



HAMPDEN TOWN COUNCIL
HAMPDEN MUNICIPAL BUILDING
AGENDA

MONDAY

MARCH 16, 2015

7:00 P.M.

- 6:00 pm – Finance & Administration Committee Meeting
- COUNCIL RECOGNITION – PUBLIC SAFETY PERSONNEL & AL NYGREN

A. PLEDGE OF ALLEGIANCE

B. CONSENT AGENDA

1. SIGNATURES

2. SECRETARY'S REPORTS

- a. February 7, 2015 Goals & Objectives Minutes
- b. March 2, 2015 Minutes

3. COMMUNICATIONS

- a. David Barrett – Application for Re-appointment to Library Board – Referral to Services Committee
- b. Municipal Review Committee – Correcting the Record – Solid Waste Legislation

4. REPORTS

- a. Recreation Committee Minutes – 9/30/2014 and 12/2/2014
- b. Library Board Minutes – 1/13/2015
- c. Library Director's Report – 3/10/2015
- d. Services Committee Minutes – 2/10/2015
- e. Finance Committee Minutes – 2/9/2015

C. PUBLIC COMMENTS

D. POLICY AGENDA

1. NEWS, PRESENTATIONS & AWARDS

2. PUBLIC HEARINGS

- a. Repeal of Town of Hampden "Building Code Ordinance" adopted on September 16, 2002, as amended on March 27, 2006 and June 19, 2006
- b. Repeal of Town of Hampden "Residential Building Code Ordinance" adopted on March 27, 2006, as amended on June 19, 2006
- c. Adoption of Maine Uniform Building and Energy Code Ordinance

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

- 3. NOMINATIONS – APPOINTMENTS – ELECTIONS
- 4. UNFINISHED BUSINESS
 - a. Video Taping of Committee Meetings – Further Discussion re Cost – Finance Committee Recommendation – Councilor Wilde
- 5. NEW BUSINESS
 - a. Direct Economic Development Director to Apply for “Certified Business Friendly” Designation by April 15, 2015 – Councilor Duprey
 - b. Disposition of Tax-Acquired Property – May 8, Lot 47 – 106 Manning Mill Road
 - c. Manager Contract – Non-renewal
 - 1. Set Date for Council Workshop to Begin Manager Search Process
 - d. Discussion of Expansion of Town Office Hours – Councilor Wilde
 - e. Flag Project – Services Committee Recommendation
 - f. Police Vehicle Bid Results – Finance Committee Recommendation
- E. COMMITTEE REPORTS
- F. MANAGER’S REPORT
- G. COUNCILORS’ COMMENTS
- H. ADJOURNMENT

HAMPDEN TOWN COUNCIL GOALS & OBJECTIVES SESSION MINUTES
SATURDAY, FEBRUARY 7, 2015

Attending:

Mayor David Ryder
Councilor William Shakespeare
Councilor Terry McAvoy
Councilor Carol Duprey
Councilor Greg Sirois

Councilor Dennis Marble
Town Manager Susan Lessard
Resident Alex King

Call to Order – The meeting was called to order at 8:15 a.m. by Mayor Ryder.

Mutual Expectations/Ground Rules – The group adopted the following list of ground rules/expectations:

- Be respectful
- All ideas have value
- No tangents – stay on subject
- Be flexible
- Listen

Possible Areas of Focus & Budget Items– The Council identified work in the following areas as priorities for the 2015 year:

1. Public Works
 - a. Staffing (scheduling)
 - b. Reduce staffing through attrition
 - c. Outsource if additional help is needed
 - d. Evaluate equipment usage/hours
 - e. Advertise for Public Works Director to assist in Department Review
2. Recreation Fields
 - a. Location
 - b. Financing
 - c. Parking/traffic at Pool
 - d. Needs Assessment – now and 10 years from now
 - e. Needs more and better recreational fields
 - f. Skehan Center is not great for all kinds of programs
 - g. Town owns land that could be used for fields
 - h. A long term plan for recreation should include all recreation offerings including the pool and the library
3. Economic Development
 - a. Priority to reduce pressure on residential property owners
 - b. Local regulatory changes to be made to be more business friendly
 - c. Tax rate needs to be competitive to attract businesses
 - d. Development areas
 1. Route 1A North
 2. Route 1A/Western Avenue
 3. Coldbrook Road

4. Budget items
 - a. Insurances – Both health insurance and group comprehensive insurance should be put out to bid to provide options for reducing the costs of these programs.
5. Affordable Housing, particularly Senior Housing
6. State Budget Consequences
 - a. Meet with State Reps
 - b. Meet with School Board to discuss budget issues
7. Budget parameters
 - a. Zero increase for department budgets
 - b. School Resource Office reimbursed at actual % of time used
 - c. Present Budget with no increase in mil rate, considering new valuation as well as school and county increases

The meeting was adjourned at 12:15 p.m.

Respectfully submitted,

Sue Lessard
Town Manager



HAMPDEN TOWN COUNCIL
HAMPDEN MUNICIPAL BUILDING
MINUTES

B-2-b

MONDAY

MARCH 2, 2015

7:00 P.M.

Attending:

*Mayor David Ryder
Councilor William Shakespeare
Councilor Greg Sirois
Councilor Stephen Wilde
Councilor Dennis Marble
Councilor Terry McAvoy*

*Town Attorney Thomas Russell
Town Manager Susan Lessard
Town Clerk Denise Hodsdon
CEDD Dean Bennett
Representatives from MRC
Members of the Media
Citizens*

- A. **PLEDGE OF ALLEGIANCE** – *Mayor Ryder led the pledge of allegiance*
- B. **CONSENT AGENDA** – *Motion by Councilor McAvoy, seconded by Councilor Marble to accept the consent agenda. Unanimous vote in favor.*

1. **SIGNATURES**

2. **SECRETARY'S REPORTS**

- a. **February 9, 2015 Minutes**

3. **COMMUNICATIONS**

4. **REPORTS**

- a. **Pool Trustees Minutes – 1/13/2015**
b. **Bus Ridership – 12/31/2014**
c. **Services Committee Minutes – 1/12/2015**
d. **Finance & Administration Committee Minutes – 1/20/2015**
e. **Planning & Development Committee Minutes – 2/4/2015**
f. **Infrastructure Committee Minutes – 1/26/2015**

- C. **PUBLIC COMMENTS** – *None.*

D. **POLICY AGENDA**

1. **NEWS, PRESENTATIONS & AWARDS** – *None.*

2. **PUBLIC HEARINGS** – *None.*

3. **NOMINATIONS – APPOINTMENTS – ELECTIONS**

- a. **Joshua Sargent – Reappointment to Pool Board – Services Committee Recommendation** – *Motion by Councilor McAvoy, seconded by Councilor Marble to reappoint Joshua Sargent to the Pool Board. Unanimous vote in favor.*

- b. **Andrew Nelson – Reappointment to Planning Board – Planning & Development Committee Recommendation** – *Motion by Councilor Shakespeare, seconded by Councilor McAvoy to reappoint Andrew Nelson to the Planning Board. Unanimous vote in favor.*
- c. **James Davitt – Appoint as Regular Member of Planning Board – Planning & Development Committee Recommendation** – *Motion by Councilor Shakespeare, seconded by Councilor McAvoy to appoint James Davitt as a Regular Member of the Planning Board. Unanimous vote in favor.*

4. UNFINISHED BUSINESS

- a. **MRC – Update on Proposed Municipal Solid Waste Recycling & Processing Facility** – *Greg Louder, Executive Director of the Municipal Review Committee updated the Council as to the status of their proposal to locate a solid waste recycling and processing facility project in Hampden. A copy of their update is attached.*
- b. **Impact of Governor's Proposed Budget** – *Manager Lessard provided an overview of the impact the Governor's proposed budget would have on the Town of Hampden. A copy of her report is attached.*

5. NEW BUSINESS

- a. **Sidewalk Plow Options – Finance & Administration Committee Recommendation** – *Mayor Ryder reported that the Finance Committee had discussed this item at its meeting earlier. It was the recommendation of the Committee to rent a sidewalk plow for the next two months at a cost of \$2,000 per month. Manager Lessard noted that there are sufficient funds in the operating budget to cover the rental fee.*
- b. **Request to Use Computer Reserve Funds for Replacement of Police Cruiser Computers – Finance & Administration Committee Recommendation** – *Mayor Ryder reported that the Finance Committee had discussed this item earlier and recommended approval of the request to replace three laptops in the police vehicles in the amount of \$13,315. Motion by Councilor Shakespeare, seconded by Councilor Sirois to fund \$13,315.26 from the Computer Reserve Account to replace the laptops in the three police vehicles. Unanimous vote in favor.*
- c. **Skehan Center Lighting – Infrastructure Committee Recommendation** – *Councilor Marble reported that the Infrastructure Committee discussed this at their last meeting and recommended acceptance of the proposal from Hampden Electric to replace the lighting at the Skehan Center. He noted that with the Efficiency Maine Incentives, the cost of the project would be below the Town's bid threshold. Motion by Councilor Marble, seconded by Councilor Shakespeare to proceed with the lighting proposal from Hampden Electric as recommended by the Infrastructure Committee. Vote was 5 in favor (Marble, Shakespeare, Sirois, McAvoy and Ryder) and 1 opposed (Wilde); motion carried.*

D-4-a



Town of Hampden UPDATE

Municipal Review Committee | 395 State Street | Ellsworth, ME 04605 | www.MRCMaine.org

FEBRUARY 2015

At a Hampden Town Council meeting on December 15, 2014, the Municipal Review Committee announced plans to develop a state-of-the-art solid waste recycling and processing facility in Hampden near Interstate 95.

Additional steps in pursuing the processing technology necessary for this project have progressed since that meeting and we wanted to provide an additional update to the Town on these developments. A report on the activities at the last MRC board meeting is included below.

We are also continuing preparation of our materials to submit to the Maine Department of Environmental Protection for necessary permits and to the Hampden Planning Board for local review. We've also included an update on the timelines for this project and how it will develop over the next three years.

ABOUT THE MUNICIPAL REVIEW COMMITTEE

The Municipal Review Committee is a non-profit association of Maine communities led by an elected, volunteer board of directors. For more than 25 years, the member communities of the MRC, now composed of more than 187 cities and towns, have used the PERC waste-to-energy incinerator in Orrington to process their municipal solid waste (MSW). After 2018, the contracts that made the PERC relationship work will expire and PERC will no longer be an economically viable option for the MRC communities and development of a new solution is underway.

UPDATE ON MRC ACTIVITIES IN ADVANCE OF 2018

At its February 4 meeting, the MRC's board of directors focused on planning for post-2018 processing solutions for our member communities' municipal solid waste.

As you likely have learned, we've been working for several years on a plan for when PERC is no longer an economically viable solution in March of 2018. Through careful study and an international Request for Expression of Interests, we settled on a Maryland company named Fiberright as the right choice to explore. At our board meeting, two big decisions were made that move this process forward:

- University of Maine Peer Review Report Comes Back Positive - Dr. Hermant Pendse, the director of UMaine's Forest Bioproducts Research Institute, attended our meeting to deliver his group's report on the peer review his team conducted of Fiberright's technology. Dr. Pendse delivered a very positive analysis of the technology and answered questions from the board and guests.
- Development Agreement with Fiberright Approved - Based on this information, the board reviewed a proposed agreement with Fiberright to work together in developing a processing facility at the site we have identified in Hampden. This facility would process MRC member communities' municipal solid waste and produce industrial sugars and biofuels using an innovative technology Fiberright has developed and operated in other states.

ABOUT THE LOCATION

The MRC has secured an option on a location for this processing facility in Hampden in the "triangle" between I-95, the Cold Brook Road and the Ammo Industrial Park, an area which has been targeted for this kind of new facility in the town's economic development plans. This location fits well with Hampden's desire to develop this area with new commercial growth and that effort will be supported by MRC's construction of a nearly mile-long access road.

You can find more information about this proposal at www.mrcmaine.org/post-2018 and we are always happy to discuss the project or answer questions from the Town or any residents. We can be reached www.mrcmaine.org/contact, by e-mailing glover@mrmaine.org or by calling 207-664-1700.

We'll be continuing our outreach in the coming weeks and months, including providing updates at Hampden Town Council meetings and holding an MRC Board of Directors meeting in Hampden.

If you would like to join MRC's e-mail alert list, please provide your contact information at www.mrcmaine.org/contact or email glover@mrmaine.org.

Timeline for Developing the Hampden Processing Facility

THIS YEAR 2015

January-March

MRC makes exclusive commitment to preferred vendor and technology
Prepare application materials for Maine Department of Environmental Protection and Hampden Planning Board
Begin negotiation/development of draft final agreements between the MRC and Fiberight and between Members and MRC

April-June

Applications to be submitted to Maine Department of Environmental Protection and Hampden Planning Board for approvals

July-September

Permit applications proceed and negotiation of operating agreements between MRC and Fiberight and between MRC and its Members continue

October-December

Finalize operating agreements and present at the 2015 MRC Annual Meeting in December

FUTURE YEARS 2016-2018

2016

Seek MRC member community approvals of agreements between MRC and its Members
If a sufficient number of municipalities with the required tonnage to secure financing approve: finalize permits, finalize financing & begin initial phase of facility construction

2017

Construction of infrastructure and facility proceed

2018

PERC contracts end in March of 2018
Operation of new Hampden facility begins



IMPACTS FROM GOVERNOR'S BUDGET
TOWN OF HAMPDEN

Taxing Tax-exempt properties over \$500,000 in value:

Net loss to the town of taxes at the current mil rate would be \$8,757.75. Due to the formula in the Governor's proposed budget that subtracts the first \$500,000 in value for non-profits and then divides the remainder by 2 and applies the mil rate to ½ we would gain one property that we currently do not get revenue for and lose the majority of a second that we currently get a service fee for – resulting in a net loss in taxes.

Revenue Sharing –

The estimate for Revenue Sharing at the reduced rate for this year provides the Town with an estimated \$342,823. That is 39.5% of the amount (\$867,855) that the Town would be receiving if Revenue Sharing was fully funded at the 5% of sales and income tax that it is supposed to be by law. For this year alone, that is a loss of \$525,032, but since it is at the same rate as it has been for the last two years – the cumulative loss is over \$1.5 million dollars for these three years alone. Under the Governor's proposed budget, the remainder of the revenue sharing percentage (the \$342,823) would be eliminated in the 2016/17 budget. \$342,823 equals 57.9 cents additional needed on the mil rate or the elimination of \$342,823 in expenses to the municipal side of the budget since the school and county tax appropriations are not under the control of the Town. The \$525,032 reduction already done in prior years by the state has a mil rate impact of 89 cents on the mil rate.

Homestead Exemption –

There are winners and losers in this proposal. Residents over the age of 65 will get their Homestead exemption doubled from \$10,000 in valuation to \$20,000 in valuation. At the current mil rate of \$17.50 that increases the exemption tax impact from a \$175.00 reduction to a \$350 reduction. However, it entirely eliminates it as an exemption for anyone under the age of 65 which at the current mil rate equates to an automatic \$175.00 increase in their property taxes even if the Town and School and County are able to hold their budgets flat.

In Hampden we have 1781 properties that receive a Homestead Exemption. By comparing voting list birthdates with resident property owners I have a reliable estimate of the percentage of those over 65 and those under 65. 31.5% (561) of the persons who receive homestead exemptions are over 65 and 69.5% (1220) are under 65. The Town is required to fund 50% of the Homestead exemption both in the current funding model and in the Governor's proposed budget.

At the present time, the town funding of the Homestead exemption is \$155,654.63. Under the Governor's proposal at the current mil rate, the town funding of the Homestead exemption would be \$98,175, which is \$57,479 less than the current program – but which provides a benefit to only 31.5% of those who were eligible before, and is a property tax increase for 1220 property owners in the Town of Hampden. In math terms, it would be costing the Town 63% of what it had formerly raised for this exemption – but providing it to only 31.5% of the total population formerly served.

Property Tax Fairness Credit

This program is not operated in any way through the Town; however, its stated intent is to help lower income residents stay in their homes by refunding a portion of property tax or rent paid over a certain percentage of income. Last year when the legislature did away with the Maine Tax and Rent Refund and established the property tax fairness credit, it hurt a lot of people. The new maximum - and that was for anyone over 65 - was \$900 when formerly it was related to the % that property taxes or rent were of someone's total income and the maximum was more like \$1600. Under that program, it really did help people stay in their homes. Applications were sent to prior recipients and were available in paper form and online for first time applicants. Many people - seniors in particular - did not have to file State tax returns. Under the changed program - they do have to file a Maine tax return in order to get the refund, if eligible.

Under the Governor's budget, this program would change as follows: The existing property tax fairness credit would be increased by lifting the cap on the amount of property taxes that can be claimed for the credit, up to \$5,000 for taxpayers filing married joint returns. The credit would also be increased by covering 100% of the property taxes exceeding 6% of the household income rather than just 50% as is the case under current law. Finally, the maximum benefit would be increased from \$600 to \$1000 for individuals under 65 and from \$900 to \$1,500 for individuals 65 years old or older. There are maximums for income that apply to this program as well.

Education Funding

The Governor's budget moves further away from the 55% of funding of K-12 education that is required by LD 1 that was passed over ten years ago. Last year the state paid 46.8% and under this budget it would pay 46.25%. That requires that the mil rate effort from communities move from \$8.1 mils to \$8.44. In Hampden, the current mil rate effort for education is \$9.975 of the \$17.50 mil rate. The mil rate effort for the County is \$1.225 of the \$17.50 mil rate and the Municipal mil rate effort is \$6.30 of the \$17.50 mil rate.

As background, the amount over and above the \$8.1 mils that we are required to raise for education pays for additional debt service at the high school which for the extra seating in the performing arts center, the heating system, and the extra size of some classrooms in the facility because the communities of the district authorized additional borrowing of \$6,000,000 for the facility. It also pays for the funding of programs over and above the EPS model that are authorized annually by the voters as part of the school budget. As a result, the increase in mil rate effort required by the state will require an increase in the mil rate effort by the Town even though we are already substantially over the state-required effort.

General Assistance -

The proposed change to this program will have little impact on the Town of Hampden due to the low amount that the Town expends per year for the program. This budget would tie the reimbursement amount to the average town program expenditures for the prior six years. Reimbursement would total 50% of that expenditure but would be at 90% of expenditures until the community reached 40% of expenditures of the six year average. After that, the Town would receive 10% reimbursement until the state's 50% required match of the six year average was met. The Town annually budgets \$10,000

for this program and has never spent over \$8,000. We have received 50% reimbursement of that amount from the state.

Under the current program, the State considers that the Town (based on population/valuation) could spend approximately \$170,000 per year on General Assistance and it would reimburse the town 50% of the expenses up to that number and 90% of expenditures that exceeded that number. The Governor's budget limits total reimbursement to 50% of the average spent for the past 6 years. As stated earlier – due to our low expenditures, this would have little impact. However, I am not sure what happens in the event that there is a drastic change that could impact the expenditure amount – such as new availability of low cost housing, or the closure of a major employer in an area, etc.

BETE/BETR Conversion –

The proposed budget would, over a period of years, transition all property in the BETR program that is currently fully taxable by municipalities to BETE, which is tax exempt but which the State reimburses the town 50% of for lost taxes. There is a four year window for this to occur, with 25% becoming tax exempt on April 1, 2016, 50% becoming tax exempt on April 1, 2017, 75% becoming tax exempt on April 1, 2018, and 100% becoming tax exempt on April 1, 2019. This proposal also removes retail personal property that is currently enrolled in the BETR program that would be converted to tax exempt under BETE from tax exempt status entirely as of April 1, 2025. Currently, municipalities receive 50% reimbursement from the State for personal property enrolled in the BETE program. The net impact for Hampden would be the loss of 50% of the taxes currently collected from property enrolled in the BETR program. Our assessor is working on the calculations of what this impact would be for the next four years.

SUMMARY

Based on this information, there is little upside in the Governor's proposed budget for the Town of Hampden. The continued raid of revenue sharing and its eventual elimination has diverted literally millions of dollars from the Town of Hampden since 2009. The result is that in order to mitigate the impact to the mil rate of these revenue losses along with the over one million dollars annual additional tax requirement of RSU#22 since 2009 due to educational funding constraints, the Town has reduced its own budget from the 2009 level and spent down its fund balance to the point where borrowing in anticipation of taxes will be required and mil rate increases have been necessary. Were Revenue Sharing to be restored to the statutory requirement and education to receive its statutory funding level, the Town would be in a much more stable financial position.

While Revenue Sharing and Education funding have the most serious impacts – indications are that the BETR/BETE program changes would have significant financial consequences and the Homestead changes would impact over 1200 of our property taxpayers in a negative way.

- d. **Zoning Ordinance Text Amendment – Article 3.13 Business B District – Planning & Development Committee Recommendation to Refer to Planning Board** - *Motion by Councilor Shakespeare, seconded by Councilor Marble to refer this item to the Planning Board. Unanimous vote in favor.*
- e. **Zoning Ordinance Text Amendment – Article 4.15 Swimming Pools and Article 7.2 Definitions – Planning & Development Committee Recommendation to Refer to Planning Board** – *Motion by Councilor Shakespeare, seconded by Councilor Marble to refer this item to the Planning Board. Unanimous vote in favor.*
- f. **Life Safety Code Ordinance Amendments to adopt current State adopted and amended Life Safety Code, NFPA 101-2009 – Planning & Development Committee Recommendation and Introduction for Public Hearing on April 6, 2015** – *Councilor Shakespeare introduced this for public hearing on April 6, 2015.*
- g. **Fire Prevention Code Ordinance Amendments to adopt current State adopted and amended Uniform Fire Code, NFPA 1-2006 – Planning & Development Committee Recommendation and Introduction for Public Hearing on April 6, 2015** – *Councilor Shakespeare introduced this for public hearing on April 6, 2015.*
- h. **Repeal of current Building Code Ordinance – Planning & Development Committee Recommendation and Introduction for Public Hearing** – *Councilor Shakespeare introduced this for public hearing at the next regular Council meeting.*
- i. **Repeal of current Residential Building Code Ordinance – Planning & Development Committee Recommendation and Introduction for Public Hearing** – *Councilor Shakespeare introduced this item for public hearing at the next regular Council meeting.*
- j. **Adoption of Maine Uniform Building and Energy Code Ordinance (MUBEC) – Planning & Development Committee Recommendation and Introduction for Public Hearing** – *Councilor Shakespeare introduced this item for public hearing at the next regular Council meeting.*
- k. **Direct Economic Development Director to Apply for “Certified Business Friendly” Designation by April 15, 2015 – Councilor Duprey**- *Due to Councilor Duprey’s absence, this item was postponed.*

E. COMMITTEE REPORTS

Services Committee – *Councilor McAvoy reported that at its meeting on February 10th, the Committee discussed park amenities and reviewed the library budget and operations. The next meeting will be at 6:00 pm on Monday, March 9th.*

Infrastructure Committee – *Councilor Marble reported that the Committee met on February 23rd and approved the advertisement for a new Public Works Director; reviewed the Skehan Center lighting proposal; discussed the future needs of the Recreation Department and playing fields; and recommended terminating the 50% town subsidy for*

composters. The next meeting will be at 6:00 pm on Monday, March 23rd.

Planning & Development Committee – Councilor Shakespeare reported that most of the items discussed at the last meeting have already been discussed this evening. Resident Walter Cupples, who lives on Main Road North talked to the committee about re-zoning a portion of Main Road North from Residential B district to Village Commercial. He told the committee that most of the landowners in the area support the proposed change. The committee also discussed private ways and proposed amendments to the Subdivision Ordinance.

Finance Committee – Mayor Ryder reported that the Committee discussed the sidewalk plow and replacement of laptops in the Police cruisers. The Committee continues to review Council Rules.

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

G. **COUNCILORS' COMMENTS**

Councilor Wilde said he has had multiple residents speak to him about the Town Office hours and a majority of those he has talked with are unhappy that the office is closed on Friday. He requested that Town Office hours be included on the next agenda for discussion.

Councilor Shakespeare said he did not disagree with that.

Councilor McAvoy congratulated the Hampden Broncos Boys Basketball team on their State Championship.

Councilor Marble commended the efforts of Hampden resident Al Nygren, and all Hampden Public Safety staff who helped in the multiple vehicle pileup on I-95 during last week's storm. He requested that all involved be invited to the next meeting for Council recognition. He noted that at a previous meeting a member of the public was chiding Councilors about remembering who they are working for, why we are here, and it's not about lobbyists – it's about the citizens. He wanted that person and everybody to know that in his opinion, this is local government and it is all about citizens and has nothing to do with issues that belong at the State and Federal level and don't come into play here.

Mayor Ryder thanked the Hampden Academy Boys for an excellent year and congratulated them on winning the gold ball again. He was at the game and observed that none of the boys wanted all the glory – they worked as a team. He also noted that there were a lot more people from Hampden than from Portland, which shows the community atmosphere that we have in this town. He said it makes you proud to part of Hampden.

H. **ADJOURNMENT** – There being no further business, the meeting adjourned at 8:04 pm.



Denise Hodsdon
Town Clerk

MANAGER'S REPORT
Monday, March 2, 2015

Public Safety Floor Project – The public safety floor project was started today. It will take approximately 2 weeks to complete the job.

Foreclosure – We have one property that is now foreclosed on for unpaid 2012/13 property taxes. It is located at 106 Manning Mill Road. The record owner did not respond to any notices. The mortgage holders did sign for the notices but did not make payments to prevent the foreclosure. This item will be on the 3/16 agenda asking the Council to begin the process associated with the Town-Owned Property Ordinance. The first step is to notify the record owner that they have 30 days to pay all years of outstanding taxes, costs, and interest. If that does not happen, then the Town notifies the abutter's and advertises the property for sale.

Budget – The first draft of the department head budgets are due to me by the middle of March. Although the Charter requires me to have the budget draft to the Council no later than May 1st, it is my goal to have the budget to the Council for review no later than the middle of April in order to allow sufficient time for deliberations prior to the June deadline for adoption. We received our County tax bill for the 2015/16 year. It is \$16,627.24 higher for 15/16 than it was for 14/15.



B-3-b

Correcting the Record: MRC's Legislation Will Reduce Landfilling by Gregory Louder, Municipal Review Committee, Executive Director

We are reaching out to MRC member communities about a recent article in the Maine Townsman about upcoming solid waste legislation which contained an extremely unfortunate error about a bill sponsored by Senator Andre Cushing that the MRC had helped draft this session.

PERC's private partners have gone to the Legislature again this session to revive their failed effort to get a state subsidy for the facility's operations at a time when the state is cutting subsidies time and again. These bills are unrealistic in this budget environment and this shows that PERC is not viable after 2018.

MRC's member cities and towns need a solution that can work without a handout, and we've been working hard to develop one. Unfortunately, the Townsman completely missed the point of the legislation we've been working on, sponsored by Senator Andre Cushing. While the Townsman suggests that it is to make it easier for us to send MSW to the state-owned, Casella-operated landfill at Juniper Ridge, its purpose is exactly the opposite and will significantly reduce the total waste sent to landfill by the MRC's new processing facility.

The MRC is working with a Maryland company, Fiberright, to develop a state-of-the-art processing facility at a site we've secured in Hampden. Rather than burning the waste, this facility will send it through an additional round of recycling (beyond what the communities already may be doing) and then process remaining organic waste for biofuels. Because of how much waste PERC brings in from outside the MRC region (which this new facility will not need or do), it will reduce the total amount of residuals needing to be landfilled from present amounts of 110,000 tons annually to 30,000 to 40,000 tons annually beginning in 2018.

Currently, Casella is prohibited from working with the MRC to negotiate access to the landfill for our post-2018 residuals because of a clause in their contract signed for PERC by its general partner USAE in late 2012. PERC's private investors are essentially trying to secure a processing monopoly and using this contract clause to prevent MRC communities from finding a better solution for our waste. We believe that the legislation put forward by the MRC and sponsored by Senator Cushing is critically important to prevent the private investors from locking us out of a publicly-owned landfill for our residuals.

Senator Cushing's bill enables a solution that will reduce, not increase, the amount of waste that goes to Maine's landfills. It is a piece of our overall project, which will fulfill our communities' solid waste processing needs and advance the state's solid waste hierarchy. The Townsman article missed this concept entirely, and we felt it was important that MRC members understand the truth.

**Hampden Recreation Committee Meeting Minutes
September 30, 2014**

Meeting called to order by Shelley Abbott, Director at 6:35pm (Skehan Center)

Committee Members Present:

Nancy Fenders
Jessica O'Neill
Stephanie Shayne
Jane Jarvi
Nancy Foster
Jason Sharpe

Committee Members Absent:

Jonathan Perry

Other Attendees:

Jill McLaughlin
Diana Hamel

Approval of Minutes:

N/A (per Shelley Abbott)

Motion: n/a

Vote: n/a

Resolved: n/a

Agenda Approved:

By Jane Jarvi and second by Stephanie Shayne

Directors Report:

Presented by Shelley Abbott

Committee Elections:

Nancy Fender nominated Jason Sharpe as Chairperson and Jessica O'Neill second
Jason Sharpe nominated Nancy Foster as Secretary and Jessica O'Neill second

New Business:

- A. Diana Hamel presented her newly drafted "Hampden Recreation Department Strategic Plan 2014-2017". This was a class project.
 - Discussion by the committee and also a motion suggestion to adopt the Strategic Plan by Jason Sharpe
- B. Halloween Open House at the Skehan Center on 10/31/2014 from 4 to 6:30pm. A concession stand is planned this year as a fundraiser and committee members plan to help with some food items.

- C. Banner Advertising Campaign: Currently 40 spots are available in the Skehan Center. Rec Department has sold 5 thus far: Bangor Savings, Verizon Wireless Zone, Katahdin Trust, Computer Doctor, and Tardiff. Shelley is waiting for Dawson Bradford Insurance to send in their check. Discussions on how to recruit new businesses to purchase a banner for the Skehan Center walls. The cost is \$625 for a banner. Committee members interested in identifying donors will plan to email Shelley to let her know- so these efforts are not duplicated.
- D. Recreational Basketball (will start running in 8 wks)
 - Changes in the hours this program is offered
 - Will include grades 2-3, 4-5, and 6-8
 - Mini hoops will include 3-4 year olds (parents are required to attend)
 - Hoops U will include K to 1 grade
 - Shelley is expecting big numbers this season
- E. Volunteer Recruitment
 - Challenges and Struggles in recruiting coaches/rec volunteers
 - Discussion of a recognition program – possible discounts for volunteers at time of registration
 - Coaching mentor program and or coaching workshops to encourage people to participate in sports programming. Adding this information to the online Rec Department announcements and registration info
 - Jason Sharpe voiced interest in facilitating the coaching workshops/forum
- F. Hampden Children's Day
 - This annual event has run for the last 35 years
 - This is a local event run by volunteers NOT a Town of Hampden Event
 - The town only pays for the Insurance to host this event and Shelley Abbott attends to monitor the safety and related activities
 - This event is lacking volunteers and because of this may not be offered in the summer 2015

Next Meeting:

Discussions of how often to host Committee meetings and it was decided that quarterly meetings would be sufficient and Shelley will let Committee members know if things come up in-between meeting times.

The next meeting is set for December 2, 2014 @ 6:30 Skehan Center.

Minutes respectfully submitted by Nancy Foster

Hampden Recreation Committee Meeting Minutes December 2, 2014

Meeting called to order by Shelley Abbott, Director at 6:35pm (Skehan Center)

Committee Members Present:

Nancy Fenders
Jessica O'Neill
Stephanie Shayne
Nancy Foster
Jason Sharpe

Committee Members Absent:

Jonathan Perry
Jane Jarvi-excused

Other Attendees:

Jill McLaughlin

Approval of Minutes:

Shelley plans to bring September and December meeting minutes to the March meeting (per Shelley Abbott)

Motion:n/a

Vote: n/a

Resolved: n/a

Agenda Approved:

By ? and second by ?

Directors Report:

Presented by Shelley Abbott

Old Business Overview:

- A. Halloween event was a success- the concession was not as successful as hoped- feedback and discussion for future events and consider changing the date next year
- B. The After School Open Gym- was well received and will consider offering again in the future
- C. Collaboration with RSU 22- Wellness Committee and Safety Committee- to jointly partner with activities related to the Hampden trails including Reeds Brook

Unfinished Business:

- A. Coaching clinics have been offered- seven (7) people came- the department is trying to entice more volunteers and Jason suggested the RSU 22 High school athletics may consider more actively participating in the many programs offered through the department. The clinics were offered on a conference night- which may have impacted the number of people who could attend.

- B. Banner advertisement update: Husson University (Nancy Fenders procured this) and Dawson Bradford- still pending. EMMC did not return the departments inquiries.
- C. Halloween Open House- great feedback overall and the staff did a fantastic job running the games, bounce houses, concession, and dressing the Kids Korner children in their costumes.
- D. Husson University Volunteers- to help fill vacant positions within the dept
- E. Interviews for staff positions (Rec Dept): Hiring for three (3) positions (programmer, Kids Korner Assistant Director, Program Supervisor)
- F. Rainstorm Consulting- service group for online registration (they now do adult education program registrations online)- Shelley does not think the town will be amenable to this as the town does not accept credit cards for payment (of any kind). Shelley is investigating other companies as well and plans to get quotes to comparison shop. This registration option will eventually need to go before the City Council for approval and if approved added to next years budget.

New Business:

- A. Strategic Planning discussion for the Rec Dept.
- B. Discussion of Town Eligibility for grants (additional funding options)
- C. Shelley continues encouraging the Committee to procure banners from corporations, local businesses if possible. She is available to help with this activity.
- D. Winter I Program Updates: have full teams for basketball. The travel teams have had a good turn out thus far- on a positive note, girls are getting more involved- this trend seems to be increasing.
- E. New Staffing: Nick- a Husson Univeristy Senior ("Jack of all trades")-and Kids Korner Ast.- Teresa?
- F. Where do we go from hear? Winter II- is always a challenging session to fill- considering dodge ball as this has become popular. Brainstorming ideas for the younger kids- maybe indoor soccer? Jason suggested Randy Maietta for indoor soccer coaching. Tricia Carver is considering doing a volleyball clinic in the center.
- G. Budgeting/Funding – Jason Sharpe spoke to a woman at the Old Town Rec- he is volunteering to do some data gathering on how other rec dept operate.
- H. Other ideas: Family friendly New Years Eve Party – with Dancing, pot luck- and this could be a good fundraiser. Hosting school dances (non- RSU #22) for area schools was another option discussed.

Next Meeting:

The next meeting is set for March 3, 2015 @ 6:30 Skehan Center.

Minutes respectfully submitted by Nancy Foster

B-4-b

Edythe Dyer Community Library Board of Trustees' Meeting

January 13, 2015

A. Call to order: The meeting of the Board of Trustees of the Edythe Dyer Community Library, Hampden, Maine was called to order at 6:05 pm

Members present: Mary Ann Bjorn, Cheri Condon, Richard Jenkins, Yvonne Lambert, Tony Mourkas, Mark Russell, John Skehan

Members absent: Dave Barrett, Ruth Stearns

B. Approval of minutes: approved unanimously

C. Library reports:

1. Financial
2. Circulation
3. Director's

D. Unfinished business:

1. **Endowment Fund management**—Dan Rozario telephoned 1/5/15 to say Morgan Stanley (MS) will sell an off-shore drilling company and two capital funds in part because of falling oil prices. MS is allowing the Arata group to manage municipal organizations, but there is no guarantee how long this will last. EDL should be prepared in the event a change comes with little warning.
2. **Policy work**—Cheri handed out the Mission Statement for review Tony/Yvonne made a motion that the Mission Statement has been reviewed and is reaffirmed. **Motion passed unanimously.**

By-Laws were passed out to be reviewed in March.

E. Adjournment Cheri moved adjournment at 6:32 pm

The next meeting is scheduled for Tuesday March 10, 2015 at 6 pm

Debbie Lozito


Recording Secretary

Date of approval _____

B-4-c

Edythe L. Dyer Community Library
Director's report for the months of January and February, 2015
Presented the Meeting of the Trustees
Tuesday March 10, 2015
At 6:00 pm at the Library

In January we held two Murder Mystery Dinners. The first was very successful and a lot of fun; several people weren't as enthusiastic at the second one. We learned the next day that some participants wanted to watch the Patriot's playoff game which was scheduled at the same time as the library event. Even so, that group reported that they enjoyed the evening. We are planning a teen Murder Mystery for the spring, and the evening book discussion group may do one, as well.

On Saturday February 14 the staff noticed that the blowers weren't coming on, so I called Ray at Penobscot Temperature Control (PTC). He suggested that it might be a flipped breaker, and that worked. There was a blizzard on Sunday and Monday was a holiday, so I thought I'd better check the building and I'm glad I did; it was 50 degrees in the building. One of the two pumps and a thermostat had to be replaced. So I spent several hours at the Library on the 16th while three repairmen from PTC got the heat going.

On February 24 Bangor Window and Shade and Drapery installed a shade in the Blue Room. Sun is a problem in that room and the shade is black mesh that you can see through, but there is no glare from the sun. The Friends of the Library paid for the shade.

Again this tax season we have IRS volunteers doing taxes for people every Friday and one Saturday each month. People really appreciate this service and appointments fill up very quickly.

I have started working on the budget, the Town Council has asked for budgets that show 0 increase in the bottom line. The Town Manager has asked to identify what impact that will have on department operations. All town departments have prepared several years of flat funding their budgets, and for that reason department heads are being asked to prepare a list of capital needs for the next five years.

We thank the Public Works guys who have miraculously cleared the library road and walks after all the storms this February.

Respectfully submitted,


Debbie Lozito

SERVICES COMMITTEE MEETING
Tuesday, February 10, 2015

Attending:

Chairman Terry McAvoy	Councilor David Ryder
Councilor Carol Duprey	Councilor Stephen Wilde
Town Manager Sue Lessard	Librarian Debbie Lozito
Councilor William Shakespeare	
Jeremy Jones – Volunteer Coordinator – Papermill Park	

The meeting was opened at 6:00 p.m. by Chairman McAvoy.

1. MINUTES – 1/12/2015 – The minutes of the 1/12/15 meeting were reviewed and approved as written by the Committee.
2. OLD BUSINESS
 - a. Park Amenities – The Town Manager distributed a sheet (copy attached) of the park amenities as well as mowing requirements of other Town Buildings and fields. Papermill Park Volunteer Coordinator Jeremy Jones indicated that having the field area at that park mowed once a month or as needed would be sufficient. He also indicated that it may not be necessary to have trash barrels dumped twice a week at that facility – that once a week may be sufficient. He also stated that he was seeking donation of materials from which to make picnic tables to help keep the costs down. Councilor Shakespeare noted that there were not currently scouts in the Eagle program to help with making picnic tables. The Manager informed the Committee that public works employees could be working on that project when they were not consumed with snow removal duties this winter. Councilor Ryder noted that the trash barrels had been donated by Coke.
3. NEW BUSINESS
 - a. Committee Re-appointment Recommendation - Joshua Sargent – Pool Board of Trustees – Motion by Councilor Ryder, seconded by Councilor Shakespeare to recommend to the Council the reappointment of Joshua Sargent to the Pool Board of Trustees. Unanimous vote in favor.
 - b. Library Budget Information – Librarian Deborah Lozito attended the meeting to answer questions from the Committee in regard to her budget and the operation of the library. Chairman McAvoy requested this review in preparation for the upcoming budget season so that Councilors could better understand what was included in the Library budget and what was involved in its overall operation. It was noted that the Librarian had been very successful in obtaining grants to help offset costs including for a new boiler, air conditioning, a new circulation desk area, as well as many library programs.
4. PUBLIC COMMENTS – Jeremy Jones showed an example of a flyer sent out by the school that could be used as a template for the newsletter instead of the format currently done with the idea that it would be less costly to produce. In addition he encouraged the Town to send a Public Works Employee to training to become a commercial pesticide applicator to deal with poison ivy problems in Town Parks. Councilor Ryder agreed that looking into it was a good idea but cautioned that it was a

lengthy and complicated process and that the chemicals involved required special storage and handling that could be a problem.

5. COMMITTEE MEMBER COMMENTS – Councilor Duprey suggested that the Town look at creating an ‘Adopt a Park’ program for businesses in which they either pay for the upkeep of the park or provide volunteers to do so. It was the consensus of the Committee that monetary donations would be the best way to go. Councilor Shakespeare suggested that the Town see how this coming year goes with the park maintenance being done by Public Works as outlined and then see if there is a way to go about getting donations. Councilor McAvoy discussed the Facebook Memo provided to the Committee by GIS/IT Specialist Kyle Severance. He had no objections to the establishment of a page as long as it was not a time intensive venture for staff and it was just used for notification purposes. There were a number of questions from other Committee members in regard to how Facebook works. It was the consensus of the Committee that the Town could publish a Facebook page as another effort to keep residents informed.

Motion by Councilor Ryder, seconded by Councilor Duprey to adjourn at 7:05 p.m.

Respectfully submitted,

Susan Lessard
Town Manager

FINANCE & ADMINISTRATION COMMITTEE MEETING MINUTES

Monday, February 9, 2015

Attending:

Mayor David Ryder	Susan Lessard, Town Manager
Councilor William Shakespeare	Susan Taylor, Library employee
Councilor Greg Sirois	Residents
Councilor Dennis Marble	
Councilor Terry McAvoy	
Councilor Carol Duprey	
Councilor Steve Wilde (6:10p.m.)	

The meeting was opened at 6 p.m. by Mayor Ryder.

1. Meeting Minutes
 - a. January 20, 2015 – Motion by Councilor Shakespeare, seconded by Councilor Marble to approve the minutes of the January 20, 2015 meeting as presented. Unanimous vote in favor.
2. Review & Sign Warrants – The Committee members reviewed, approved, and signed the payment and payroll warrants.
3. Old Business
 - a. Review of Council Rules – Councilor Duprey had requested that the Committee review the rules to see if any Councilors wished to make changes to them. It was the consensus of the Committee to go through the list in order and anyone with questions or concerns could discuss what they thought should be changed.
 - Item 6 - Councilor Duprey suggested that attendance at the Maine Municipal Association Elected Officials Training should be recommended but should not be mandatory. It was the consensus of the Committee to leave that item as written because the course provides a baseline of knowledge for all councilors of their legal responsibilities as an elected official.
 - Item 8 needs to be eliminated due to charter changes. It was the consensus of the committee to recommend elimination of Item 8 of Council Rules to the Council.
 - Item 15 – Councilor Duprey discussed the fact that this item added a longer time line for Council Rules changes than for other items that the council considers. It was the consensus of the Committee that the length of time was appropriate given the fact that it allows a good amount of transparency when the Council is considering changes to rules which govern the conduct of the Council.
 - Item 16 b – Councilor Duprey asked if 5 minutes per subject raised might not allow for someone with five or six issues to monopolize the podium and whether changing it to a total of five minutes per person would be a better option. While Committee members understood the

concern, it was the consensus to leave it at 5 minutes per item to insure that the Council was open to listening to the residents.

Item 16 b – It was the consensus of the Committee that the rules be amended to require only that people give their name and the road name on which they live- not their street number as well.

Item 17 – In order to accommodate appointments that give each Councilor two committees on which to serve, the Committee recommends changing the language from 3 per committee to 3 or 4 per committee.

Item 18h – The Committee recommends changing the language from what exists which requires the Mayor to Chair the Finance Committee and be an ex-officio member of all committees but not count toward a quorum to “The Mayor shall serve as a member of all committees for quorum purposes”.

Item 19 - The Committee recommends changing item 19 to remove the following language “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.

The Committee will review the remainder of Council Rules at its next meeting.

4. New Business

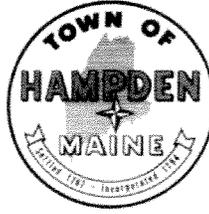
- a. Hiring Freeze – Councilor Wilde – Councilor Wilde explained that the point of this item was to insure that the Town Council was made aware of all hiring. Given the difficult budget environment and fiscal challenges that the Town is facing, he does not want additional hiring done in advance of the budget. The Town Manager agreed to notify the Council of any position vacancy that occurs and get approval from the Council prior to filling that vacancy. No new positions are contemplated in the current year budget. It was noted that the Council had approved advertising for a Public Works Director at its Goals and Objectives session on February 7th.
5. Public Comment – James Patterson – Baker Road offered comments related to the fact that the Town should be hiring to replace the public works director and that the Mayor should be a member of all committees but should just vote in the event of a tie.
6. Committee Member Comments – None

Motion by Councilor Shakespeare, seconded by Councilor McAvoy to adjourn at 6:50 p.m.

Respectfully submitted,

Sue Lessard
Town Manager

D-2-a



TO: Hampden Town Council
FROM: Robert Osborne, Town Planner
SUBJECT: Building Code Ordinance Repeal
DATE: February 10, 2015

On February 4, 2015 the Planning and Development Committee took up the draft repeal of the Hampden Building Code Ordinance. This document was rendered obsolete with the 2010 implementation of the Maine Unified Building and Energy Code.

Carol Duprey made a motion to recommend to the Town Council that this item be set for public hearing. Dennis Marble seconded the motion. The vote was unanimous in favor that this Building Code Ordinance repeal be set for Council public hearing.

The Town of Hampden hereby ordains that the "Building Code Ordinance" adopted on September 16, 2002, as amended on March 27, 2006 and June 19, 2006, and as set forth below, is hereby repealed in its entirety, effective as of the effective date of the adoption of a new ordinance entitled Maine Uniform Building and Energy Code Ordinance.

Note: Effective December 1, 2010, the Town of Hampden began applying and enforcing the Maine Uniform Building and Energy Code ("MUBEC") as required by 10 M.R.S. §9724. Section 9724(3) provides that effective December 1, 2010, any ordinance regarding a building code that is inconsistent with MUBEC is void. Therefore, the existing Building Code Ordinance is being repealed, and a new ordinance is being adopted concerning the administration and enforcement of MUBEC.

Deletions are ~~Strikethrough~~

TOWN OF HAMPDEN, MAINE BUILDING CODE ORDINANCE

Section 1 Building Code Adopted.

~~The Town of Hampden hereby ordains that in accordance with Title 30-A; M.R.S.A. Section 3003 the "2003 International Building Code, published by the International Code Council Inc., is hereby adopted and incorporated by reference, as the minimum standard for the construction, alteration, addition, repair, removal, demolition, use, location, occupancy and maintenance of all buildings and structures and their service equipment, both existing and proposed, located within the Town of Hampden. (Amended: 3-27-2006)~~

Section 2 Inconsistent Ordinances Repealed.

~~The Ordinances known as the "Building Code Ordinance" adopted on April 5, 1993, May 25, 1959, and September 16, 2002 are hereby repealed. If any provision of this code conflicts with any provision of another ordinance, the more strict provision shall prevail. (Amended: 3-27-2006)~~

Section 3 Amendments to Published Version.

~~Said Building Code is adopted in its published form as if fully set forth herein, except as follows:~~

~~Section 101 is amended to read as follows:~~

~~101.1 Title: These regulations shall be known as the Building Code of the Town of Hampden hereinafter referred to as "this code."~~

~~101.4, 101.4.2, 101.4.3, 101.4.5, 101.4.6 and 101.4.7 are deleted. (Amended: 3-27-2006)~~

~~101.4.1 is amended to read as follows:~~

~~101.4.1 Electrical. The provisions of the most current version of NFPA 70, National Electrical Code as adopted by the State of Maine Electricians' Examining Board shall apply to the installation of electrical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and appurtenances thereto. Any reference to electrical installations or chapter 27 shall be construed to reference the Code cited above. (Amended: 3-27-2006)~~

101.4.4 is amended to read as follows:

~~101.4.4 *Plumbing.* The provisions of the *State of Maine Internal Plumbing Code, Chapter 238* shall apply to the installation, alteration, repair and replacement of plumbing systems, including equipment, appliances, fixtures, fittings and appurtenances, and where connected to a water or sewage system and all aspects of a medical gas system. The provisions of the *State of Maine Subsurface Wastewater Disposal Rules, Chapter 241* shall apply to private sewage disposal systems. In addition to these codes the provisions of the Town of Hampden Sewer ordinance shall also apply. (Amended: 3-27-2006)~~

Section 103.1 is deleted and replaced with the following:

~~103.1 *Building Official:* Further references in this code to the "building official" shall be interpreted to mean the Code Enforcement Officer or the Building/Fire Inspector of the Town of Hampden. (Amended: 3-27-2006)~~

Section 104.2 is amended to read as follows:

~~104.2 The Building Official shall review construction documents for the erection, alteration or demolition and moving of buildings and structures. Inspect the premises for which such permits have been issued and enforce compliance with the provisions of this code.~~

Section 105 is amended to read as follows: ~~(Amended: 3-27-2006)~~

~~105.1 deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~105.1.1 deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~105.1.2 deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~105.2 deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~105.2.3 deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~105.3 deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~105.3.1 deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~105.3.2 deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~105.5 deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

Section 106 is amended to read as follows:

Section 106.1 is amended to read as follows:

~~106.1 *Submittal documents.* Construction documents, special inspection and structural observation programs, and other data shall be submitted in one or more sets with each application for a permit. The construction documents shall be prepared or certified by a State of Maine registered Professional Engineer, and shall indicate full compliance with all provisions of this code and all other relevant laws, rules, ordinances or regulations. Where special conditions exist or inadequate information was~~

~~provided on the original documents, the building official is authorized to require additional construction documents to be prepared by said Engineer. (Amended: 3-27-2006)~~

—Section 106.1.1.1 is amended to read as follows:

~~106.1.1.1 *Fire protection system shop drawings.* Shop drawings for the fire protection system(s) shall be submitted to indicate conformance with this code, the construction documents, and any applicable NFPA standards as adopted by the State of Maine Fire Marshal's Office. Applicant shall provide proof at the time of application that the State Fire Marshal's office has approved said drawings. Shop drawings shall contain all information as required by the referenced installation standards in Chapter 9 and applicable NFPA standards. (Amended: 3-27-2006)~~

—Section 106.1.2 is amended to read as follows:

~~106.1.2 *Means of egress.* The construction documents shall show in sufficient detail the location, construction, size and character of all portions of the means of egress in compliance with the most current version of *NFPA 101, Life Safety Code* as adopted by the State Fire Marshal's Office. These construction documents shall be submitted to the State Fire Marshal's Office for review of compliance with NFPA 101 and any other relevant laws, rules or regulations under their authority. One set of these documents shall be stamped by the Firemarshal's office and returned to the Town of Hampden Code Enforcement Office. (Amended: 3-27-2006)~~

~~Section 106.2 (Amended: 3-27-2006)~~

~~Section 107 (Amended: 3-27-2006)~~

Section 108 is amended to read as follows:

108 is deleted and replaced with the Town of Hampden Fees Ordinance.

Section 110 is amended to read as follows:

110 is deleted and replaced with Section 5.3.2 of the Town of Hampden Zoning Ordinance.

Section 112 is amended to read as follows:

Sections 112.1, 112.2 and 112.3 are deleted and replaced with the following:

~~112.1 *Compliance With Board of Appeals Ordinance.* All appeals shall be subject to the provisions of the Town of Hampden Board of Appeals Ordinance including but not limited to filing deadlines, application requirements, fees, appeal procedures, decisions of the Board of Appeals and subsequent appeals to Superior Court. The owner of a building or structure or any other aggrieved person may appeal to the Town of Hampden Board of Appeals, from a decision of the Building Official refusing to grant a modification to the provisions of this code covering the manner of construction or materials to be used in the erection, alteration or repair of a building or structure. Such appeal shall be commenced, within 30 days of the decision. (Amended: 3-27-2006), (Amended: 06-19-2006)~~

~~112.2 *Appellate Review.* The Board of Appeals may conduct an appellate review of the refusal to grant a modification to the provisions of this code covering the manner of construction or materials to be used in the erection, alteration or repair of a building or structure. (Amended: 06-19-2006)~~

~~*Basis of the Appeal.* The appellant must demonstrate that the decision of the building official having jurisdiction: (1) failed to correctly interpret the true intent of this code or the rules, regulations, or ordinances adopted by the Municipal Officers, (2) the provisions of this code do not fully apply, or (3) failed to consider an equivalent form of construction can be used. (Amended: 06-19-2006)~~

~~*Modification or Reversal of the Decision.* The Board of Appeals may modify or reverse the decision of the Building Official upon making a determination that (1) the true intent of this code or the rules, regulations or ordinances adopted by the Municipal Officers have been incorrectly interpreted, (2) the provisions of this code do not fully apply, or (3) an equivalent form of construction can be used. (Amended: 06-19-2006)~~

~~112.3 Deleted. (Amended: 06-19-2006)~~

Section 113.2 is deleted and replaced with the following:

~~113.2 *Enforcement.* Whenever the Building Official, or his/her authorized agents, determines there is a violation of any provisions of said Code, he/she shall give written notice of such violation to the property owner, lessee, occupant or their agents. Such notice shall:~~

- ~~1. Include a description of the real estate in question sufficient for identification; and~~
- ~~2. Include a description of the violation found and the citation to the provisions violated, of said Code; and~~
- ~~3. Specify the remedial action required for correction of said violation; and~~
- ~~4. Order that such violation be corrected within a reasonable period of time; and~~
- ~~5. State that an appeal from any order, decision or other action of the Building Official may be taken to the Board of Appeals by filing with the Code Official a written request for an appeal within ten (10) days of receipt of said written notice.~~

Section 113.3 is deleted and replaced with the following:

~~113.3 *Legal action and violations.* When any violation of any provision of this code exists, the Building Official is hereby authorized and directed to institute any and all actions and proceedings, either legal or equitable, that may be appropriate or necessary to enforce the provision of this code in the name of the Town of Hampden.~~

Section 113.4 is deleted and replaced with the following:

~~113.4 *Civil penalties.* The provisions of 30 A.M.R.S.A., Section 4452 shall apply to the determination of penalties for violations of this code. The minimum penalty for starting work without a permit required by this code shall be \$100.00, and the maximum penalty shall be \$2,500.00. The minimum penalty for any specific violation of this code shall be \$100.00, and the maximum penalty shall be \$2,500.00. The maximum penalty may exceed \$2,500.00, but shall not exceed \$25,000.00, when it can be shown that there has been a previous conviction of the same party within the past two (2) years for violation of the same ordinance provision. If the economic benefit resulting from the violation exceeds the applicable penalties set forth herein, the maximum civil penalties may be increased to an amount not to exceed twice the economic benefit resulting from the violation. Economic benefit includes, but is not limited to, the costs avoided or the enhanced value accrued at the time of the violation as a result of the violator's noncompliance with the applicable legal requirements. Each day of violation shall constitute a separate violation. All civil penalties shall inure to the benefit of the Town of Hampden. (Amended: 3-27-2006)~~

~~Chapter 10 is deleted and replaced with the most current version of *NFPA 101, Life Safety Code* as adopted by the State of Maine Fire Marshal's Office. Any reference within this code to means of egress or chapter 10 shall be construed to reference the Code cited above. (Amended: 3-27-2006)~~

~~Section 1612.3 is amended to read as follows: (Amended: 3-27-2006)~~

~~1612.3 *Establishment of flood hazard areas.* Federal Emergency Management Agency engineering report entitled "Flood Insurance Study Town of Hampden, Penobscot County, Maine," dated September 4, 1987 as amended or revised with the accompanying Flood Insurance Rate Map (FIRM) and Flood Boundary and Floodway Map (FBFM) and related supporting data along with any revisions thereto are hereby adopted by reference and declared to be part of this section. (Amended: 3-27-2006)~~

~~Section 1612.4 is amended to read as follows:~~

~~1612.4 *Design and construction.* The design and construction of buildings and structures located in flood hazard areas, including flood hazard areas subject to high velocity wave action, shall be in accordance with ASCE 24 and the Town of Hampden Floodplain Management Ordinance. (Amended: 3-27-2006)~~

~~Sections 2111, 2112 and 2113 are deleted and replaced with construction standards found in the most current version of *NFPA 211, Standard for Chimneys, Fireplaces, Vents, and Solid Fuel Burning Appliances* as adopted by the State of Maine. (Amended: 3-27-2006)~~

~~Chapter 27 is deleted and replaced with the most current version of *NFPA 70, National Electrical Code* as adopted by the State of Maine Electricians' Examining Board. All installations shall be certified by a State of Maine licensed Master Electrician to be in compliance with *NFPA 70*. Any reference to electrical installations or chapter 27 shall be construed to reference the Code cited above. (Amended: 3-27-2006)~~

~~Chapter 28 is deleted and replaced with the most current version of *NFPA 54, National Fuel Gas Code* as adopted by the State of Maine. (Amended: 3-27-2006)~~

~~Chapter 29 is deleted and replaced with the *State of Maine Internal Plumbing Code, Chapter 238.* (Amended: 3-27-2006)~~

~~Chapter 30 is deleted and replaced with the Maine State Elevator Regulations found in Title 32, Chapter 133 of the Maine Revised Statutes Annotated. (Amended: 3-27-2006)~~

~~Chapter 32 is deleted. (Amended: 3-27-2006)~~

~~Section 3305.1 is amended to read as follows:~~

~~3305.1 *Facilities required.* Sanitary facilities shall be provided during construction, remodeling or demolition activities in accordance with Federal and State OSHA requirements. (Amended: 3-27-2006)~~

~~Section 3309.2 is amended to read as follows:~~

~~3309.2 *Fire hazards.* The provisions of this code and the most current version of *NFPA 1, Uniform Fire Code* as adopted by the State of Maine Fire Marshal's Office shall be strictly observed to safeguard against all fire hazards attendant upon construction operations. (Amended: 3-27-2006)~~

~~Section 3410.2 is amended to read as follows:~~

~~3410.2 *Applicability.* Structures existing prior to the effective date of this ordinance, in which there is work involving additions, alterations or changes of occupancy shall be made to conform to the requirements of this section or the provisions of Sections 3403 through 3407. The provisions in Sections 3410.2.1 through 3410.2.5 shall apply to existing occupancies that will continue to be, or are proposed to be, in Groups A,B,E,F,M,R,S, and U. These provisions shall not apply to buildings with occupancies in Group H or I. (Amended: 3-27-2006)~~

Section 4 Applicability.

~~The provisions of this Code shall apply to all activities addressed in section 101.2 *Scope* of this Code. All other activities shall be subject to the Town of Hampden Residential Building Code. (Amended: 3-27-2006)~~

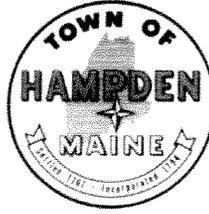
Section 5 Saving Clause.

~~That nothing in this Ordinance or in the Building Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired or liability incurred, or any cause or causes of action acquired or existing under any existing Ordinance; nor shall any just or legal right or remedy of or any character be lost, impaired or affected by this Ordinance.~~

Section 6. Date of Effect.

~~In accordance with Section 213 of the Town Charter, this Ordinance, as amended, shall become effective at the expiration of thirty (30) days after the date of adoption by the Town Council. (Amended: 3-27-2006)~~

D-2-b



TO: Hampden Town Council
FROM: Robert Osborne, Town Planner
SUBJECT: Residential Building Code Ordinance Repeal
DATE: February 10, 2015

On February 4, 2015 the Planning and Development Committee took up the draft repeal of the Hampden Residential Building Code Ordinance. This document was rendered obsolete with the 2010 implementation of the Maine Unified Building and Energy Code.

Dennis Marble made a motion to recommend to the Town Council that this item be set for public hearing. Stephen Wilde seconded the motion. The vote was unanimous in favor that this Residential Building Code Ordinance repeal be set for Council public hearing.

The Town of Hampden hereby ordains that the "Residential Building Code Ordinance" adopted on March 27, 2006, as amended June 19, 2006, and as set forth below, is hereby repealed in its entirety, effective as of the effective date of the adoption of a new ordinance entitled Maine Uniform Building and Energy Code Ordinance.

Note: Effective December 1, 2010, the Town of Hampden began applying and enforcing the Maine Uniform Building and Energy Code ("MUBEC") as required by 10 M.R.S. §9724. Section 9724(3) provides that effective December 1, 2010, any ordinance regarding a building code that is inconsistent with MUBEC is void. Therefore, the existing Residential Building Code Ordinance is being repealed, and a new ordinance is being adopted concerning the administration and enforcement of MUBEC.

Deletions are ~~Strikethrough~~

**~~TOWN OF HAMPDEN, MAINE
RESIDENTIAL BUILDING CODE ORDINANCE~~**

~~Section 1 Building Code Adopted.~~

~~The Town of Hampden hereby ordains that in accordance with Title 30 A, M.R.S.A. Section 3003 the "International Residential Code, 2003 edition", published by the International Code Council Inc., is hereby adopted and incorporated by reference, as the minimum standard for the construction, alteration, movement, enlargement, replacement, repair, removal, demolition, use, location, occupancy and maintenance of all one and two family dwellings and their service equipment, both existing and proposed, located within the Town of Hampden.~~

~~Section 2 Inconsistent Ordinances Repealed.~~

~~The Ordinances known as the "Building Code Ordinance" adopted on April 5, 1993, May 25, 1959, and September 16, 2002 which previously governed one and two family dwellings are hereby repealed and replaced with the code cited above. If any provision of this code conflicts with any provision of another ordinance, the more strict provision shall prevail.~~

~~Section 3 Amendments to Published Version.~~

~~Said Building Code is adopted in its published form as if fully set forth herein, except as follows:~~

~~Section R101.1 is amended to read as follows:~~

~~R101.1 Title: These regulations shall be known as the Residential Building Code of the Town of Hampden hereinafter referred to as "this code."~~

~~Section 103.1 is deleted and replaced with the following:~~

~~R103.1 Building Official: Further references in this code to the "building official" shall be interpreted to mean the Code Enforcement Officer or the Building/Fire Inspector of the Town of Hampden.~~

~~Section R104.2 is amended to read as follows:~~

~~R104.2 The Building Official shall review construction documents for the erection, alteration or demolition and moving of buildings and structures. Inspect the premises for which such permits have been issued and enforce compliance with the provisions of this code.~~

Section R105 is amended to read as follows:

~~R105.1 is deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~R105.2 is deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~R105.3 is deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

~~R105.5 is deleted and replaced with Section 5.3 of the Town of Hampden Zoning Ordinance.~~

Section R106.1 is amended to read as follows:

~~R106.1 *Submittal documents.* Construction documents, special inspection and structural observation programs, and other data shall be submitted in one or more sets with each application for a permit. Where special conditions exist or inadequate information was provided on the original documents, the building official is authorized to require additional construction documents to be prepared by a State of Maine registered Professional Engineer.~~

~~Section R107 is deleted and replaced with Section 4.12 of the Town of Hampden Zoning Ordinance. —~~

~~Section R108 is deleted and replaced with the Town of Hampden Fees Ordinance.~~

~~Section R110 is deleted and replaced with Section 5.3.2 of the Town of Hampden Zoning Ordinance.~~

Section R112 is amended to read as follows:

~~R112.1 *Compliance With Board of Appeals Ordinance.* All appeals shall be subject to the provisions of the Town of Hampden Board of Appeals Ordinance including but not limited to filing deadlines, application requirements, fees, appeal procedures, decisions of the Board of Appeals and subsequent appeals to Superior Court. The owner of a building or structure or any other aggrieved person may appeal to the Town of Hampden Board of Appeals, from a decision of the Building Official refusing to grant a modification to the provisions of this code covering the manner of construction or materials to be used in the erection, alteration or repair of a building or structure. Such appeal shall be commenced, within 30 days of the decision. *Amended 06-19-2006*~~

~~R112.2 *Appellate Review.* The Board of Appeals may conduct an appellate review of the refusal to grant a modification to the provisions of this code covering the manner of construction or materials to be used in the erection, alteration or repair of a building or structure. *Amended 06-19-2006*~~

~~*Basis of the Appeal.* The appellant must demonstrate that the decision of the building official having jurisdiction: (1) failed to correctly interpret the true intent of this code or the rules, regulations, or ordinances adopted by the Municipal Officers, (2) the provisions of this code do not fully apply, or (3) failed to consider an equivalent form of construction can be used. *Amended 06-19-2006*~~

~~*Modification or Reversal of the Decision.* The Board of Appeals may modify or reverse the decision of the Building Official upon making a determination that (1) the true intent of this code or the rules,~~

~~regulations or ordinances adopted by the Municipal Officers have been incorrectly interpreted, (2) the provisions of this code do not fully apply, or (3) an equivalent form of construction can be used.~~
~~Amended 06-19-2006~~

~~R112.3 Deleted. Amended 06-19-2006~~

Section R113.2 is deleted and replaced with the following:

~~R113.2 Enforcement: Whenever the Building Official, or his/her authorized agents, determines there is a violation of any provisions of said Code, he/she shall give written notice of such violation to the property owner, lessee, occupant or their agents. Such notice shall:~~

- ~~1. Include a description of the real estate in question sufficient for identification; and~~
- ~~2. Include a description of the violation found and the citation to the provisions violated, of said Code; and~~
- ~~3. Specify the remedial action required for correction of said violation; and~~
- ~~4. Order that such violation be corrected within a reasonable period of time; and~~
- ~~5. State that an appeal from any order, decision or other action of the Building Official may be taken to the Board of Appeals by filing with the Code Official a written request for an appeal within ten (10) days of receipt of said written notice.~~

Section R113.3 is deleted and replaced with the following:

~~R113.3 Legal action and violations: When any violation of any provision of this code exists, the Building Official is hereby authorized and directed to institute any and all actions and proceedings, either legal or equitable, that may be appropriate or necessary to enforce the provision of this code in the name of the Town of Hampden.~~

Section R113.4 is deleted and replaced with the following:

~~R113.4 Civil penalties: The provisions of 30 A.M.R.S.A., Section 4452 shall apply to the determination of penalties for violations of this code. The minimum penalty for starting work without a permit required by this code shall be \$100.00, and the maximum penalty shall be \$2,500.00. The minimum penalty for any specific violation of this code shall be \$100.00, and the maximum penalty shall be \$2,500.00. The maximum penalty may exceed \$2,500.00, but shall not exceed \$25,000.00, when it can be shown that there has been a previous conviction of the same party within the past two (2) years for violation of the same ordinance provision. If the economic benefit resulting from the violation exceeds the applicable penalties set forth herein, the maximum civil penalties may be increased to an amount not to exceed twice the economic benefit resulting from the violation. Economic benefit includes, but is not limited to, the costs avoided or the enhanced value accrued at the time of the violation as a result of the violator's noncompliance with the applicable legal requirements. Each day of violation shall constitute a separate violation. All civil penalties shall inure to the benefit of the Town of Hampden.~~

—Table R301.2(1) shall be substituted with the following table:

Table R301.2(1)
Climatic and Geographic Design Criteria

Ground Snow Load	Wind Speed (mph)	Seismic Design Category	Subject to Damage From				Winter Design Temp	Ice Shield Under-layment Required	Flood Hazards	Air Freezing Index	Mean Annual Temp.
			Weathering	Frost line depth	Termite	Decay					

70 lb/ft ²	90	€	Severe	5 ft.	None to Slight	None to Slight	-5°F	Yes	9/4/1987	1750	45°F
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~~Chapters 10 through 42 are deleted in their entirety.~~

~~Appendix G is adopted for the purposes of swimming pools, spas and hot tubs.~~

~~Appendix J is adopted for the purposes of existing buildings and structures.~~

Section 4 Applicability.

~~The provisions of this Code shall apply to all activities addressed in Section R101.2 Scope of this Code. All other activities shall be subject to the Town of Hampden Building Code.~~

Section 5 Saving Clause.

~~That nothing in this Ordinance or in the Residential Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired or liability incurred, or any cause or causes of action acquired or existing under any existing Ordinance; nor shall any just or legal right or remedy of or any character be lost, impaired or affected by this Ordinance.~~

Section 6. Date of Effect.

~~In accordance with Section 213 of the Town Charter, this Ordinance shall become effective at the expiration of thirty (30) days after the date of adoption by the Town Council.~~

D-2-c



TO: Hampden Town Council
FROM: Robert Osborne, Town Planner
SUBJECT: Maine Uniform Building and Energy Code Ordinance
DATE: February 10, 2015

On February 4, 2015 the Planning and Development Committee took up the draft Hampden Maine Uniform Building and Energy Code Ordinance. This document provides local modifications for third party inspection and documents necessary data to the mandatory MUBEC Code.

William Shakespeare made a motion to recommend to the Town Council that this item be set for public hearing. Dennis Marble seconded the motion. The vote was four in favor and two against that this Hampden Maine Uniform Building and Energy Code Ordinance be set for Council public hearing.

The Town of Hampden hereby ordains that the following Maine Uniform Building and Energy Code Ordinance be adopted.

**TOWN OF HAMPDEN, MAINE
MAINE UNIFORM BUILDING AND ENERGY CODE ORDINANCE**

Section 1. Maine Uniform Building and Energy Code.

Effective December 1, 2010, the Town of Hampden applies and enforces the Maine Uniform Building and Energy Code (“MUBEC”) as required by 10 M.R.S. §9724. MUBEC contains the minimum standards for the construction, alteration, addition, repair, removal, demolition, use, location, occupancy and maintenance of all buildings and structures and their service equipment, both existing and proposed, located within the Town of Hampden. The purpose of this Ordinance is to establish administration and enforcement provisions in relation to MUBEC. The Town has the authority to enact this Ordinance under 10 M.R.S. §9724(5).

Section 2. Administration.

- 2.1** The Code Enforcement Officer and/or the Building/Fire Inspector of the Town of Hampden shall serve as the building official as defined in 25 M.R.S. § 2371 and shall be responsible for issuing building permits and certificates of compliance.
- 2.2** The Code Enforcement Officer and/or the Building/Fire Inspector shall be responsible for inspecting all permitted construction for compliance with all components of MUBEC, as such components may be revised from time to time by the Technical Building Codes and Standards Board.
- 2.3** The property owner, at the owner’s sole expense, may elect to comply with MUBEC through inspections and reports by third-party inspectors certified pursuant to 10 M.R.S. § 9723. This option shall not be available for one-family or two-family dwellings or townhouses. The owner shall be responsible for contractual arrangements with a duly certified third-party inspector. The Code Enforcement Officer and/or the Building/Fire Inspector may issue the certificate of compliance for a building or structure upon receipt of a copy of the Construction File and an original inspection report from the certified third-party inspector. The Town of Hampden and the Code Enforcement Officer and/or the Building/Fire Inspector have no obligation to review a report from a third-party inspector for accuracy prior to issuing the certificate of compliance.
- 2.4** The administration and enforcement of MUBEC, including permits, certificates of compliance, fees, and violations, shall be in accordance with Article 5 of the Town of Hampden, Maine Zoning Ordinance and the Town of Hampden, Maine Fees Ordinance. For the purposes of MUBEC, a certificate of compliance under the Zoning Ordinance shall constitute a certificate of occupancy.

Section 3. Climatic and Geographic Design Criteria for the Town of Hampden

- 3.1.** As referenced in MUBEC, the following climatic and geographic design criteria are established for the Town of Hampden:
 - 3.1.1.** Ground Snow Load: 70 lb./ft
 - 3.1.2.** Wind Design
 - Speed: 90 miles per hour
 - Topographical effects: None
 - 3.1.3.** Seismic Design Category: B
 - 3.1.4.** Subject to Damage From
 - Weathering: Severe
 - Frost Line Depth: 5 ft.
 - Termite: None to Slight
 - 3.1.5.** Winter Design Temp: -5°F
 - 3.1.6.** Ice Barrier Underlayment Required: Yes
 - 3.1.7.** Flood Hazards: 9/4/1987
 - 3.1.8.** Air Freezing Index: 1750
 - 3.1.9.** Mean Annual Temp: 45°F

Section 4. Knox Box Program

- 4.1.** The Knox Box Program for the Town of Hampden shall be used for access to buildings for emergency purposes only.
- 4.2.** The Public Safety Director or designee shall serve as the administrator for the Knox Box Program, as defined by the Knox Company.
- 4.3.** The number, make, model and location of the box(s) shall be determined by the Code Enforcement Officer, Building/Fire Inspector, or Public Safety Director or designee.
- 4.4.** All keys required to operate the building's life safety signaling and fire suppression systems, electrical rooms and panels, and a master building key shall be placed within the Knox Box.
- 4.5.** All new buildings constructed or additions to current buildings performed after the adoption of this amendment shall conform to this provision.
 - 4.5.1.** One- and two-family dwellings and townhouses are excluded from this requirement.

Section 5. Administrative Appeals.

- 5.1** The owner of a building or structure may appeal to the Town of Hampden Board of

Appeals from a decision of the Code Enforcement Officer and/or the Building/Fire Inspector refusing to grant a building permit or to issue a certificate of compliance. Any other aggrieved person may appeal the issuance of a building permit or a certificate of compliance. Any appeal must be commenced within 30 days of the decision. All appeals shall be subject to the provisions of the Town of Hampden Board of Appeals Ordinance including but not limited to filing deadlines, application requirements, fees, and appeal procedures.

- 5.2** The Board of Appeals may conduct an appellate review of the matter that is the subject of the appeal. The appellant shall have the burden to demonstrate that the decision of the Code Enforcement Officer and/or the Building/Fire Inspector was contrary to the provisions of MUBEC.
- 5.3** The Board of Appeals may modify or reverse the decision of the Building Official upon making a determination that the decision of the Code Enforcement Officer and/or the Building/Fire Inspector was contrary to the provisions of MUBEC. The decision of the Board shall be final.

Section 6. Civil Penalties.

The provisions of 30-A M.R.S. §4452 shall apply to the determination of penalties for violations of MUBEC or this Ordinance. The minimum penalty for starting work without a permit required by MUBEC or this Ordinance shall be \$100.00, and the maximum penalty shall be \$2,500.00. The minimum penalty for any specific violation of this code shall be \$100.00, and the maximum penalty shall be \$2,500.00. The maximum penalty may exceed \$2,500.00, but shall not exceed \$25,000.00, when it can be shown that there has been a previous conviction of the same party within the past two (2) years for violation of the same provision. If the economic benefit resulting from the violation exceeds the applicable penalties set forth herein, the maximum civil penalties may be increased to an amount not to exceed twice the economic benefit resulting from the violation. Economic benefit includes, but is not limited to, the costs avoided or the enhanced value accrued at the time of the violation as a result of the violator's noncompliance with the applicable legal requirements. Each day of violation shall constitute a separate violation. All civil penalties shall inure to the benefit of the Town of Hampden.

Section 7. Savings Clause.

If any provision of this Ordinance is found by a court of competent jurisdiction to be invalid, that finding shall not affect the remaining provisions of the Ordinance.

Section 8. Effective Date.

In accordance with Section 213 of the Town Charter, this Ordinance shall become effective at the expiration of thirty (30) days after the date of adoption by the Town Council.

Hampden
4:02 PM

**RE Account 999 Detail
as of 03/16/2015**

D-5-b

Name: TWO HORSE REALTY TRUST
Location: 106 MANNING MILL RD
Acreage: 2 Map/Lot: 08-0-047
Book Page: B7869P243, B11969P189

Land: 47,200 As of 2015
Building: 36,400
Exempt 0

Total: 83,600

2015-1 Period Due:
1) 754.79
2) 731.50

Ref1:
Mailing
Address: 4369 S QUEBEC STREET SUITE 7304
DENVER CO 80237

Year	Date	Reference	P	C	Principal	Interest	Costs	Total
2015-1	R				1,463.00	23.29	0.00	1,486.29
2014-1	L *				1,391.94	117.20	86.45	1,595.59
2013-1	L *				1,309.36	201.29	101.40	1,612.05
2012-1	R				0.00	0.00	0.00	0.00
2011-1	R				0.00	0.00	0.00	0.00
2010-1	L *				0.00	0.00	0.00	0.00
2009-1	R				0.00	0.00	0.00	0.00
2008-1	R				0.00	0.00	0.00	0.00
2007-1	R				0.00	0.00	0.00	0.00
2006-1	R				0.00	0.00	0.00	0.00
2005-1	R				0.00	0.00	0.00	0.00
2004-1	R				0.00	0.00	0.00	0.00
2003-1	R				0.00	0.00	0.00	0.00
Account Totals as of 03/16/2015					4,164.30	341.78	187.85	4,693.93

Per Diem

2015-1	0.1403
2014-1	0.2669
2013-1	0.2511
Total	0.6583

Note: Payments will be reflected as positive values and charges to the account will be represented as negative values.

IMPORTANT NOTICE TO TAXPAYERS

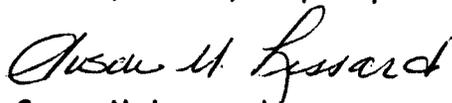
Re: **FORECLOSURE**

This notice is to remind you that the date of automatic foreclosure for unpaid 2013 tax liens is fast approaching.

On January 5, 2015, I will be sending out, by certified mail, notice of impending foreclosure. If there is a mortgage on the property, the mortgage holder will also receive a copy of this notice. On February 23, 2015 any unpaid 2013 taxes, interest, and fees will result in the automatic foreclosure of your property.

You may call the Town Office (862-3034) with any questions or to set up a weekly payment arrangement that will allow you to pay the amount due *before* the foreclosure date. If the foreclosure occurs, the town will own your property. All year's taxes, interest, and costs need to be paid before the Town will deed the property back to you.

Thank you for your prompt attention to this matter.



Susan M. Lessard
Treasurer

Aacct # 999 (# 1613 24)
Two Horse Realty Trust
4369 S Quebec St. Ste 7304
Denver, CO 80237

**State of Maine
Notice of Impending Automatic Foreclosure**

* * * COPY * * * Title 36, M.R.S.A. Section 943 * * * COPY * * *

000999

January 5, 2015

IMPORTANT: DO NOT DISREGARD THIS NOTICE. YOU WILL LOSE YOUR PROPERTY UNLESS YOU PAY YOUR 2013 PROPERTY TAXES, INTEREST AND COSTS.

QUICKEN LOANS INC
1050 WOODWARD AVE
DETROIT, MI 48226-1906

Tax Payer: TWO HORSE REALTY TRUST
4369 S QUEBEC STREET SUITE 7304
DENVER, CO 80237

You are the party named on the certificate filed on August 21, 2013, and recorded in the County Registry of Deeds. This filing has an estate described therein.

7013 0600 0000 1650 3745

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)
For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 49	Postmark Here
Certified Fee	330	
Return Receipt Fee (Endorsement Required)	270	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 649	

Sent To: Quicken Loans
Street, Apt. No., or PO Box No.: 1050 Woodward Ave
City, State, ZIP+4: Detroit MI 48226-1906

PS Form 3800, August 2006 See Reverse for Instructions

MILL RD
... will be foreclosed and your right to recover ... and costs that are owed will expire.
... CITY WILL OWN YOUR PROPERTY.
... owe, please contact me to discuss this notice.

BANKRUPTCY, *
PLY TO YOU.*

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Quicken Loans
1050 Woodward Ave
Detroit MI
48226-1906

COMPLETE THIS SECTION ON DELIVERY

A. Signature: [Signature] Agent Addressee

B. Received by (Printed Name): Winnat C. Bess C. Date of Delivery: _____

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below: _____

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

999 Two Horse
[Signature]

ot
3, 2015. Please call
on any desired

2. Article Number 7013 0600 0000 1650 3745
(Transfer from service label)

State of Maine
Notice of Impending Automatic Foreclosure
***** COPY *** Title 36, M.R.S.A. Section 943 *** COPY *****

000999

January 5, 2015

IMPORTANT: DO NOT DISREGARD THIS NOTICE. YOU WILL LOSE YOUR PROPERTY UNLESS YOU PAY YOUR 2013 PROPERTY TAXES, INTEREST AND COSTS.

FIRST MASSACHUSETTS BANK NA
 32 CHESTNUT STREET
 LEWISTON, ME 04243-1377

Tax Payer: TWO HORSE REALTY TRUST
 4369 S QUEBEC STREET SUITE 7304
 DENVER, CO 80237

You are the party named on a tax lien certificate filed on August 21, 2013, and recorded in Book 13301, Page 296 in the Penobscot County Registry of Deeds. This filing has created a tax lien mortgage on the real estate described therein.

7013 0600 0000 1650 3738

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)
 For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 49
Certified Fee	330
Return Receipt Fee (Endorsement Required)	270
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 649

Postmark: HAMPTDEN ME 5 2015

Sent to: First Massachusetts Bank
 Street, Apt. No., or PO Box No.: 32 Chestnut St
 City, State, ZIP+4: Lewiston ME 04243-1377

PS Form 3800, August 2006 See Reverse for Instructions

MILL RD

page will be foreclosed and your right to recover rest and costs that are owed will expire.

LITY WILL OWN YOUR PROPERTY.

owe, please contact me to discuss this notice.

 IN BANKRUPTCY,
 APPLY TO YOU.*

[Handwritten Signature]

999 Two Horse

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

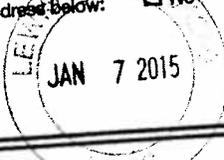
1. Article Addressed to:

First Massachusetts Bank
32 Chestnut St
Lewiston Me
04243-1377

COMPLETE THIS SECTION ON DELIVERY

A. Signature: *[Signature]* Agent Addressee
 B. Received by (Printed Name): *Dorothy W. Fitcher* C. Date of Delivery

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:



3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number

(Transfer from service label)

7013 0600 0000 1650 3738

102595-02-M-1540

**State of Maine
Notice of Impending Automatic Foreclosure**

* * * COPY * * * Title 36, M.R.S.A. Section 943 * * * COPY * * *

000999

January 5, 2015

IMPORTANT: DO NOT DISREGARD THIS NOTICE. YOU WILL LOSE YOUR PROPERTY UNLESS YOU PAY YOUR 2013 PROPERTY TAXES, INTEREST AND COSTS.

MORTGAGE ELEC REG SYSTEM
PO BOX 2026
FLINT, MI 48501-2026

Tax Payer: TWO HORSE REALTY TRUST
4369 S QUEBEC STREET SUITE 7304
DENVER, CO 80237

You are the party named on a tax lien certificate filed on August 21, 2013, and recorded in Book 13301, Page 296 in the Penobscot County Registry of Deeds. This filing has created a tax lien mortgage on the real estate described therein.

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 49
Certified Fee	330
Return Receipt Fee (Endorsement Required)	270
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6-49



Sent To: MERS
Street, Apt. No., or PO Box No.: PO Box 2026
City, State, ZIP+4: Flint MI 48501-2026

PS Form 3800, August 2006 See Reverse for Instructions

7013 0600 0000 1650 3721

LL RD
e will be foreclosed and your right to recover and costs that are owed will expire.
TY WILL OWN YOUR PROPERTY.
ve, please contact me to discuss this notice.

BANKRUPTCY, *
PLY TO YOU. *

Michael LaLonde

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
MERS
PO Box 2026
Flint MI 48501-2026

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Michael LaLonde Agent Addressee

B. Received by (Printed Name)
Michael LaLonde

C. Date of Delivery
999 Two Horse

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

ard
den
nobscot
ary 23, 2015. Please call
t due on any desired

CERTIFIED MAIL

POST OFFICE
MAINE
05 JAN 2015 PM



TOWN OF HAMPDEN
106 WESTERN AVENUE
HAMPDEN MA 01906



PS Form 3800, August 2006
See Reverse for Instructions

Sent to
 Street Apt. No.:
 or PO Box No.:
 City, State, ZIP+4

4369 S Quebec St #1704
 HENNESSY CO 80237

Postage	\$ 49
Certified Fee	330
Return Receipt Fee (Endorsement Required)	270
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 649

CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)
 For delivery information visit our website at www.usps.com

OFFICIAL USE

7013 0600 0000 1650 3714

*Two Horse Realty Trust
4369 S Quebec St. Suite 7304
Hennessy, CO 80237*

NIXIE 802 5C 1 8601/28/15
RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 04444143606 *2684-03791-05-44
04444@1436

7013 0600 0000 1650 3714

**State of Maine
Notice of Impending Automatic Foreclosure
Title 36, M.R.S.A. Section 943**

000999

January 5, 2015

IMPORTANT: DO NOT DISREGARD THIS NOTICE. YOU WILL LOSE YOUR PROPERTY UNLESS YOU PAY YOUR 2013 PROPERTY TAXES, INTEREST AND COSTS.

TWO HORSE REALTY TRUST
4369 S QUEBEC STREET SUITE 7304
DENVER, CO 80237

You are the party named on a tax lien certificate filed on August 21, 2013, and recorded in Book 13301, Page 296 in the Penobscot County Registry of Deeds. This filing has created a tax lien mortgage on the real estate described therein.

Map & Lot: 08-0-047
Location: 106 MANNING MILL RD

On February 23, 2015, the tax lien mortgage will be foreclosed and your right to recover your property by paying the taxes, interest and costs that are owed will expire.

IF THE TAX LIEN FORECLOSES, THE MUNICIPALITY WILL OWN YOUR PROPERTY.

If you cannot pay the property taxes you owe, please contact me to discuss this notice.

* IF YOU ARE A DEBTOR IN BANKRUPTCY,*
* THIS NOTICE DOES NOT APPLY TO YOU.*

Principal	1,309.36
Interest	196.01
Lien Costs	72.44
Fee	3.00
Cert Mail Fee	25.96
<u>Total</u>	<u>1,606.77</u>



Susan M. Lessard
Treasurer
Town of Hampden
County of Penobscot

Amount due as of February 23, 2015. Please call 862-3034 for the amount due on any desired payment date.

State of Maine
 * * * COPY * * * Tax Lien Certificate * * * COPY * * *

000999

7104 2230 1690 2516 6683

FIRST MASSACHUSETTS BANK NA
 32 CHESTNUT STREET
 LEWISTON, ME 04243-1377

Tax Payer: TWO HORSE REALTY TRUST
 4369 S. QUEBEC ST SUITE 7304
 DENVER, CO 80237

I, Cheryl M. Johnson, Collector of Taxes for the Town of Hampden, a municipal corporation located in the County of Penobscot, State of Maine, hereby give you notice that a tax in the amount of \$1,329.24 has been assessed, and was committed to me for collection on August 20, 2012, against real estate in said Town of Hampden, and against TWO HORSE REALTY TRUST as owner(s) thereof, said real estate being described as follows:

Real Estate located at: 106 MANNING MILL RD

Map Lot Description: 08-0-047

Registry of Deeds reference: B11969P189 06/19/2009 B7869P243

Map and Lot numbers refer to such numbers as found on tax maps of the Town of Hampden, prepared by: James W. Sewall Co. and dated 1969, on file at the Town of Hampden municipal office.

I give you further notice that said tax, together with interest in the amount of \$57.65, which has been added to and has become part of said tax, remains unpaid; That a lien is claimed on said real estate, above described, to secure the payment of said tax; that proper demand for payment of said tax has been made in accordance with Title 36, Section 942, revised statutes of 1964, as amended.

Costs to be paid by taxpayer:

Statutory Fees and
 Mailing Costs : \$66.44
 Principal : \$1,309.36
 Interest : \$57.65

Cheryl M. Johnson
 Tax Collector

To
 No
 P
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 No

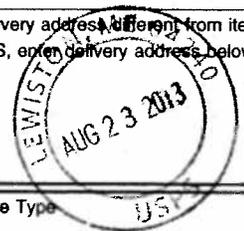


COMPLETE THIS SECTION ON DELIVERY	
A. Received by (Please Print Clearly)	B. Date of Delivery
C. Signature	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
D. Is delivery address different from item 1? If YES, enter delivery address below:	<input type="checkbox"/> Yes <input type="checkbox"/> No
3. Service Type <input checked="" type="checkbox"/> Certified Mail	
4. Restricted Delivery? (Extra Fee)	<input type="checkbox"/> Yes

906 to apply all
 tain of the status on

1. Article Addressed to:
 999
 FIRST MASSACHUSETTS BANK NA
 RE:TWO HORSE REALTY TRUST
 32 CHESTNUT STREET
 LEWISTON, ME 04243-1377

or of Taxes, and
 his said capacity.



2. Article Number (Copy from service label) **7104 2230 1690 2516 6683**

State of Maine

* * * COPY * * * Tax Lien Certificate * * * COPY * * *

000999

7104 2230 1690 2516 6676

QUICKEN LOANS INC
20555 VICTOR PARKWAY
LIVONIA, MI 48152

Tax Payer: TWO HORSE REALTY TRUST
4369 S. QUEBEC ST SUITE 7304
DENVER, CO 80237

I, Cheryl M. Johnson, Collector of Taxes for the Town of Hampden, a municipal corporation located in the County of Penobscot, State of Maine, hereby give you notice that a tax in the amount of \$1,329.24 has been assessed, and was committed to me for collection on August 20, 2012, against real estate in said Town of Hampden, and against TWO HORSE REALTY TRUST as owner(s) thereof, said real estate being described as follows:

Real Estate located at: 106 MANNING MILL RD

Map Lot Description: 08-0-047

Registry of Deeds reference: B11969P189 06/19/2009 B7869P243

Map and Lot numbers refer to such numbers as found on tax maps of the Town of Hampden, prepared by: James W. Sewall Co. and dated 1969, on file at the Town of Hampden municipal office.

I give you further notice that said tax, together with interest in the amount of \$57.65, which has been added to and has become part of said tax, remains unpaid; That a lien is claimed on said real estate, above described, to secure the payment of said tax; that proper demand for payment of said tax has been made in accordance with Title 36, Section 942, revised statutes of 1964, as amended.

Costs to be paid by taxpayer:

Statutory Fees and

Mailing Costs : \$66.44
Principal : \$1,309.36
Interest : \$57.65

Cheryl M. Johnson
Tax Collector
Town of Hampden

Total : \$1,433.45

NOTICE: The municipality has policy under Title 36, M.R.S.A. Section 906 to apply all payments to the oldest outstanding tax obligation. If you are uncertain of the status on this property, contact the Tax Collector.

NOTICE: Partial payments do not waive a lien.

Penobscot, SS. State of Maine Hampden, Maine August 21, 2013

Then personally appeared the above named Cheryl M. Johnson, Collector of Taxes, and acknowledged the foregoing instrument to be his free act and deed in his said capacity.

Before Me, _____
Amy L. Eaton
Notary Public
February 22, 2014

7104 2230 1690 2516 6669

State of Maine
*** COPY *** Tax Lien Certificate *** COPY ***

000999

MORTGAGE ELEC REG SYSTEM
PO BOX 2026
FLINT, MI 48501-2026

Tax Payer: TWO HORSE REALTY TRUST
4369 S. QUEBEC ST SUITE 7304
DENVER, CO 80237

I, Cheryl M. Johnson, Collector of Taxes for the Town of Hampden, a municipal corporation located in the County of Penobscot, State of Maine, hereby give you notice that a tax in the amount of \$1,329.24 has been assessed, and was committed to me for collection on August 20, 2012, against real estate in said Town of Hampden, and against TWO HORSE REALTY TRUST as owner(s) thereof, said real estate being described as follows:

Real Estate located at: 106 MANNING MILL RD

Map Lot Description: 08-0-047

Registry of Deeds reference: B11969P189 06/19/2009 B7869P243

Map and Lot numbers refer to such numbers as found on tax maps of the Town of Hampden, prepared by: James W. Sewall Co. and dated 1969, on file at the Town of Hampden municipal office.

I give you further notice that said tax, together with interest in the amount of \$57.65, which has been added to and has become part of said tax, remains unpaid; That a lien is claimed on said real estate, above described, to secure the payment of said tax; that proper demand for payment of said tax has been made in accordance with Title 36, Section 942, revised statutes of 1964, as amended.

Costs to be paid by taxpayer:

Statutory Fees and
Mailing Costs : \$66.44
Principal : \$1,309.36
Interest : \$57.65

Total : \$1,433.45

Cheryl M. Johnson
Tax Collector
Town of Hampden

NOTICE: The municipality has policy payments to the oldest outstanding on this property. NOTICE: Par



Penobscot,

Then person
acknowledg

1. Article Addressed to:
999
MORTGAGE ELEC REG SYSTEM
RE:TWO HORSE REALTY TRUST
PO BOX 2026
FLINT, MI 48501-2026

COMPLETE THIS SECTION ON DELIVERY	
A. Received by (Please Print Clearly)	B. Date of Delivery
C. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	<input type="checkbox"/> Yes <input type="checkbox"/> No
D. Is delivery address different from item 1? If YES, enter delivery address below:	
3. Service Type <input checked="" type="checkbox"/> Certified Mail	
4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

ply all
e status on
s, and
capacity.

2. Article Number (Copy from service label)

7104 2230 1690 2516 6669

State of Maine
Tax Lien Certificate
2013

000999

TWO HORSE REALTY TRUST
4369 S. QUEBEC ST SUITE 7304
DENVER, CO 80237

I, Cheryl M. Johnson, Collector of Taxes for the Town of Hampden, a municipal corporation located in the County of Penobscot, State of Maine, hereby give you notice that a tax in the amount of \$1,329.24 has been assessed, and was committed to me for collection on August 20, 2012, against real estate in said Town of Hampden, and against TWO HORSE REALTY TRUST as owner(s) thereof, said real estate being described as follows:

Real Estate located at: 106 MANNING MILL RD

Map Lot Description: 08-0-047

Registry of Deeds reference: B11969P189 06/19/2009 B7869P243

Map and Lot numbers refer to such numbers as found on tax maps of the Town of Hampden, prepared by: James W. Sewall Co. and dated 1969, on file at the Town of Hampden municipal office.

I give you further notice that said tax, together with interest in the amount of \$57.65, which has been added to and has become part of said tax, remains unpaid; That a lien is claimed on said real estate, above described, to secure the payment of said tax; that proper demand for payment of said tax has been made in accordance with Title 36, Section 942, revised statutes of 1964, as amended.

Costs to be paid by taxpayer:	
Statutory Fees and	
Mailing Costs	: \$66.44
Principal	: \$1,309.36
Interest	: \$57.65

Total	: \$1,433.45

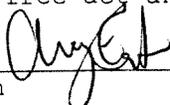

Cheryl M. Johnson
Tax Collector
Town of Hampden

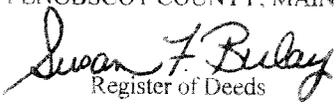
NOTICE: The municipality has policy under Title 36, M.R.S.A. Section 906 to apply all payments to the oldest outstanding tax obligation. If you are uncertain of the status on this property, contact the Tax Collector.

NOTICE: Partial payments do not waive a lien.

Penobscot, SS. State of Maine Hampden, Maine August 21, 2013

Then personally appeared the above named Cheryl M. Johnson, Collector of Taxes, and acknowledged the foregoing instrument to be his free act and deed in his said capacity.

Before Me, 
Amy L. Eaton
Notary Public
February 22, 2014

PENOBSCOT COUNTY, MAINE

Register of Deeds

State of Maine
Tax Collector's Notice, Lien Claim and Demand
30 Day Notice

000999

IMPORTANT: Do not disregard this notice. You will lose your property unless you pay your 2013 property taxes, interest and costs. You may apply to the municipal officers for an abatement of taxes if, because of poverty or infirmity, you cannot pay the taxes that have been assessed.

TWO HORSE REALTY TRUST
4369 S. QUEBEC ST SUITE 7304
DENVER, CO 80237

I, Cheryl M. Johnson, collector of taxes for the Town of Hampden, a municipal corporation located in the county of Penobscot, state of Maine, hereby give you notice that a tax in the amount of \$1,329.24 assessed and committed to me for collection on August 20, 2012, less payment and adjustment of \$19.88 for the net sum of \$1,309.36, remains unpaid. The tax was assessed against real estate in said Town of Hampden, and against TWO HORSE REALTY TRUST as owner(s) thereof, said real estate being described as follows:

Real estate located at: 106 MANNING MILL RD

Penobscot Registry of Deeds reference: B11969P189 06/19/2009 B7869P243

Map and Lot description: 08-0-047

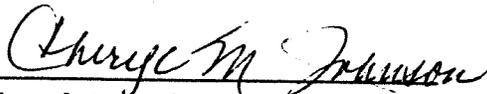
Map and lot numbers refer to such numbers as found on tax maps of the Town of Hampden prepared by: James W. Sewall Co. and dated 1969, on file at the Town of Hampden municipal offices.

I give you further notice that said tax, together with interest in the amount of \$48.62, which has been added to and has become a part of said tax, remains unpaid; that payment of the said tax, together with a tax collectors demand fee of \$3.00 and the certified mail, return requested fee of \$6.11, for the sum total of \$1,367.09 is hereby demanded of you within thirty (30) days from the date of these presents, which is the date of mailing this notice; and that a lien is claimed on said real estate, above described, to secure the payment of said tax.

Dated at said Hampden, this July 16, 2013.

NOTICE: The municipality has a policy under M.R.S.A. Section 906 to apply all payments to the oldest outstanding tax obligation. If you are uncertain of the status of taxes on this property, contact the Tax Collector.

Principal	1,309.36
Interest	48.62
Demand	3.00
Cert Mail	6.11
<u>Total</u>	<u>1,367.09</u>


Cheryl M. Johnson
Collector of Taxes
Town of Hampden

Town of Hampden
106 Western Ave.
Hampden, ME 04444

CERTIFIED MAIL

EASTERN MAINE 044

16 JUL 20

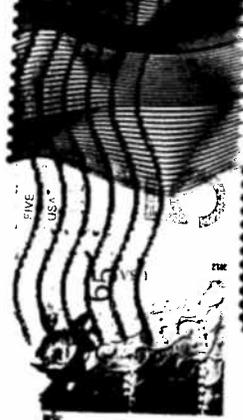


7104 2230 1690 2516 7093

999
TWO HORSE REALTY TRUST
4369 S. QUEBEC ST SUITE 7304
DENVER, CO 80237

1ST NOTICE
2ND NOTICE
RETURN

LN / T-20
012



USA 33



NIXIE

802 SE 1009 0008/22/13

RETURN RECEIPT REQ

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

PC: 04444143606 *1963-07717-15-34

8023782654 0435

BENDETT & McHUGH
A T T O R N E Y S A T L A W

August 30, 2012

Town Clerk
106 Western Avenue
Hampden, ME 04444

Dear Clerk:

Enclosed herewith please find a copy of a foreclosure complaint that we intend to record with the Registry of Deeds.

Sincerely,


Amanda L. Robertshaw | Paralegal

e-mail info @ bmpe-law.com

08-0-047
acct 999

compSTATE OF MAINE
PENOBSCOT: ss.

DISTRICT COURT
DIVISION OF S. PENOBSCOT
CIVIL ACTION
DOCKET NO. RE-_____

WELLS FARGO, NA AS TRUSTEE ON BEHALF OF IRWIN HOME EQUITY LOAN
TRUST 2006-2

PLAINTIFF

V.

ROBERT M. CLENDENNING

DEFENDANT

and

BANGOR SAVINGS BANK
EARL BLACK
TWO HORSE REALTY TRUST

PARTIES IN INTEREST

COMPLAINT FOR FORECLOSURE BY CIVIL ACTION
TITLE TO REAL ESTATE IS INVOLVED

106 Manning Mill Road, Hampden, Maine
Mortgage recorded in Penobscot County Registry of Deeds in Book 9167, Page 100

NOW COMES the Plaintiff, Wells Fargo, NA as Trustee on behalf of Irwin Home Equity Loan Trust 2006-2, by and through its attorneys, Bendett & McHugh, P.C., and complains against the Defendant pursuant to 14 M.R.S. § 6321 et seq., saying further as follows:

PARTIES

1. Plaintiff, Wells Fargo, NA as Trustee on behalf of Irwin Home Equity Loan Trust 2006-2, ("Plaintiff") is a national banking association, having a principal place of business located at c/o Green Tree Servicing, LLC, 7360 South Kyrene, Tempe, Arizona 85283.
2. Robert M. Clendenning ("Defendant") is the record owner, subject to Plaintiff's mortgage (*inter alia*), of the property identified above ("Property"), which is located at 106 Manning Mill Road, Hampden, in the County of Penobscot, in the State of Maine.

3. Upon information and belief, Bangor Savings Bank is a state savings bank, having a principal place of business located at 3 State Street, Bangor, Maine 04401.

4. Upon information and belief, Earl Black is an individual, having a principal place of residence in Bangor, Maine.

5. Upon information and belief, Two Horse Realty Trust is a trust, having a principal place of business located in Denver, Colorado.

FACTS

6. Defendant was the owner of certain real property located at 106 Manning Mill Road, Hampden, Maine (the "Premises") by virtue of a deed from Patrick E. Hunt, Esq., Personal Representative of the Estate of Vernon A. Rogers, dated August 28, 2001, and recorded in the Penobscot County Registry of Deeds on September 17, 2001 in Book 7869 at Page 243. On June 19, 2009, Robert M. Clendenning deeded the property to Two Horse Realty Trust, by deed recorded in the Penobscot County Registry of Deeds on November 6, 2009 in Book 11969 at Page 189.

7. On January 9, 2004, Defendant executed and delivered to Quicken Loans, Inc. a certain promissory note in the original principal amount of \$81,000.00 (the "Note").

8. To secure said Note in the amount of \$81,000.00, Defendant executed and delivered to Quicken Loans, Inc. a mortgage dated January 9, 2004 and recorded in the Penobscot County Registry of Deeds in Book 9167 at Page 100. A more particular description of the mortgaged real estate is provided by and through Exhibit A attached hereto and made a part hereof.

9. Said Mortgage was assigned to Plaintiff by an Assignment of Mortgage to be recorded on the Penobscot County Registry of Deeds.

10. On or before May 18, 2012, Plaintiff became and at all times since then has been the party entitled to collect the debt evidenced by said note and is the party entitled to enforce said mortgage.

11. Bangor Savings Bank claims or may claim an interest in the Premises by virtue of a mortgage deed from Defendant in the principal amount of \$29,200.00, dated June 29, 2004 and recorded in Book 9465 at Page 141 of the Penobscot County Registry of Deeds.

12. Earl Black claims or may claim an interest in the Premises by virtue of a mortgage deed from Defendant, dated May 22, 2006 and recorded in Book 10445 at Page 337 of the Penobscot County Registry of Deeds.

13. Two Horse Realty Trust claims or may claim an interest in the Premises by virtue of a quitclaim deed from Defendant, dated June 19, 2009 and recorded in Book 11969 at Page 189 of the Penobscot County Registry of Deeds.

14. Defendant is presently in default of the Note, having failed to make the monthly payment due September 1, 2011, and having failed to make all payments due thereafter. As a result thereof, Defendant has breached a condition of the Mortgage.

15. In compliance with the Note and Mortgage and/or 14 M.R.S. § 6111, on or about March 5, 2012, Plaintiff caused a Notice of Default to be sent to the Defendant and all other signatories of the Note and Mortgage, by certified mail, return receipt requested and/or by regular mail, postage prepaid.

16. Defendant has failed to cure the default, and in accordance with the Note and Mortgage, the Plaintiff has declared the entire principal amount outstanding, accrued interest thereon, and all other sums due under the Note and Mortgage to be presently due and payable.

17. As of August 14, 2012 the unpaid principal balance due to the Plaintiff under the terms of the Note and Mortgage is \$80,794.56, plus interest, late charges, expenses and reasonable attorneys' fees and costs.

18. Plaintiff anticipates that additional disbursements will be made for attorneys' fees and other services rendered during the foreclosure and sale.

19. By virtue of Defendant's breach of condition, Plaintiff hereby demands a foreclosure and sale of said real estate.

WHEREFORE, Plaintiff prays that this Honorable Court:

- A. Determine that there has been a breach of condition of the Mortgage;
- B. Determine the amounts due under the Note and secured by the Mortgage, including principal, interest, reasonable attorney's fees, court costs and other expenses;
- C. Find that the Defendant is liable for any deficiency balance remaining due to Plaintiff after the sale of the mortgaged real estate and application of the proceeds of sale (this prayer is void for any Defendant that did not execute the Note or Guaranty and for any Defendant who has been granted discharge in bankruptcy);
- D. Issue a Judgment of Foreclosure and Sale in conformity with Title 14, M.R.S. § 6322;
- E. Order exclusive possession of the real estate to Plaintiff upon the expiration of the statutory ninety (90) day period of redemption and direct the clerk to issue a Writ of Possession at the request of Plaintiff; and
- F. Grant such other and further relief as the Court may determine proper.

Respectfully submitted,

Wells Fargo, NA as Trustee on behalf of Irwin
Home Equity Loan Trust 2006-2

By its Attorneys,
BENDETT & MCHUGH, P.C.

Dated: 8-29-12

By: C. Wood
C. Jonathan Wood, #004993

Bendett & McHugh, PC
270 Farmington Avenue, Ste. 151
Farmington, CT 06032
800-626-5441

TAX ID NO. MAP 8 LOT 47

LAND SITUATED IN, PENOBSBOT COUNTY, MAINE

The land in Hampden, County of Penobscot, and State of Maine, to wit: Beginning at the Southwest corner of land formerly of George W. Hartford, now of Hartwell C. Miller; thence Easterly and Southerly online of said George W. Hartford land to land of J. R. Manning; thence Westerly on said Mannings Northerly boundary through an elm tree to the town road; thence Northerly on said road to the first mentioned bound.

Commonly known as: 106 MANNING MILL RD., HAMPDEN, ME 04444

ROGERS, VERNON 08-0
106 MANNING MILL ROAD -047

HAMPDEN, ME 04444 B7818P172
B P 000999

MAINE DHS 08-0
PATRICK E. HUNT, ESQ. 047

P O BOX 1306
ISLAND FALLS ME 04747
B7818P172 -08-0-047 00999

CLENDENNING, ROBERT M. 08-0
047

P O BOX 625
HAMPDEN, ME 04444
B7869P243 -08-0-047 00999

TWO HORSE REALTY TRUST 999

4369 S. QUEBEC ST SUITE 7304 08
DENVER CO 80237 0
B11969P189 B7869P243 047

NOTES

Map ltr sent 1/14/98
1/14/98 call from D. Rogers - House is vacant

41,000 13/14

2

9

5

1

PROPERTY DATA	
NEIGHBORHOOD CODE	50
STREET CODE	1 ^c
X-COORDINATE	1990/91
Y-COORDINATE	91/92
ZONING	92/93
11. RA	24. INT
12. RB	31. IA
13. Rural	32. IB
14. Season	33. IC
21. B	34. I2
22. BB	
23. BR	13
SECONDARY ZONE	99/00
TOPOGRAPHY	00/01
1. Level	5. Low
2. Rolling	6. Swampy
3. Above St.	7.
4. Below St.	8.
UTILITIES	01
1. All Public	5. Dug Well
2. Public Water	6. Septic
3. Public Sewer	7. Cess Pool
4. Drilled Well	9. No Utilities
STREET	46
1. Paved	4. Proposed
2. Semi-Improved	
3. Gravel	9. No Street
	21
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ASSESSMENT RECORD				
YEAR	LAND	BUILDINGS	EXEMPT	TOTAL
1990/89	14,410	41,140	4,000	51,550
1990/91	14,410	41,140	5,000	50,550
91/92	19,100	39,200	5,000	53,300
92/93	19,100	43,100	5,000	57,200
93/94	19,100	42,400	5,000	56,500
94/95	23,000	41,800	5,000	59,800
95/96	23,000	41,800	5,000	59,800
96/97	23,000	41,800	5,000	59,800
97/98	23,000	41,100	5,000	59,100
98/99	23,000	37,200	5,000	55,200
99/00	23,000	37,000	0	60,000
00/01	23,000	36,300	0	59,300
01/02	23,000	22,900	0	45,900
02/03	23,000	22,800	0	45,800
03/04	28,700	22,800	0	51,500
04/05	28,700	22,800	0	51,500
05/06	34,400	28,400	0	62,800
06/07	42,500	36,400	0	78,900
07/08	47,200	36,400	0	83,600
08/09	47,200	36,400	0	83,600
09/10	47,200	36,400	0	83,600
10/11	47,200	36,400	0	83,600
11/12	47,200	36,400	0	83,600
12/13	47,200	36,400	0	83,600
13/14	47,200	36,400	0	83,600
14/15	47,200	36,400	0	83,600
15/16	47,200	36,400	0	83,600
16/17	47,200	36,400	0	83,600
17/18	47,200	36,400	0	83,600
18/19	47,200	36,400	0	83,600
19/20	47,200	36,400	0	83,600
20/21	47,200	36,400	0	83,600
21/22	47,200	36,400	0	83,600
22/23	47,200	36,400	0	83,600
23/24	47,200	36,400	0	83,600
24/25	47,200	36,400	0	83,600
25/26	47,200	36,400	0	83,600
26/27	47,200	36,400	0	83,600
27/28	47,200	36,400	0	83,600
28/29	47,200	36,400	0	83,600
29/30	47,200	36,400	0	83,600
30/31	47,200	36,400	0	83,600
31/32	47,200	36,400	0	83,600
32/33	47,200	36,400	0	83,600
Total	2000			

SALE DATA

DATE(MM/YY)	PRICE	SALE TYPE	FINANCING	VERIFIED	VALIDITY
8/10/11	41,000	2	9	5	1

FRACT. ACRE

21. Homesite	21
22. Baselot	2.00
23.	.
24. Homesite	.
25. Baselot	.
26. Frontage 1	.
27. Frontage 2	.
28. Rear 1	.
29. Rear 2	.
30. Rear 3	.
31. Tillable 1	.
32. Tillable 2	.
33. Tillable 3	.

ACREAGE/SITES

2.00	0.90%
.	%
.	%
.	%
.	%
.	%
.	%
.	%
.	%
.	%
.	%
2.00	

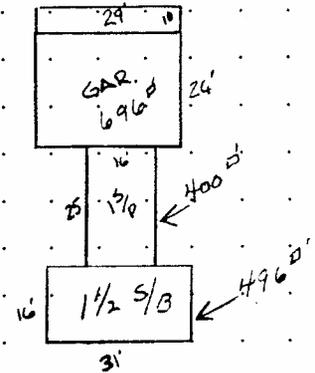
- 36. Pasture 3
- 37. Softwood
- 38. Mixed Wood
- 39. Hardwood
- 40. Waste
- 41.
- SITE
- 42. Moho Site
- 43. Condo Site
- 44.
- 45.
- 46. River Frontage

Pamela D

MAP 8 LOT 47

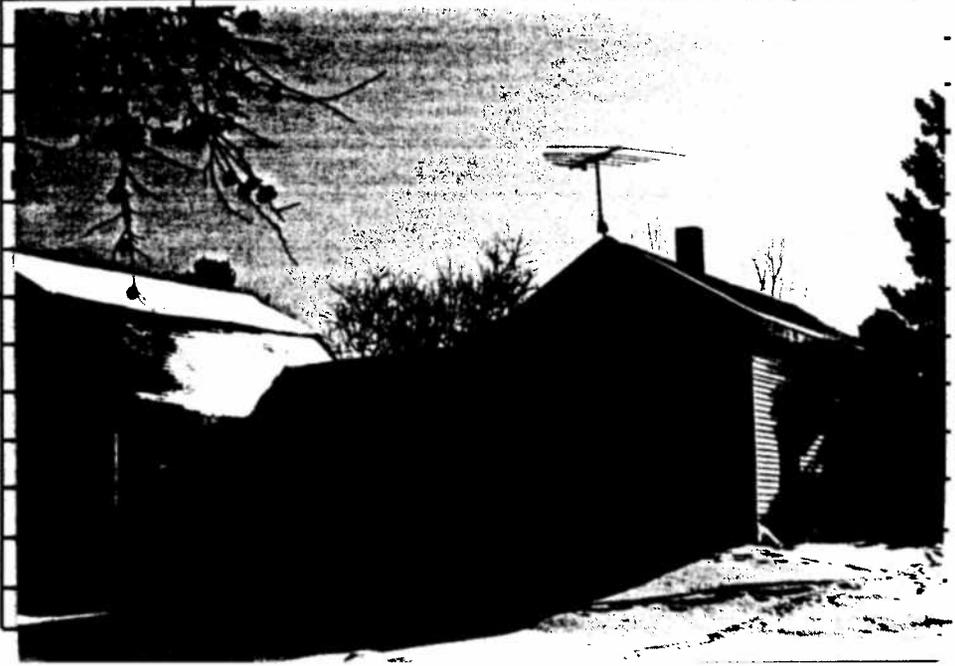
ACCOUNT NO. 999

BUILDING STYLE 1. Conv. 6. Split Lev. 2. Ranch 7. Contemp. 3. R. Ranch 8. Mod. Log 4. Cape 9. Other 5. Garrison	1	S/F BSMT LIVING	---	0	LAYOUT 1. Typical 2. Inadeq.	1
DWELLING UNITS	1	FIN BSMT GRADE	---	0	ATTIC 1. 1/4 Fin. 4. Full Fin. 2. 1/2 Fin. 5. Fl/Stairs 3. 3/4 Fin. 9. None	9
OTHER UNITS	0	HEAT TYPE % 1. HW BB 6. Grav. WA 2. HW Ct 7. Electric 3. Heat 8. Units 4. Steam 9. No Heat 5. FWA	5	100%	INSULATION 1. Full 4. Minimal 2. Heavy 9. None 3. Capped	4
STORIES 1. One 4. 1 1/2 2. Two 5. 1 3/4 3. Three 6. 2 1/2	4	COOL TYPE % 1. Refrig. 4. Cool Air 2. Evapor. 9. None 3. HeatPump	2	000%	UNFINISHED %	00%
EXTERIOR WALLS 1. Wood 6. Brick 2. Al/Vinyl 7. Stone 3. Comp. 8. Conc. 4. Asbestos 9. Other 5. Stucco	1	KITCHEN STYLE 1. Modern 3. Old Style 2. Typical 4. Obsolete	2		GRADE & FACTOR 1. E 4. B 2. D 5. A 3. C 6. AA	2 100%
ROOF SURFACE 1. Asphalt 4. Comp. 2. Slate 5. Wood 3. Metal 6. Other	1	BATH(S) STYLE 1. Modern 3. Old Style 2. Typical 4. Obsolete	2		SQ. FOOTAGE	0496
S/F MASONRY TRIM	---	# ROOMS Est ()	06		CONDITION 1. Poor 5. Avg + 2. Fair 6. Good 3. Avg - 7. V Good 4. Avg. 8. Exc.	2
YEAR BUILT Est ()	1851	# BEDROOMS	02		PHYS. % GOOD	00%
YEAR REMODELED ()	1916	# FULL BATHS	1		FUNCT. % GOOD	100%
FOUNDATION 1. Conc. 4. Wood 2. C. Blk 5. Slab 3. Br/Stone 6. Piers	3	# HALF BATHS	0		FUNCT. CODE 1. Incomp. 3. 2. Overbuilt 9. None	9
BASEMENT 1. 1/4 4. Full 2. 1/2 5. Crawl 3. 3/4 9. None	dirt 4	# ADDN FIXTURES	0		ECON. % GOOD	100%
BSMT GAR # CARS	0	# FIREPLACES	0		ECON. CODE 1. Location 3. Services 2. Encroach. 9. None	9
WET BASEMENT 1. Dry 3. Wet 2. Damp 9. None	3	ENTRANCE CODE			7-17-01	
		INFO. CODE 1. Inspect. 4. Vacant 2. Refused 5. Estim. 3. Info Only 6. Ext.			168	
		DATE INSP.			1-16-98	
					668	
					1206190	



No./Date	Description	Date Insp.

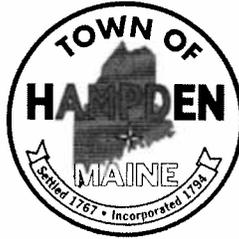
ADDITIONS, OUTBUILDINGS & IMPROVEMENTS							PERCENT GOOD		CODES
TYPE	YEAR Est ()	UNITS	GRADE	COND.	Phys.	Funct.	Phys.	Funct.	
001	1916	0400	21.00	2	---	100%	---	100%	1. 15 Fr 2. 25 Fr 3. 35 Fr 4. 1 1/25 Fr 5. 1 3/45 Fr 6. 2 1/25 Fr
023	1916	0696	21.00	2	---	100%	---	100%	Add 10 for Masonry
028	1916	0696	21.00	2	---	100%	---	100%	21. OFF 22. EFP 23. Garage 24. Shed 25. Bay Window 26. Overhang 27. Unf. Bsmt. 28. Unf. Attic 29. Fin. Attic
61	1916	9999	00.01	---	---	---	---	---	Add 20 for 2 Story
									61. Carport 62. Patio 349. Swimming Pool 64. Tennis Court 65. Stable w/Loft 66. Greenhouse 67. Natorium 68. Wood Deck 69. Jacuzzi



NOTES:

D-5-c

Town of Hampden
106 Western Avenue
Hampden, Maine 04444



Phone: (207) 862-3034
Fax: (207) 862-5067
email:
manager@hampdenmaine.gov

March 12, 2015

Mayor David Ryder
Hampden Town Council
106 Western Avenue
Hampden, ME 04444

RE: End of Employment Contract

Dear Mayor Ryder,

The purpose of this letter is to formally notify the Town Council that I am not requesting a new contract or an extension of the current contract at the end of June, 2015. Section 2, Item D of my contract requires a minimum of a sixty day notice prior to the end of the contract if either party wishes not to renew. By providing notice at this time, the Town will have a full three and a half months to find a new manager.

The Town of Hampden is an amazing community and I have been honored to be its manager for the past fourteen and a half years. Family health issues that have recently come to light have caused a change of plans, and Dan and I will be working to simplify our lives. However, it is my plan to work through the end of the contract, assisting the Council with the upcoming budget, selection of a public works director, and contract negotiations with the Police and Fire Unions, with my last day of work to be Tuesday, June 30, 2015.

I am hoping that this is a smooth and positive transition for the town employees, the Council, and the community.

Sincerely,

A handwritten signature in cursive script that reads 'Susan Lessard'.

Susan Lessard

TO: Hampden Town Council
FROM: Sue Lessard, Town Manager
DATE: March 12, 2015
RE: Manager Transition/Hire Plan - Consultant

The purpose of this memo is to let you know that I contacted Don Gerrish of Eaton Peabody Consulting and asked whether the firm would have time to be able to do a Manager search for the Town of Hampden. He indicated that they would and he is sending me a proposal for that. The cost is \$5,000. He is also sending a proposal for a workshop that would be held prior to that process which is geared toward helping Boards or Councils better understand their roles and the role of the manager – and to help Boards/Councils work more effectively together. A session such as this prior to starting the Manager search process might also help the Council to determine what type of Manager they are looking for before they start the search. That session would be \$800. The total of the two items is below the amount required for a bid I will forward those proposals as soon as they are received.

DRAFT
SERVICES COMMITTEE MEETING
Monday, March 9, 2015

Attending:

- | | |
|------------------------------|--|
| Mayor David Ryder | Councilor William Shakespeare |
| Councilor Carol Duprey | Councilor Terry McAvoy |
| Councilor Dennis Marble | Councilor Stephen Wilde |
| Councilor Greg Sirois | Susan Lessard, Town Manager |
| Thomas Brann | Janet Hughes |
| Pool Director Darcey Peakall | Papermill Park Vol. Coordinator Jeremy Jones |

The meeting was opened at 6 p.m. by Chairman McAvoy.

1. MINUTES – 2/10/2015 – The minutes of the 2/10/15 meeting were reviewed and approved as written.
2. OLD BUSINESS
 - a. Parks Update – The Town Manager provided requested information related to replacement cost for the charcoal grills at Dorothea Dix Park. They can be purchased already built for less than the Town could have them made for at a metal shop so the Town will move forward with purchasing four new ones to be installed when the park is open again. Also, there will be a meeting on March 26th at 6:30 at the Skehan Center to begin discussions of a recreation plan for the Town. Everyone is invited to attend.
 - b. Cable TV Equipment Needs Update – The Town Manager reported that she and the Town Clerk and GIS/IT Specialist had met with Rodney Verrill from NESCOM and gotten information related to the cost for cameras, sound, and broadcast equipment of approximately \$65,000. However, that cost could be reduced somewhat if lighting issues in the council chambers were addressed. She also informed the Committee that Time Warner was not being cooperative with the Cable Consortium in terms of moving forward with new cable contracts for the communities that are part of the Consortium. There is no way to know when the Town will receive the \$50,000 from Time Warner that is connected to the new contract that was discussed for use to pay for this project. Also discussed was whether this project should be put out to bid. The Committee will discuss this aspect when it has more information. The Manager will report back to the April Services meeting with more information.
3. NEW BUSINESS
 - a. Pool Director/Review of Current Budget & Operations – Pool Director Darcey Peakall attended the meeting and answered questions from Committee members related to hours of operations, staff wages, and program offerings. There was some discussion and disagreement as to whether or not this session was necessary given that budget discussions will be held in another month or two.
 - b. Flag Project – Request for Town to assume – Dr. Allison Berube had emailed the Town Manager requesting that the Town take over the flag project that was started a number of years ago. The history of the project was discussed

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and concerns raised over the Town adding additional costs to its operations. It presently operates that the group had been putting up the flags in the Spring and replacing any that were damaged and the Town had them taken down when the Christmas decorations were put up in November. The group has \$1491.36 remaining in its treasury that would be turned over to the Town. Motion by Councilor Duprey, seconded by Councilor Marble to recommend to the Council that the Town take over the flag project until funds run out for its operation. Unanimous vote in favor.

- c. Veteran's Memorial – Request for Town to assume – Dr. Berube also sent an email requesting that the Town take over responsibility for adding names to the Veteran's Memorial and selling pavers for it. The treasury has \$5,069.31 that would be turned over to the Town. Several questions were raised in regard to the monument that the Committee wants answers for before making a decision. The Manager will get information related to the cost for engraving names on the monument, the cost of pavers to buy and the price that pavers are sold for, as well as information related to the 'rules' developed for inclusion of names on the monument and whether there are names waiting to be engraved. The Manager will report back at the next meeting.
 - d. Children's Day Status – Former Mayor Janet Hughes and former Councilor Thomas Brann attended the meeting seeking information about the status of Children's Day and expressed the desire to see if there was any way that the event could be held this year, even as a scaled-down version. The difficulty with finding volunteers was discussed, as was fundraising, assisting at the event, and cleanup. Janet Hughes asked the Committee for another month to investigate options and would come back to the Committee with information at their next meeting.
4. PUBLIC COMMENTS - None
 5. COMMITTEE MEMBER COMMENTS – None

The meeting was adjourned at 7:30 p.m.

Respectfully submitted,

Susan Lessard
Town Manager

**TOWN OF HAMPDEN
PUBLIC SAFETY DEPARTMENT**

**POLICE VEHICLE
BID SHEET**

**March 12, 2015
12:00 p.m.**

BIDDER	VEHICLE	BID AMOUNT
Quirk - Augusta	2015 Ford Utility Interceptor	\$27,395.00
Quirk - Augusta	2015 Chevy Tahoe ^{special services} _{5W14}	\$34,854.00
Quirk - Augusta	2015 Chevy Tahoe ^{ac1} _{option}	\$33,680.00
Thornton Bros.	2015 Dodge Durango	\$31,611.00
Quirk - Augusta	2016 Ford Utility Interceptor	\$31,171.00
O'Connor GMC	2015 Chevy Tahoe ^{Police Pursuit}	\$33,335.45

NOTE: sealed Bid received from Darling's Ford after noon deadline @ 12:09 pm. Bid was not opened.