



HAMPDEN TOWN COUNCIL
HAMPDEN MUNICIPAL BUILDING
MINUTES

MONDAY

MARCH 17, 2014

7:00 P.M.

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

Attending:

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

*Town Attorney Thomas Russell
Town Manager Susan Lessard
Town Clerk Denise Hodsdon
Police Sgt. Chris Bailey
Representative Brian Duprey
A Member of the Press
Citizens*

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

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

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

1. SIGNATURES

2. SECRETARY'S REPORTS

3. COMMUNICATIONS

- a. Letter from Governor LePage
- b. Thank you letter to Hampden Police

4. REPORTS

- a. Finance Committee Minutes – 3/3/2014
- b. Library Board of Trustees Minutes – 01/08/2014
- c. Services Committee Minutes – 2/10/2014
- d. Bangor Humane Society Stray Animal Statistics – February 2014
- e. Monthly Department Reports – February
- f. Edythe L. Dyer Community Library Trustees – 3-12-2014

B. PUBLIC COMMENTS – *There were none.*

C. POLICY AGENDA

1. PUBLIC HEARINGS

- a. **Ordinance re Town Charter Amendment – Section 807 District Boundaries** – *Mayor Duprey opened the public hearing and no one spoke in favor or opposition and there were no general questions or comments. The hearing was closed. Motion by Councilor McPike, seconded by Councilor Lawlis to adopt the ordinance and send it to referendum at the June election. Vote on the motion was 5 in favor (Lawlis, Ryder, McPike, Sirois and Duprey); 1 opposed (Shakespeare). Councilor Brann objected to it going to referendum in June and he refused to vote on the motion – Motion carried.*

2. NOMINATIONS – APPOINTMENTS – ELECTIONS

- a. **Nancy Fenders – Appointment to Recreation Committee – Services Committee Recommendation** – *Motion by Councilor Lawlis, seconded by Councilor Ryder to appoint Nancy Fenders to the Recreation Committee. Unanimous vote in favor.*
- b. **Jonathan Perry – Appointment to Recreation Committee – Services Committee Recommendation** - *Motion by Councilor Lawlis, seconded by Councilor Ryder to appoint Jonathan Perry to the Recreation Committee. Unanimous vote in favor.*
- c. **Jessica O'Neill – Appointment to Recreation Committee – Services Committee Recommendation** - *Motion by Councilor Lawlis, seconded by Councilor Ryder to appoint Jessica O'Neill to the Recreation Committee. Unanimous vote in favor.*
- d. **Jason Sharpe – Appointment to Recreation Committee – Services Committee Recommendation** - *Motion by Councilor Lawlis, seconded by Councilor Ryder to appoint Jason Sharpe to the Recreation Committee. Unanimous vote in favor.*

3. UNFINISHED BUSINESS

- a. **Bangor Humane Society – Contract for 2014-2015** – *This item was postponed pending receipt of further information.*
- b. **Consideration of Videotaping RSU 22 School Board Meetings & RSU 22 Response** – *Motion by Councilor Sirois, seconded by Councilor McPike to move forward with videotaping RSU #22 School Board meetings. Vote on the motion was 4 in favor (Sirois, McPike, Duprey and Ryder) and 3 opposed (Lawlis, Brann and Shakespeare) – motion carried.*
- c. **Balance of Sewer Commitment – 10/1/2013-12/31/2013** – *Motion by Councilor Sirois, seconded by Councilor McPike to approve the additional sewer commitment for the 76 accounts that had not been billed in the latest billing. Unanimous vote in favor.*

4. NEW BUSINESS

- a. **Zoning Ordinance Map Amendment – Western Avenue – Planning & Development Committee Recommendation to refer to Planning Board** – *Motion by Councilor Sirois, seconded by Councilor Lawlis to refer this to the Planning Board for public hearing. Unanimous vote in favor.*
- b. **Zoning Ordinance Text Amendment – Business B District – Planning & Development Committee Recommendation to refer to Planning Board** – *Motion by Councilor Sirois, seconded by Councilor Ryder to refer this to the Planning Board for public hearing. Unanimous vote in favor.*
- c. **Making All Council/Committee Meetings ADA Compliant – Brian Duprey** – *The Council asked Manager Lessard to investigate options to improve the sound system and accommodations in the Council chambers to allow people with disabilities to better participate in all meetings.*
- d. **Transfer Station Decal Fee Increase from \$5 to \$20 – Infrastructure Committee Recommendation** – *Motion by Councilor Shakespeare, seconded by Councilor Lawlis to increase the transfer station decal fee from \$5.00 to \$20.00 per vehicle per year. Vote on the motion was 2 in favor (Lawlis and Duprey) and 5 opposed (Ryder, Brann, Shakespeare, Sirois and McPike) – motion failed. Motion by Councilor Shakespeare, seconded by Councilor Lawlis to increase the transfer station decal from \$5.00 to \$10.00 per vehicle per year for 2015. Unanimous vote in favor.*
- e. **Proposed Council Rules Change – Adding Agenda Heading for “News, Presentations, & Awards” – Mayor Duprey** – *Mayor Duprey indicated that she wanted to include this as part of each meeting agenda and asked that this be placed on the agenda for action at the next meeting.*
- f. **Proposed Council Rules Change – Adding Call-in Ability for Questions During Council Meetings – Mayor Duprey** – *Mayor Duprey indicated that this item will be on the agenda for the April 8th meeting and a motion will be in order at that time.*
- g. **Councilor Authority Outside of Council Meetings – Councilor Brann** – *Councilor Brann said he had nothing on this item, therefore there was no discussion.*
- h. **Questions regarding NESCOM filming of March 3, 2014 – Councilor Shakespeare** – *This item was for discussion purposes only. No action was taken.*

- i. **Budget Concerns & School Budget Impact – Councilor Sirois –**
Councilor Sirois said he had no further comments and this item was not discussed.

- j. **Possible Violation of Code of Ethics by a Town Councilor (Executive Session pursuant to 1 MRS Sections 405(6)(A); 405(6)(E) and 405(6)(F) –**
Motion by Councilor Sirois, seconded by Councilor McPike to enter into executive session pursuant to 1 MRS Sections 405(6)(A), 405(6)(E) and 405(6)(F) to include the Town Manager and Town Attorney. Vote on the motion was 4 in favor (Sirois, McPike, Ryder and Duprey) and 3 opposed (Brann, Lawlis and Shakespeare) – motion carried.
Motion by Councilor Sirois, seconded by Councilor Shakespeare to re-enter regular session. Unanimous vote in favor.
Mayor Duprey stated that no violation of the Code of Ethics had occurred.

D. COMMITTEE REPORTS

Services Committee – *Councilor Lawlis reminded the Council that the April meeting would contain a financial update on the Skehan Center.*

Infrastructure Committee – *The next meeting will be on Monday, March 24th.*

Planning & Development Committee – *The next meeting is on Wednesday, March 19th.*

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

F. COUNCILORS' COMMENTS

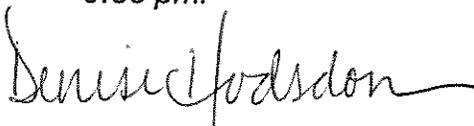
Councilor Brann *noted that Freedom of Information training has not been done by one Councilor. He also commented that 4 members had been appointed to one of the Council committees, which he said was a violation of Council Rules.*

Councilor Lawlis *felt that the Council did the right thing in sending the Charter amendment regarding re-districting to the voters in June.*

Councilor Shakespeare *reminded Mayor Duprey that comments she made at the beginning of the last meeting should have been made during Councilor's Comments.*

Mayor Duprey *commented that precedent had been set for 4 members on the Planning & Development Committee.*

- G. ADJOURNMENT –** *There being no further business, the meeting was adjourned at 9:55 pm.*



Denise Hodsdon
Town Clerk

MANAGER'S REPORT

March 17, 2014

Tax Due Date – A reminder that Tax Due Date for the second half of property taxes, in order to avoid interest, is Wednesday, April 2nd. The Town office staff will once again be providing refreshments in the lobby for taxpayers who come to pay on that date.

County Meeting – I will be attending a meeting of the County Commissioners on Tuesday, March 19th where they will be discussing the concept of the County doing assessing for communities on a fee for service basis.

School/Managers – I will be attending a meeting with the School Superintendent, assistant Superintendent and the Managers of Winterport and Newburgh tomorrow to get an update on where the school budget process stands. It is my understanding that RSU is not seeing additional State monies for this year, so the discussion should be interesting.