency meeting is needed for the purpose of dealing with an unanticipated Town emergency, in which case posting shall be to all normal posting locations and via email to local print media as soon as it is identified that a meeting will be held). The agenda for a Special Meeting shall be prepared as follows;
- A. Call to order
  - B. Subject(s) for meeting
  - C. Adjourn

The general public shall be allowed to comment on subjects at Special meetings in the same manner as for Regular Council meetings. There shall be no general Public Comment section for items not contained on the agenda for Special Council meetings.

23. Any item on the consent agenda can be set aside for discussion at the request of any Councilor, prior to a motion on the remainder of the consent agenda.
24. The Councilor Comment section of the agenda is reserved for the purpose of enabling any Council member to discuss matters not previously mentioned on the agenda. No official Council action can be taken at this time.
25. The existing Hampden Town Council Rules is hereby repealed in its entirety.

3a



**TOWN OF HAMPDEN**  
DEPARTMENT OF PUBLIC WORKS

106 WESTERN AVE.  
HAMPDEN, ME 04444

TEL 862-3337

FAX 862-3910

April 30, 2012

To: Sue Lessard  
From: Chip Swan  
Subject: Paving Award

Below are the results of the recent paving bid opened on April 19th 2012.

	PRICE /TON / HAND PLACED / ( 3688/Tons )	( 50/TONS )	TOTAL
<b>B &amp; B PAVING</b>	<b>\$73.25</b>	<b>\$100.00</b>	<b>\$275,146.00</b>
<b>LANE CONSTRUCTION</b>	<b>\$73.40</b>	<b>\$140.00</b>	<b>\$277,699.20</b>
<b>VAUGHN THIBODEAU II</b>	<b>\$74.37</b>	<b>\$124.00</b>	<b>\$280476.56</b>
<b>WELLMAN PAVING</b>	<b>\$78.75</b>	<b>\$125.00</b>	<b>\$296680.00</b>
<b>PIKE INDUSTRIES</b>	<b>\$81.50</b>	<b>\$190.00</b>	<b>\$310,072.00</b>

I was happy to receive 5bids for the annual street paving.  
The price per ton from B&B PAVING is \$5.88/ton more than last year's price.

I would like to recommend awarding B & B PAVING 2012 paving contract with a price per ton of \$73.25 for main line paving and \$100.00/ton for hand place mix.

Please let me know if you have any questions on these items.

Yours Truly,  
Chip Swan

3b

**B. Discussion: Local option exemption for residents permanently stationed or deployed for military service outside of the State. ·  
Dianne McClure**

Diane McClure requested of the Planning and Development Committee their support for the local approval of the above "local option exemption" as allowed by State Law. This Excise Tax exemption would apply to all military personnel as defined by the legislation.

**Committee Action:** Committee members in attendance voiced their support for the exemption if in fact the exemption, when examined, proved financial feasible to the community. Committee voted 2-0 to move request to the Finance Committee for further evaluation.