



HAMPDEN TOWN COUNCIL  
HAMPDEN MUNICIPAL BUILDING  
AGENDA

MONDAY

NOVEMBER 6<sup>TH</sup>, 2017

7:00 P.M.

**6:00 p.m. – Finance & Administration Committee**

*Attending:*

*Mayor Ryder*

*Councilor Sirois*

*Councilor McPike*

*Councilor Marble*

*Councilor Cormier*

*Councilor McAvoy*

*Town Manager Angus Jennings*

*Town Clerk Paula Scott*

*Resident Deborah Levine*

*Absent:*

*Councilor Wilde*

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

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

**1. SIGNATURES**

**2. SECRETARY'S REPORTS**

- a. October 16<sup>th</sup>, 2017 Council Meeting Minutes**

**3. COMMUNICATIONS**

- a. Victualer's License renewal – Hannaford Supermarket #8417**
- b. Boiler License renewal – Richard Golding**
- c. MRC Newsletter**
- d. Minutes to the Public Hearing for the Route 1-A and Grist Mill Bridge replacement project held September 27th**
- e. Information regarding the Betsy Ann Ross House of Hope for Women Veterans and Their Children housing assistance**

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

**4. REPORTS**

- a. **Finance Committee Minutes – 10/02/2017**
- b. **Infrastructure Committee Minutes – 09/25/2017**
- c. **Planning & Development Committee Minutes – 10/18/2017**
- d. **Services Committee Minutes – 09/11/2017**

**C. PUBLIC COMMENTS****D. POLICY AGENDA****1. NEWS, PRESENTATIONS & AWARDS****2. PUBLIC HEARINGS**

- a. **Consideration of the proposed amendments to the Preamble, Article 1 Administration, Article 2 Activities Regulated by Ordinance, Article 5 Solid Waste and Article 8 Pool of the Town of Hampden Fees Ordinance – Councilor Marble made a motion, seconded by Councilor McAvoy, to open the public hearing at 7:01. Unanimous vote in favor. Manager Jennings summarized the exemption for non-profits and town projects and the changes in fees to hunting on town property, solid waste flow control and pool fees. The increase in pool fees is a direct result of the increase in minimum wage. There were no public comments. Councilor Marble made a motion, seconded by Councilor McPike to close the public hearing at 7:04. Unanimous vote in favor. Councilor Marble made a motion, seconded by Councilor McAvoy, to approve the proposed amendments to the Fees Ordinance. Unanimous vote in favor.**

**3. NOMINATIONS – APPOINTMENTS – ELECTIONS****4. OLD BUSINESS****5. NEW BUSINESS**

- a. **Council authorization for Eagle Scout candidate Levi Husson's proposal to construct a Bocce court and benches at the VFW site for the benefit of the Special Olympics and the Town of Hampden – referral from Services Committee – Councilor Marble explained**

*that at the previous two Services meeting, Levi Husson presented his idea to build a Bocce court and benches at the VFW site as an Eagle Scout project. The Mayor recognized Deborah Levine of Canoe Club Road who stated that she thinks this is a wonderful idea for Hampden. There was no other discussion and Councilor Marble made a motion, seconded by Councilor Sirois, to authorize Levi Husson's project to build a Bocce court and two benches at the VFW site. Unanimous vote in favor.*

- b. **Council review and approval of proposed FY18 Service Charges – Recommended by Kelly Karter, Tax Assessor- Manager Jennings** explained that the Town's attorney advised us to send out the new invoices as we normally would. If the current court appeal results in an abatement, we can revisit the new charges at that time. Councilor Marble made a motion, seconded by Councilor McAvoy, to send out the Service Charge bills for FY18. Unanimous vote in favor.
- c. **Council authorization to exercise the Put Option for the sale of PERC ownership interests – Manager Jennings** explained that for two decades the Town has had an equity stake in PERC which will end on April 1<sup>st</sup>, 2018. The Put Option allows us to sell our shares. Councilor McPike made a motion, seconded by Councilor Sirois to exercise the Put Option. Councilor McAvoy inquired about the type of returns we will get on the stock options, whether they would generate any income. Manager Jennings stated he had not researched that. He then stated that the motion should reference the Resolution and the specific language included in the packet. Councilor McPike amended his motion to approve Council Order 2017-02, to authorize the Town of Hampden to exercise the Put Option set forth in the sixth amended and restated agreement of Limited Partnership of Penobscot Energy Recovery Company, limited partnership. Councilor Sirois seconded the motion. Unanimous vote in favor.
- d. **Request for authorization for the expenditure of \$6,720 from the Economic Development Reserve Account (3-727-00) for purchasing town center flags – referral from Finance & Administration Committee – Councilor Sirois** reported that this referral came out of Finance Committee with an increased recommended amount of \$8,280. Councilor Sirois made a motion, seconded by Councilor McAvoy to authorize the expenditure of \$8,280 out of Economic Development Reserve Account (3-727-00) for the purchase of town center flags. Unanimous vote in favor.
- e. **Request for authorization for the expenditure of \$6,800 from the Roads/Streets Reserve Account (3-761-00) for town center sidewalk/crosswalk engineering – referral from Finance & Administration Committee – Councilor Sirois** reported that the Finance Committee recommended not using the funds for engineering, but rather to use the DOT specifications and put the money toward the buildout of two crosswalks, one to be lit and one not. Manager Jennings clarified that the lighting refers to a flashing beacon which

*was awarded to the Town through a grant applied for last spring. He will be working with DPW and Public Safety to determine which cross walk has the higher priority. Mayor Ryder recognized Deborah Levine of Canoe Club Road who stated that she is a huge fan of placing the beacon at the Cottage St. crosswalk due to the number of walkers, especially children, who utilize it going to and from school. Mayor Ryder stated that this will be back on the next Infrastructure Committee agenda which is a public meeting and to which she could attend and offer feedback about the placement of the beacon. Ms. Levine then thanked the Council for their time on this issue.*

- f. **Request for authorization for contract extension with Woodard & Curran for the design for parking and permitting on the Lura Hoit Pool Site – referral from Finance & Administration Committee –** *Councilor Sirois stated that the Committee did not vote to make recommendation for contract extension. Committee members would like to review recent proposals and there needs to be a clear vision to the direction in which to go.*
- g. **Request for authorization for the expenditure of an amount up to \$51,000 from the Rec Area Reserve Account (3-767-00) for contract extension with Woodard & Curran for engineering services for parking and permitting on the Lura Hoit Pool Site –** *Councilor Sirois stated that the Committee did not authorize any expenditures as the contract was not extended at this time.*
- h. **Council referral to public hearing on November 20<sup>th</sup>, a proposed Zoning Map Amendment to reflect the proposed rezoning of a portion of parcel 33-0-11-A located at the intersection of US Route 202 and Coldbrook Road, from Residential A District to Commercial Services District –** *Councilor McPike made a motion, seconded by Councilor McAvoy, to refer the proposed Zoning Map Amendment to public hearing for November 20<sup>th</sup>. Unanimous vote in favor.*
- i. **Council referral to Public Hearing on November 20<sup>th</sup>, a proposed Zoning Ordinance Amendment to define Retail Marijuana, Retail Marijuana Store, Retail marijuana Social Clubs, Drug Store or Pharmacy and to amend existing Definitions relative to Retail Marijuana and related uses, with the intent to prohibit Retail Marijuana Stores and Retail Marijuana Social Clubs in the Town of Hampden – referral from Planning & Development Committee –** *Councilor McPike made a motion, seconded by Councilor McAvoy, to refer the proposed Zoning Ordinance amendments to public hearing for November 20<sup>th</sup>. Unanimous vote in favor.*
- j. **Council approval of the renewal of the liquor license for Pizza Gourmet –** *Councilor Sirois made a motion, seconded by Councilor Marble, to approve the liquor license renewal for Pizza Gourmet. Unanimous vote in favor.*
- k. **Request for tax abatement for property located at 501 Western Avenue for FY14-15, FY15-16 and FY16-17 –** *Manager Jennings explained that the abatement is due to taxes incorrectly assessed due*

*to a building permit that was for a two-story building. Councilor Sirois made a motion, seconded by Councilor McAvoy to abate the taxes for property located at 501 Western Avenue for fiscal years 2014 – 2017. Unanimous vote in favor.*

**E. COMMITTEE REPORTS**

*Services Committee – Councilor Marble reported that the next Services Committee meeting is November 13<sup>th</sup> at 6:00 p.m.*

*Planning & Development Committee – Councilor McPike reported that the last meeting was November 1<sup>st</sup> at which time they voted to refer the marijuana zoning changes and the map to Council for Public Hearing. The Committee discussed the eventual transitioning to the new facility, the process of licensing haulers, and flow control. Discussed the Business Park covenants, and the process by which zoning amendments are made with the intent of streamlining it to make it more investor friendly.*

*Finance & Administration – Councilor Sirois reported that all items voted on tonight were discussed in Committee*

*Infrastructure Committee – Mayor Ryder reported that the Committee discussed sidewalk and crosswalk replacements, the cost of the Grist Mill Bridge project, the meter pit and flow monitoring as the bills don't often match the flow. Discussed the DOT resurfacing of Route 202 and 9 and made recommendation to purchase flags for the poles instead of lights.*

- F. MANAGER'S REPORT** – *Manager Jennings gave a brief update on the impacts of last week's storm. He reminded everyone that polls are open from 7:00 a.m. until 8:00 p.m. on the 7<sup>th</sup>. The Transfer Station will be accepting brush until November 12<sup>th</sup>, at which time we will revisit. He reported that the Planner is back to work, that the FY17 Audit is ongoing, and that thanks to Deputy Treasurer Barbara Geaghan, the Quarterly Census reports are caught up.*

**G. COUNCILORS' COMMENTS**

*Councilor McAvoy – Reminded everyone to shop local and buy American*

*Councilor Cormier – No comment*

*Councilor Marble – Stated that his thoughts are with those still without power*

*Councilor McPike – No Comment*

*Councilor Sirois – No comment*

*Mayor Ryder – Stated that he wanted to address the letter that was recently sent to residents of District 4. He stated that a few years ago, Council meetings were compared to Monday night fights and that he is pleased with the direction in which the entire Council has moved. He remarked that many people compliment the Council for being down to business. He refrained from commenting on specifics within the letter, but stated that if anyone has any questions his number is in the phone book and he will be happy to speak with anyone.*

- H. **ADJOURNMENT** – *With no further business to conduct, Councilor Sirois made a motion, seconded by Councilor McAvoy, to adjourn at 7:30 p.m. Unanimous vote in favor.*

*Respectfully Submitted,*



Paula A. Scott, CCM  
Town Clerk