

**RESOLVE #R-2010-1 REGARDING RECOMMENDATIONS FOR THE SENIOR CITIZENS' PROGRAM**

Whereas, a special committee, referred to as the Senior Citizens' Study Committee, was authorized by the Bucksport Town Council to review and provide recommendation to the town council regarding the services rendered to senior citizens of the community; and,

Whereas, the three services include transportation, meals, and senior activities; and,

Whereas, the committee has completed its task and has outlined its findings and recommendations in a report provided to the town council; and,

Whereas, a public hearing has been held to receive comments from interested citizens regarding the proposed goals and objectives; and,

Whereas, the report also identifies who will be responsible to implement the goals and objectives:

Be it resolved by the Bucksport Town Council in town council assembled that the report from the Senior Citizens' Study Committee including its goals and objectives be accepted by the Bucksport Town Council.

Be it further resolved that the plan be implemented as outlined by the report and a status report regarding implementation be provided by the Town Manager to the town council on a quarterly basis.

**Acted on July 9, 2009**

Yes 7 No 0 Abstained \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

**RESOLVE #R-2010-2 AUTHORIZING BALANCES TO BE CARRIED FORWARD**

Be it resolved by the Bucksport Town Council in town council assembled that the following balances be carried forward into the 2010 fiscal year

Account Numbers #521-97 pavement  
#521-99 pavement sidewalks  
#56-7002 recreation revenues

**Acted on July 9, 2009**

Yes 7 No 0 Abstained \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-3 AUTHORIZING PURCHASE OF AN EQUIPMENT TRAILER TO BE PAID FROM THE HIGHWAY EQUIPMENT RESERVE**

Whereas, the Highway Department has requested authorization to purchase an equipment hauling trailer (2 ton capacity) to replace a current 1995 Hudson Bros trailer that does not have the structural integrity to carry the JCB skid steer; and,

Whereas, it is estimated that a unit can be purchased not to exceed \$6,000; and,

Whereas, there are adequate funds in the Highway Equipment Reserve Account to make the purchase:

Be it resolved by the Bucksport Town Council in town council assembled that the Highway Department be authorized to purchase an equipment hauling trailer in an amount not to exceed \$6,000 and such is to be paid from the Highway Equipment Reserve Account.

Be it further resolved that a minimum of three quotes be obtained and the results be reported to the town council for their consideration prior to the actual purchase of the trailer.

**Acted on July 9, 2009**

Yes 7 No 0 Abstained \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-4 AWARDING THE CONTRACT FOR PURCHASE OF  
DIESEL AND GASOLINE FOR THE PERIOD 7-1-2009 TO 6-30-2010**

Whereas, bids have been received for purchase of gasoline and diesel for town and RSU# 25 for the period 7-1-2009 to 6-30-2010; and,

Whereas, bids were as follows:

	<b>Webber</b>	<b>No Frills</b>	<b>Dysarts</b>
	Fee + Tank Price	Fee + Tank Price	Fee + Tank Price
Diesel	.1749- 1.9509 *	.10- 2.049	.15- 1.9199
Gasoline	.1749- 2.0865 *	no bid	.20- 1.9321

\*If the cost of Motor Fuel escalates to a point where it exceeds the bid price handling fee, the increase difference will be passed on to the customer.

Be it resolved by the Bucksport Town Council in town council assembled that the bid for gasoline and diesel for the period 7-1-2009 to 6-30-2010 be awarded to Dysart for the fees outlined above, understanding the tank price will change with the market.

**Acted on July 9, 2009**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-5 AUTHORIZING EXPENDITURE FROM THE AES  
DEFENSE FUND FOR SIGNING FOR THE BUCKSPORT PERFORMING ARTS  
CENTER**

Whereas, a request has been made to install a sign on the Bucksport Performing Arts Center before it is transferred to the RSU; and,

Whereas, a request was also made to install signs at several areas along Miles Lane to identify the location of the facility; and,

Whereas, the estimated cost of having the sign on the building constructed and installed is \$2,500; and,

Whereas, the costs of the directional sign and post is \$200; and,

Whereas, a balance of \$3,966 remains in the AES Defense Fund; and,

Whereas, it was recommended several years ago by the town's auditor that the funds should be expended whereas the original purpose for the account has been expired; and,

Whereas, the funds were derived from donations and interest earned on the account:

Be it resolved by the Bucksport Town Council in town council assembled that expenditures not to exceed \$2,700 be authorized to install a sign on the Bucksport Performing Arts Center identifying it as such and to pay for directional signs for placement along Miles Lane.

Be it further resolved that the cost be charged to the AES Defense Fund Reserve Account.

**Acted on July 9, 2009**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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## **TOWN MANAGER'S REPORT**

Enterprise Grant- The railings for the bridge, silhouettes for the street signs, and the footings for the informational sign that will be installed on the bridge will be completed by next week. In addition, the leak in the liner for the pond will be repaired at the same time. I expect everything to be completed and in operation by festival time.

Maine Investment Trust Fund- The balance of the grant funds will be used to install granite curbing on the back side of three parking lots that include the lot next to the Town Office, the Ferry Landing Parking Lot, and the Colby Parking Lot located adjacent to the Pizza House. Request for Proposals to complete the work are currently being sought and will be forwarded to the Town Council for a contract award at the next meeting. The work will not be completed in time for the festival.

Waterfront Walkway- The pavers have been installed and the edges of the walkway are currently being backfilled. We continue to have problems with the storm water coming from the Irving parking lot. I plan to seek a solution to this problem before the project is completed. Plantings along the new walkway will be completed during the week ending July 25.

Road Projects- All of the planned paving has been completed except for a section on Bridge Street and the planned road improvement projects identified for the summer months. All streets scheduled for reclaiming have been completed and should be repaved by the end of July or early August pending favorable weather. Drainage problems have been reoccurring along Spring Street with the existing system. Efforts will be made to try to repair some of the areas where the flow of water is being restricted. Millett Associates continues to work on a long term plan to address the drainage problem for the Townsite and along Miles Lane. He should have preliminary plans by the end of August.

Energy Audit- Nine proposals were received in response to the town's RFP. The Superintendent of Schools and I will be meeting with two of the firms next week to discuss their proposals in greater detail. Hopefully a recommendation will be available for town council consideration at the July 30 town council meeting.

CDBG Housing Assistance- The Phase II application has been submitted to the Office of Economic and Community Development for processing. An RFP for architectural services for the project will be advertised next week.

Concession Stand- All of the painting and finish work should be completed by the end of next week. The Highway Department will begin to install the waterline and sanitary sewer the third week of July.

Financial Statement- I have provided you with copies of the revenue and expense reports for the period ending 6-30-2009. Additional yearend adjustments need to be made. Once the Finance Director has completed these adjustments, a final copy will be provided for

your review. In the meantime, if you have any questions regarding the information, please feel free to contact me or the Finance Director.

**RESOLVE #R-2010-6 AUTHORIZING ACCEPTANCE OF A FY 09 RECOVERY  
ACT EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT  
PROGRAM LOCAL SOLICITATION**

Whereas, the Town of Bucksport has been offered a FY 09 Recovery Act Edward Byrne Memorial Justice Assistance Grant Program Local Solicitation in the amount of \$55,647 from the Department of Justice; and,

Whereas, \$18,848 is designated for the Town of Bar Harbor and \$36,799 is for the Town of Bucksport; and,

Whereas, the Bucksport Police Department has proposed to purchase equipment with the funds, of which a list was previously provided to the Bucksport Town Council for review; and,

Whereas, the Bucksport Police Chief will be responsible to administer the grant in accordance to the program's policies and regulations:

Be it resolved by the Bucksport Town Council in town council assembled that funding from FY 09 Recovery Act Edward Byrne Memorial Justice Assistance Grant Program Local Solicitation in the amount of \$55,647 be accepted by the Town of Bucksport, of which \$36,799 will be used by the Bucksport Police Department to purchase equipment previously identified by list provided by the police department and \$18,848 for the Town of Bar Harbor Police Department.

Be it further resolved that the Bucksport Police Chief will be responsible to administer the grant funds in accordance to program polices and regulations.

**Acted on 7-30-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-7 REGARDING FUNDING FOR CHALLENGING CHOICES PROGRAM**

Whereas, the Bucksport Recreation Department has developed and operated a Challenging Choices Program and Diversion Program; and,

Whereas, the programs were funded by state and federal funds; and,

Whereas, efforts have been made to seek funding to continue the Challenging Choices Program but the results have been unsuccessful; and,

Whereas, supporters of the program were encouraged to come back to the town council if efforts to obtain state and federal funding were unsuccessful; and,

Whereas, the recreation director has identified funding in combination with other funds from Communities for Children and Youth to continue the program at a level of 32 hours per week; and,

Whereas, the Recreation Director is in agreement to fund the position up to 38 hours per week and to pay for these additional hours from his recreation revenue reserve account if so permitted by the town council; and,

Whereas, the cost for the additional hours with benefits for a part-time regular employee is \$4,600 plus benefits of \$960, which total \$5,560; and,

Whereas, the additional funding will be used as gap funding and efforts will continue to seek the necessary funds to establish the position as a full-time position but not to extend later than 6-30-2010; and,

Whereas, the Superintendent for RSU #25 has agreed to work with the group to obtain a grant through the school for the position:

Be it resolved by the Bucksport Town Council in town council assembled that the Recreation Director be permitted to expend an amount not to exceed \$5,560 as gap funding to increase the hours for the program director for Challenging Choices and the Diversion Program to 38 hours per week ending June 30, 2010.

Be it further resolved that if funding cannot be obtained beyond the period of 6-30-2010, the position will no longer be funded from local funds except for programs that are funded in conjunction with the regular recreation program activities.

**Acted on 7-30-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-8 AUTHORIZING CONTRACT FOR ENERGY AUDIT SERVICES**

Whereas, the town requested proposal for an energy audit of municipal buildings; and,

Whereas, nine proposals were received; and,

Whereas, the cost of each proposal is as follows:

	<b>Cordjia</b>	<b>Green- Bridge</b>	<b>E. Ryan</b>	<b>Woodard Curran</b>	<b>GECS</b>	<b>Harriman</b>	<b>McCormick</b>	<b>EMG</b>	<b>Energy Engineer</b>
High School	\$18,640	\$6,200	\$3,680	\$9,300	\$28,200	\$13,484	\$5,445		\$24,500
Middle School	\$14,335	\$4,800	\$3,680	\$8,800	\$21,700	\$9,800	\$4,186		\$23,500
Miles Lane School	\$10,510	\$4,400	\$2,990	\$7,800	\$15,800	\$7,200	\$3,059		\$17,400
Jewett School	\$6,825	\$3,000	\$2,990	\$7,800	\$12,870	\$4,758	\$1,990		\$12,597
Luman Warren	\$2,700	\$750	\$2,185	\$3,800	\$5,500	\$2,100	\$790		\$5,467
Orland School	\$6,870	\$3,400	\$2,990	\$7,800	\$10,400	\$4,758	\$2,004		\$12,597
Public Safety	\$2,890	\$1,000	\$2,185	\$7,300	\$4,900	\$2,500	\$840		\$6,467
Town Garage	\$2,890	\$750	\$2,185	\$5,800	\$4,900	\$2,500	\$840		\$6,467
Transfer Station	\$1,440	\$700	\$690	\$5,200	\$2,000	\$1,600	\$420		\$5,000
Wastewater	\$915	\$1,000	\$460	\$9,300	\$1,600	\$1,200	\$266		\$5,000
Waterfront lights	\$1,250		\$230	\$1,500	\$300	\$900	\$0		\$3,000
Other expenses			\$1,650		\$7,600				
<b>Total</b>	<b>\$69,265</b>	<b>\$26,000</b>	<b>\$25,915</b>	<b>\$74,400</b>	<b>\$115,770</b>	<b>\$50,800</b>	<b>\$19,840</b>	<b>\$67,146</b>	<b>\$121,995</b>

Whereas, the town manager and superintendent of schools interviewed two of the low bidders and has recommended that the contract be awarded to McCormick Facilities Management:

Be it resolved by the Bucksport Town Council in town council assembled that McCormick Facilities Management be awarded the contract to prepare an energy audit for town owned facilities that include the public safety building, town garage, transfer station, wastewater treatment facility and waterfront lights in the amount of \$2,366.

Be it further resolved that the costs of the audit be charged as follows: \$840 to the Public Safety Building Reserve, \$840 to the Town Garage Reserve, \$420 to the Transfer Station Reserve and \$266 to the wastewater treatment facility.

**Acted on 7-30-2009**

**Yes 7 No 0 Abstained**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-9 AUTHORIZING RSU USE AGREEMENT**

Be it resolved by the Bucksport Town Council in town council assembled that the User Agreements as directed by the RSU Plan, such being between the Town of Bucksport and RSU #25 be approved and signed by the Town Manager.

Be it further resolved that a copy of the agreement be made part of this resolve and recorded at the Registry of Deeds, Hancock County.

**Acted on 7-30-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-10 AUTHORIZING SIGNATURE OF DEEDS  
TRANSFERRING SCHOOL PROPERTY TO RSU# 25**

Be it resolved by the Bucksport Town Council in town council assembled that the deeds transferring property to RSU #25 as directed by the RSU Plan be approved and the town manager be authorized to sign the deeds.

Be it further resolved that the deeds be recorded at the Registry of Deeds, Hancock County.

**Acted on 7-30-2009**

**Yes   7   No   0   Abstained**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-11 REGARDING FUNDING FOR THE FALL FESTIVAL**

Whereas, the Downtown Committee through the Chamber of Commerce, is requesting funds from the Bucksport Town Council for a “Wicked Fall Festival” to be held on October 24, 2009; and,

Whereas, startup funds are needed to pay for the costs of mailings, banners, decorations and advertising; and,

Whereas, the Downtown Committee will use the startup funds to seek other private funds to support the activity:

Be it resolved by the Bucksport Town Council in town council assembled that an appropriation be made to the Chamber of Commerce in the amount not to exceed \$500 to be used solely for the purpose of funding a Wicked Fall Festival and such be charged to the Economic Development Marketing Program.

Be it further resolved that the all expenditures paid from the appropriation be supported by receipts or invoices and submitted to the Bucksport Town Office and all proposed activities must be approved by the Bucksport Town Council.

**Acted on 7-30-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-12 AUTHORIZING PURCHASE OF AN EQUIPMENT  
TRAILER FOR USE BY THE HIGHWAY DEPARTMENT**

Whereas, the town council previously authorized the public works director to seek quotes for the purchase of a 3 ton equipment trailer; and,

Whereas, three quotes were received as follows:

Harvey Trailer	Bri-mar Model HT20D-12	\$6,395.00
Maine Trailer	CAM Superline 6CAMN18STT	\$5,995.00
TBA, Inc.	Downeaster Model TET6185	\$5,517.00

Whereas, the public works director recommends the purchase of a Downeaster Model TET615 3 ton tilt trailer in the amount of \$5,517.00 from TBA, Inc.:

Be it resolved by the Bucksport Town Council in town council assembled that the public works director be authorized to purchase a new 3 Downeaster Model TET6185 3 ton trailer in the amount of \$5,517.00 from TBA, Inc.

Be it further resolved that the cost of the purchase be charged to Highway Equipment Reserve Account.

**Acted on 7-30-2009**

Yes 7 No 0 Abstained     

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-13 AUTHORIZING AMBULANCE WRITE-OFFS**

Be it resolved by the Bucksport Town Council in town council assembled that aged accounts receivable for the ambulance service in the amount of \$9,707.09 for the period April 1, through June 30, 2008 be written off.

**Acted on 7-30-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-14 APPROVING ADDITIONAL IMPROVEMENTS IN  
CONJUNCTION WITH THE ENTERPRISE GRANT**

Whereas, numerous improvements were completed at Peary's Landing with funds from an Enterprise Grant; and,

Whereas, all funds have been expended from the Enterprise Grant; and,

Whereas, additional projects have been identified that include:

1. a weather vane on the cupola at the CSO Building \$1,200 estimated cost
2. modifications to the kiosks \$500 actual quote
3. light for the fountain \$1,400 estimated cost
4. additional sign mounts attached to poles (2) \$600 estimated cost
5. rings for flower baskets attached to poles (2) \$200 estimated cost
6. parking lot striping \$400 estimated cost

Be it resolved by the Bucksport Town Council in town council assembled that the following projects be completed in conjunction with improvements at Peary's Landing and along Main Street.

Be it further resolved that the cost of these improvements be charged to TIF Revenue Account.

**Acted on 7-30-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

  

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**RESOLVE #R-2010-15 REGARDING FUNDING FROM THE SMALL  
COMMUNITY GRANT PROJECT**

Whereas, the town of Bucksport has received a grant in the amount of \$13,500 from the Maine Department of Environmental Protection (MDEP) for small system replacement; and,

Whereas, bids were requested and Arey Construction submitted a low bid in the amount of \$7,684; and,

Whereas, the results of the bid requests were submitted to MDEP for their review and approval; and,

Whereas, MDEP has approved the contract award to Arey Construction:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for replacement of a small system for Marilyn Shaw in the amount of \$7,684 be awarded to Arey Construction.

Be it further resolved that Jeff Hammond, CEO will administer the grant pursuant to the program rules and regulations and is authorized to issue change order(s) as determined to be necessary pursuant to the condition that the change order(s) does not exceed the amount available from the grant.

**Acted on 7-30-2009**

**Yes   7   No   0   Abstained**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #2010-16 REGARDING IMPROVEMENTS AT THE  
WASTEWATER TREATMENT FACILITY**

Whereas, additional improvements are necessary at the treatment plant and at pump station #3 to operate all pumps by using a variable frequency drive (vfd); and,

Whereas, the opportune time to make these changes is while the system is being wired for the new SCADER system; and,

Whereas, quotes have been received from the contractor to install a new vfd at pump station 3 and at the treatment plant for sludge pump #2; and,

Whereas, the quotes are \$22,567 for pump station 3 and \$7,997 for the sludge pump; and,

Whereas, there are ample funds in the reserve account to cover the cost of these improvements:

Be it resolved by the Bucksport Town Council in town council assembled that expenditures totaling \$30,564 for installation of a vfd for one pump at pump station 3 and one vfd for one sludge pump at the wastewater treatment facility, be authorized.

Be it further resolved that the cost be paid for from the Sewer Reserve Account.

**Acted on 7-30-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-17 APPOINTING A MEMBER TO THE RSU FACILITIES  
AND MAINTENANCE SUBCOMMITTEE**

Whereas, the reorganization plan for RSU #25 calls for a facilities and grounds sub committee to support the work of the RSU 25 School Board; and,

Whereas, the plan calls for the subcommittee membership to be comprised of eight members, with representation by two individuals from each of the member communities; and,

Whereas, four of the eight members will be selected by each of the member communities:

Be it resolved by the Bucksport Town Council in town council assembled that Jeff Robinson is appointed to represent the Town of Bucksport on the RSU #25 Facilities and Ground Subcommittee.

**Acted on 7-30-2009**

Yes 7 No 0 Abstained \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-18 REFERRING CHANGES TO THE TOWN CHARTER TO THE ORDINANCE COMMITTEE**

Whereas, the citizens of the Town of Bucksport voted to join a Regional School Unit (RSU); and,

Whereas, the RSU is a separate legal entity of its own standing governed pursuant to the Maine Revised Statutes Annotated; and,

Whereas, the Bucksport Town Charter established the conditions by which the Bucksport School Department was governed by; and,

Whereas, all issues pertaining to education in Bucksport is now the responsibility of RSU #25; and,

Whereas, the Bucksport Town Charter should be amended to remove all references to the Bucksport School Department since it no longer exists:

Be it resolved by the Bucksport Town Council in town council assembled that changes to the Bucksport Town Charter that pertain to the Bucksport School Department be referred to the Ordinance Committee for review and recommended changes.

**Acted on 8-11-2009**

**\*\*Council Members voted unanimously to table this Resolve indefinitely**

**Yes \_\_\_ No \_\_\_ Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-19 SETTING GOALS FOR THE PERIOD 7-1-2009 TO  
6-30-2010**

Whereas, the Bucksport Town Council chooses to establish a list of goals to pursue during the period 7-1-2009 to 6-30-2010; and,

Whereas, following is a list of goals that have been identified by the Bucksport Town Council:

1. Implement goals and objectives identified by the Senior Citizens' Study Report.
2. Complete adoption of the proposed Land Use Ordinance.
3. Implement recommendations outlined by the energy audit of municipal buildings with paybacks of less than five years.
4. Investigate and pursue alternative sources of energy particularly gas, wood and wind.
5. Support redevelopment and use of the Jed Prouty Motel as a key component of the Bucksport Downtown Plan and Bucksport Economic Development Plan.
6. Pursue development of plans to extend utilities and the road in the industrial park expanded area.
7. Pursue improvements to Central Street, from Broadway to a point 600' east of the Race Course Road.
8. Support storm water drainage improvements in the area of the Townsite and Miles Lane, from Broadway to Route 1.
9. Pursue expansion of the Miles Lane Trail.
10. Pursue development of plans to enhance parking opportunities at the Silver Lake public landing located off Silver Lake.
11. Pursue development of housing opportunities with services for elderly regardless of income.
12. Prepare for a new Town Manager.

Whereas, the list of goals will provide as guidance to department heads and the town manager of issues of importance and priority to the Town Council to be worked on:

Be it resolved by the Bucksport Town Council in town council assembled that the above list of goals be adopted, such list being for the purpose of providing guidance to the town manager and department heads of those issues the town council sees as important matters to be developed and implemented when the opportunity exist during the period 7-1-2009 to 6-30-2010.

**Acted on 8-11-2009**

**Yes   5   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-20 APPROVING CHANGES TO THE ICMA 457 PLAN**

Whereas, ICMA-RC provides an array of services to public employers for the operation of employee retirement plans including, but not limited to, investment advisory services, communications concerning investment alternatives, account maintenance, account record-keeping, investment and tax reporting, transaction processing, benefit disbursement and asset management; and,

Whereas, Managed Accounts is a new discretionary investment advisory service provided as part of ICMA-RC's Guided Pathways program, a suite of investment services designed to assist participants in reaching their retirement objectives; and,

Whereas, Managed Care is a discretionary asset allocation and management service designed for participants who want to delegate their individual Plan investment decisions to a financial expert; and,

Whereas, participants are charged an asset-based fee for Managed Accounts; and,

Whereas, the annual fee is .60% for the first \$25,000, .55% for the next \$25,000, .45% for the next \$50,000, .35% for the next \$150,000 and .25% for over \$250,000:

Be it resolved by the Bucksport Town Council in town council assembled that the offer by ICMA-RC to expand the current program to include Managed Accounts be approved and the Town Manager be authorized to execute the Service Agreement.

Be it further resolved that the service is not mandatory and if selected by the employee, an annual fee will be assessed and paid for by the participating employee.

**Acted on 8-11-2009**

**Yes   5   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-21 AUTHORIZING CONTRACT FOR ARCHITECTURAL SERVICES FOR GARDNER COMMONS**

Whereas, proposals were requested from interested architectural firms for services to prepare plans for improvements at Gardner Commons; and,

Whereas, proposals were submitted by four firms as listed on an attached sheet; and,

Whereas, it is necessary for the Finance Committee to meet and review the proposals to determine which firm will be awarded the contract; and,

Whereas, the cost of the services will be paid from the proceeds of the Community Development Block Grant:

Be it resolved by the members of the Bucksport Town Council in town council assembled that the Finance Committee be authorized to award the contract for architectural services for Gardner Commons.

Be it further resolved that the cost of the services be paid for from the proceeds of the grant.

**Acted on 8-11-2009**

**Yes   5   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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## TOWN MANAGER'S REPORT

**Waterfront Walkway Extension-** The project has been completed and came in under budget. MDOT will be painting the graffiti on the bridge abutment and girders within the next few weeks. The Town Council may want to consider establishing an ordinance that will prohibit unauthorized individuals from entering the fenced area as well as painting graffiti on the bridge and abutment once the existing graffiti has been painted over.

**Concession Stand - Everything** has been completed except the water and sewer connection and landscaping. Hopefully, the highway crew will have a chance to complete the utility installations within the next few weeks.

**Highway Improvements-** Work should be completed on Pond Street by August 21. Work is expected to begin on Franklin Street after September 1. Once that project is complete, all scheduled projects should be completed.

**Storm Drain Program for the Townsite and Miles Lane-** Mike Millett has completed the preliminary work regarding the drainage problem in the Townsite and along Miles Lane from Broadway to Route 1. The next step is to conduct an income survey to determine whether 51% of the property owners in each target area meet the CDBG low to moderate income guidelines. If the 51% income requirement is meant, a CDBG application can be filed for a 2010 CDBG to complete the improvements. Hancock County Regional Planning Commission has been engaged to complete an income survey for each target area.

**Energy Audit-** The contract has been signed with McCormick Management to conduct the audit. A request was submitted by the firm for information regarding each building. That information will be forwarded to the firm by the end of next week. Once the information is received, the company will begin the audit.

**Gardner Commons Improvements-** Proposals have been received from four interested firms to complete the plans and specifications for the project. Hopefully, the Finance Committee will be able to meet during the week of August 17 to 21 to select the architectural firm. Plans should be ready for bids by the middle of October.

**Treatment Plant Improvements-** The SCADA system has been installed at the treatment plant, pump station 1 and 2 and at the CSO building. The firm should have the rest of the pump stations hooked up to the new system by the end of August. The plant is operating very well and the staff has been able to reduce chemical use by 30 to 50 percent. I have attached comparative tables noting the use of chemicals for July 2008 verses July 2009.

**RESOLVE #R-2010-22 REGARDING REQUEST FOR A MORATORIUM ON  
QUARRIES**

Whereas, a group of concerned citizens have requested that the Bucksport Town Council consider a moratorium on quarries; and,

Whereas, the group has been informed that the Ordinance Committee is not at this time revising the ordinance pertaining to quarries to the degree the Citizens' Group has determined will protect residential property owners; and,

Whereas, during a recent Zoning Board of Appeal meeting, an attorney representing an applicant for a quarry in Bucksport stated that the current Land Use Ordinance or lack of a strong one was a deciding factor in locating in Bucksport; and,

Whereas, a similar request for a moratorium was honored by the Town of Hampden and the decision to grant the moratorium has been seen as beneficial for the community and its citizens; and,

Whereas, the group claims that there is considerable evidence regarding noise, stormwater run-off and negative impact on watershed, reduced property value, and traffic issues, especially on Route 46, that supports this action; and,

Whereas, the proposed Land Use Ordinance limits quarries only to areas that have access to Route 46 and Route 15; therefore, increasing the potential of additional requests for quarries along Route 46; and,

Whereas, it is argued that Route 46 cannot support the level of truck traffic that is associated with a quarry or quarries; and,

Whereas, there is no application for a quarry pending in front of the Planning Board at this time; and,

Whereas, it is stated having a moratorium will allow the group to work with the Ordinance Committee to help propose standards that will extend more protection to the property owners beyond what exist in the current Land Use Ordinance and the proposed ordinance; and,

Whereas, a development moratorium is a type of ordinance and should be in the form of an ordinance and acted upon as such:

Therefore, be it resolved by the Bucksport Town Council in town council assembled that the request for a moratorium on quarries in Bucksport received from a group of concerned citizens be referred to the Ordinance Committee.

Be it further resolved that the Ordinance Committee is to return a proposed ordinance to establish a moratorium on quarries at the next town council meeting scheduled for September 24, 2009 at which time the Bucksport Town Council will consider introducing such ordinance.

**Acted on 9-10-2009**

**Yes   1   No   6   Abstained \_\_\_\_\_ (Yes-Lisa Whitney)**

**Attested by Kathy Downes, Town Clerk**

\_\_\_\_\_

**RESOLVE #R-2010-23 TO ESTABLISH A FUND TO PAY FOR  
COLONOSCOPIES**

Whereas, the Bucksport Bay Healthy Communities Coalition (BBHCC) is seeking funds to pay for colonoscopies through grants and donations; and,

Whereas, the group is requesting that the Bucksport Town Council consider authorizing BBHCC to submit applications for grants and donations for this purpose; and,

Whereas, the group is also requesting that the Bucksport Town Council establish an account for the purpose of receiving the funds that may be received by BBHCC to pay for colonoscopies and the funds are to be distributed following guidelines that will be provided by BBHCC and approved by the Bucksport Town Council.

Therefore, be it resolved by the Bucksport Town Council in town council assembled that the request to authorize Bucksport Bay Healthy Communities Coalition to seek grants and donations to pay for colonoscopies be approved.

Be it further resolved that an account be established by the Town of Bucksport for the purpose of receiving funds that Bucksport Bay Healthy Communities Coalition may be successful in obtaining, and the funds received be expended only for colonoscopies in accordance to guidelines that will be established by BBHCC and approved by the Bucksport Town Council.

**Acted on 9-10-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-24 AUTHORIZING THE TOWN OF BUCKSPORT TO  
SPONSOR AN APPLICATION FOR THE BUCKSPORT DUCK COVE GROUP  
FOR IMPROVEMENTS TO THE DUCK COVE SCHOOL HOUSE**

Whereas, the Duck Cove Community Club was established in 1945 for the purpose of acquiring the Duck Cove School House, a one room school house located on Route 46, to preserve the building; and,

Whereas, the building was placed on the National Register of Historic Buildings in 1993; and,

Whereas, the group from time to time has raised funds to maintain the building; and,

Whereas, it was recently determined that the building needs to be placed on a permanent foundation and some structural repairs have to be completed in order to continue to preserve the building in its original state; and,

Whereas, the Duck Cove Community Club, a group of area citizens, many who attended the school, have identified possible grant funds from Maine Community Foundation to pay for the improvements; and,

Whereas, only applicants that are public agencies or non-profits that are 501-3© tax exempt may apply for the grant funds; and,

Whereas, the Town of Bucksport qualifies to sponsor the application; and,

Whereas, there is no financial commitment necessary on the part of the town:

Therefore, be it resolved by the Bucksport Town Council in town council assembled that the Town of Bucksport sponsor Duck Cove Community Club's application to the Maine Community Foundation for grant funds to construct a permanent foundation and to replace the sills underneath the Duck Cove School House in accordance to guidelines set by Maine Historic Preservation Commission and Maine Development Foundation.

Be it further resolved that the Town of Bucksport will not be required to participate financially in the project and the Town Manager will be responsible to assure that the grant funds, if received, will be expended in accordance to the grant requirements.

**Acted on 9-10-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-25 AUTHORIZING CONTRACT FOR ENGINEERING SERVICES TO DESIGN A DRAINAGE SYSTEM IN THE AREAS OF THE TOWNSITE AND MILES LANE**

Whereas, the Town of Bucksport obtained the services of Millett Associates to conduct a preliminary engineering study to determine the alternatives to address stormwater issues in the Townsite and along Miles Lane in the vicinity of Broadway and Route 1; and,

Whereas, Millett Associates has completed the study and is prepared to proceed to actual design of the projects; and,

Whereas, a proposal has been received from Millett Associates to complete the design work that includes topographic and location survey, development of existing conditions plans and profiles, contract specifications, preliminary and final design of new storm drains and cost estimates for construction in the amount of \$10,150 for the Townsite area and \$2,850 for the Miles Lane Area; and,

Whereas, an additional \$1,750 has been included to conduct ledge probes in the project areas; and,

Whereas, proceeding to design stage will improve the chances for the town when seeking Community Development Block Grant Funds in 2010:

Therefore, be it resolved by the Bucksport Town Council in town council assembled that the contract with Millet Associates for engineering services to prepare design plans and specifications for storm drain improvements in the Townsite and the Miles Lane area be awarded in the amount not to exceed \$14,750.

Be it further resolved that the cost of the services be charged to Highway Improvement Reserve.

**Acted on 9-10-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-27 AUTHORIZING SALE OF TAX AND SEWER LIENS  
ACQUIRED PROPERTY**

Whereas, the Town of Bucksport has acquired the following properties from expired tax and/or sewer user fee liens:

Heirs of James Locke and Catherine Antener - Property located on Mast Hill Road Map 07 Lot 44- 1 acre of land only.

Jillain Beth Merrill- Property located at 42 Pond Street referred to as Map 30 Lot 58 includes house and about ¼ of an acre.

Whereas, the property owners have been given the opportunity and have chosen not to redeem the properties; and,

Whereas, a mortgage holder who has foreclosed on the Merrill property, Deutsche Bank National Trust, has offered to pay the outstanding liens if the town releases the property to them by quitclaim deed:

Be it resolved by the Bucksport Town Council in town council assembled that Map 07 Lot 44 be sold after public notice to the highest bidder.

Be it further resolved that Lot 58 of Map 30 be offered to the mortgage holder Deutsche Bank National Trust for payment of all taxes, sewer user fees, cost and interest and if the bank does not agree to full payment, that the property be sold after public notice to the highest bidder.

**Acted on 9-10-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-28 AUTHORIZING EXPENDITURE FROM THE HIGH SCHOOL IMPROVEMENT RESERVE**

Whereas, the Bucksport Town Council previously agreed that the remaining funds from the High School Improvement Reserve should be utilized to improve the bathroom facilities adjacent to the gym at the Bucksport High School; and,

Whereas, the Regional School Unit (RSU) #25 solicited proposals from interested firms to do the work; and,

Whereas, the low bidder is Bowman Brothers in the amount of \$275,769 which includes alternate 1.

Whereas, the total bid for the project including alternate 1 and 2 is \$298,525; and,

Whereas, the balance in the High School Improvement Reserve Account is \$316,914; and,

Whereas, RSU #25 is prepared to award the base bid and alternate 1 in the amount of \$275,769; and,

Whereas, the committee has recommended an additional 10% as a contingency to cover any unsuspected change orders totaling \$303,324; and,

Whereas, the balance is part of an original authorization of \$1,500,000:

Be it resolved by the Bucksport Town Council in town council assembled that the RSU #25 be authorized to expend an amount not to exceed \$303,324 from the High School Improvement Reserve to complete improvements to the bathroom facilities and lobby adjacent to the gym at Bucksport High School.

**Acted on 9-10-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-29 AUTHORIZING CONTRACT AWARD FOR PURCHASE OF WINTER SAND**

Whereas, the town requested proposals from interested firms for purchase of winter sand; and,

Whereas, bids were received as follows:

	<b>Cu. Yd. Pickup</b>	<b>Miles to Stockpile</b>	<b>Delivered Cu. Yd.</b>
Stockton Sand & Gravel	\$4.50	6.8	\$7.50
Vaughn Thibodeau	\$5.00	8	\$8.00
Gardner Construction	\$4.75	16.5	\$8.75

Be it resolved by the Bucksport Town Council in town council assembled that the contract for supplying the town's winter sand for the 2009-2010 winter season be awarded to Stockton Sand & Gravel in the amount of \$4.50 per cubic yard if it is picked up at the stockpile and \$7.50 per cubic yard if it is trucked to the storage shed located on Central Street by the contractor.

**Acted on 9-10-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-30 AUTHORIZING EXPENDITURE FROM THE  
AMBULANCE RESERVE ACCOUNT**

Whereas, the 2009-2010 capital improvement plan calls for the replacement of one defibrillator; and,

Whereas, the department has received a grant from FEMA to be used towards the purchase of a defibrillator and two CO-Oximeters (Carbon Monoxide); and,

Whereas, the department is proposing to purchase the equipment sole source from Physio-Control LifePak since there is no other manufacturer that can provide equipment that will perform all of the functions that can be provided by the units to be purchased; and,

Whereas, the total value of the equipment proposed for purchase is \$38,921.59 of which \$5,000 is proposed from the Ambulance Equipment Reserve Account as the town's match for the grant and the overage beyond FEMA's approved amount for the defibrillator:

Therefore, be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Ambulance Service be authorized to expend \$5,000 from the Ambulance Equipment Reserve Account towards the purchase of a defibrillator and two CO-Oximeters and such to serve as the town's match for the FEMA grant and to cover the overage beyond FEMA's approved amount for the defibrillator.

**Acted on 9-10-2009**

**Yes   7   No   0   Abstained**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-31 AUTHORIZING EXPENDITURE FROM THE PUBLIC SAFETY RESERVE ACCOUNT**

Whereas, the 2009-2010 Capital Improvement Plan calls for repainting the interior and exterior of the Public Safety Building, the Bucksport Fire Department's portion; and,

Whereas, \$9,000 has been included in the plan for such purpose; and,

Whereas, the Bucksport Fire Fighters' and EMS Associations are extending an offer to the Town of Bucksport to donate all necessary materials and labor to paint the entire Public Safety Building in return for a donation from the town in the amount of \$8,000 that will be used to support the activities of the associations; and,

Whereas, an example of past activities that the associations have participated in include public education and fire prevention, EMS and fire training programs, equipment and antique apparatus maintenance and donations to local charities:

Therefore, be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Fire Fighters Association and EMS Association be authorized to donate time and material towards the painting of the entire exterior and interior of the Public Safety Building, including the purchase of materials, in turn, upon satisfactory completion of the work, the town will donate \$8,000 to the Bucksport Fire Fighters' and EMS Associations.

**Acted on 9-10-2009**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2009-32 AWARDING CONTRACT FOR PURCHASE OF A  
TRAILER MOUNTED GENERATOR**

Whereas, a MEMA grant through the 2007 Homeland Security Grant Program was awarded for the purchase of a trailer mounted generator for use at shelters, schools or other facilities during emergency outages in the amount of \$42,165.90; and,

Whereas, bids were requested and received from the following:

CMD Powersystems G160 Whacker Neuson 141 KW \$44,636.  
Milton Cat Multiquip DCA 180 158KW \$54,900  
R A Mitchell, Baldor TS 150 KW \$44,895  
New England Detroit Diesel MTU 150KW \$62,435

Whereas, it has been recommended by the Director of Emergency Services that the bid be awarded to the low bidder CMD Powersystems located in Hermon, Maine in the amount of \$44,636:

Therefore, be it resolved by the Bucksport Town Council in town council assembled that the bid be awarded to CDM Powersystems for a G160 Whacker Neuson 141 KW generator in the amount of \$44,636.

Be it further resolved that the generator be paid for from the proceeds of the 2007 Homeland Security Grant in the amount of \$42,165.90 and the remaining \$2,470.10 be paid for from the Fire Equipment Reserve Account.

**Acted on 9-10-2009**

Yes 7 No 0 Abstained \_\_\_\_\_

Attested by Kathy Downes, Town Clerk

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## TOWN MANAGER'S REPORT

**RSU deeds and user agreements-** All deeds and the user agreement have been signed and returned to RSU #25. Copies of the deeds and the user agreement are available for town council members if you choose to have a copy.

**Concession stand-** The water has been hooked up and toilets are all working. The sink in the concession stand still has to be hooked up. I expect that will be completed next week. The Highway Department has completed the site work and will begin to construct the handicap walkway extending from the home side bleachers to the concession stand as soon as they have completed work on Franklin Street and Pond Street. Gene Weston should have the counter work done in the concession stand by the end of next week. I do not see any problems having the stand ready for the first home game.

**Senior citizens' study-** I will be meeting next week with the senior citizens' group to begin to discuss the goals and objectives outlined by the study that the town council approved. Mary Jane has initiated her group's tasks this week. I believe by the next town council meeting there will be significant progress towards implementing the goals and objectives noted in the report.

**Energy audit-** All the information requested by the consultant has been forwarded and received. The consultant plans to conduct the audit of municipal buildings during the week of September 14th.

**Gardner Commons-** The architectural firm, Lewis and Malm has initiated their work and expect to have preliminary plans for review by the committee by September 16. It is still the goal to have the project to bid by the second week in October.

**Financials for the period ending 8-31-2009-** I have enclosed the financials for the period ending 8-30-2009. At this time revenues and expenses seem to be in line with projections and with last year. I do know that Maine Revenue Sharing funds will be coming in much lower than projected by years end. If you have any questions regarding the financials, please feel free to see me or Debbie.

**RESOLVE #R-2010-33 ACCEPTING A DONATION FROM THE CHARLES W. SAWYER MARITAL TRUST**

Whereas, the Town of Bucksport has received \$87,350 from the Charles W. Sawyer Jr. Marital Trust; and,

Whereas, the donor has limited the use of the money only for services to elders and children as determined in the judgment of the Director of the Bucksport Bay Healthy Communities Coalition:

Be it resolved by the Bucksport Town Council in town council assembled that the gift of money in the amount of \$87,350 from Charles W. Sawyer, Jr. Marital Trust be accepted.

Be it further resolved that:

1. the funds will be expended in the judgment of the Director for Bucksport Bay Healthy Communities Coalition and its Advisory Board for services to elders and children, and
2. the Town Manager will be required to notify in writing the Trustee that the funds have been accepted and will be used for services to elders and children, and
3. the Town Manager on behalf of the town will also express the town's gratitude and appreciation for the gift.

**Acted on September 24, 2009**

Yes   7   No   0   Abstained \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

\_\_\_\_\_

**RESOLVE #R-2010-34 AWARDING BID FOR WINTER SALT PURCHASE**

Whereas, the Town of Bucksport participated in the Hancock County Regional Planning Commission Joint Salt Purchase Program for purchase of salt for the 2009-2010 snow season; and,

Whereas, bids were received as follows:

Harcros	International Salt	Cargill	Mid Atlantic Salt
\$81.98	\$70.99	\$63.25	\$64.00

Be it resolved by the Bucksport Town Council in town council assembled that the bid for purchase of winter salt be awarded to Cargill in the amount of \$63.25 per ton.

**Acted on September 24, 2009**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-35 REGARDING REQUEST FROM EUGENE BERRY TO USE THE SLUDGE BUILDING FOR STORAGE OF SEPTIC WASTE SLUDGE**

Whereas, Eugene Berry has requested that he be given permission to share the use of the town's sludge storage building; and,

Whereas, the members of the Bucksport Town Council referred the matter to the members of the Sewer Committee for a recommendation; and,

Whereas, the members of the Sewer Committee have recommended that the request be (granted, denied.)

Be it resolved by the members of the Bucksport Town Council in town council assembled that Eugene Berry's request to use the septic waste disposal facility for disposal of septic waste sludge be (denied/ approved.) pursuant to the following conditions.

**Acted on September 24, 2009**

Yes \_\_\_\_\_ No \_\_\_\_\_ Abstained \_\_\_\_\_ (Table until October 8<sup>th</sup> Council Meeting)

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-36 REGARDING CONTRACT FOR SERVICES FOR DEVELOPMENT OF HOUSING FOR ELDERLY WITH SERVICES**

Whereas, the Bucksport Town Council postponed taking action until 7-1-2009 on a proposal from Housing Insight in association with Craig Nelson (Doyle & Nelson) to act as Development Consultants for the purpose of managing the process related to the planning and development of a retirement housing complex with related services for the Town of Bucksport; and,

Whereas, the consultant now has inquired whether the town council is prepared to move forward with the proposal; and,

Whereas, the decision to postpone the matter was based on the poor state of the economy and the realization that state and federal funds may not be available; and,

Whereas, it seems fair to assume the state of the economy, particularly at the state and federal levels, has not improved; therefore, it does not seem practical to assume that additional funds will be made available by the state and federal agencies for support services for the elderly at this time or in the near future; and,

Whereas, there continues to be concern with the local economy and its impact on future municipal budgets:

Be it resolved by the Bucksport Town Council in town council assembled that the proposal from Housing Insight in association with Craig Nelson (Doyle & Nelson) to act as Development Consultants for the purpose of managing the process related to the planning and development of a retirement housing complex with related services for the Town of Bucksport be postponed until such time that federal or state resources become available and the economy improves.

**Acted on September 24, 2009**

Yes 7 No 0 Abstained \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

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# PROCLAMATION

## Recognition FOR ALLAN GORDON for Years of Service as a Member of the Bucksport Planning Board

Whereas, Allan Gordon is a long term resident of the Town of Bucksport; and,

Whereas, Allan served as a member of the Bucksport Planning Board for thirty-three consecutive years commencing in 1976 and ending in 2009; and,

Whereas, Allan was a dedicated member of the board rarely missing a meeting and continuously offering his knowledge and guidance to his fellow members; and,

Whereas, during his tenure on the board, Allan committed many hours of his personal time away from his family to serve the interest of the Town of Bucksport and its citizens; and,

Whereas, Allan received little or no pay for his many hours of service rendered:

Be it proclaimed by the members of the Bucksport Town Council in town council assembled that sincere thanks and appreciation be extended on behalf of the members of the Bucksport Town Council and citizens of Bucksport to Allan Gordon and to his family for his thirty-three years of service as a member of the Bucksport Planning Board, particularly for his commitment of time, his high degree of integrity, his vision and his leadership skills.

Be it further resolved that the 2008-2009 Annual Town Report be dedicated in recognition of Allan's many years of service to the town and that this Proclamation be filed by the Town Clerk in the permanent records of the Town of Bucksport.

Signed this 8<sup>th</sup> day of October 2009 by the members of the Bucksport Town Council

_____	_____
_____	_____
_____	_____
_____	_____

**RESOLVE #R-2010-35 REGARDING REQUEST FROM EUGENE BERRY TO USE THE SLUDGE BUILDING FOR STORAGE OF SEPTIC WASTE SLUDGE**

Whereas, Eugene Berry has requested that he be given permission to share the use of the town's sludge storage building for storage of septic waste dewatered sludge; and,

Whereas, the members of the Bucksport Town Council referred the matter to the members of the Sewer Committee for a recommendation; and,

Whereas, the members of the Sewer Committee have recommended that the request be granted pursuant to the following conditions:

1. a User Agreement will be prepared that will outline the conditions of use and will include at minimum the following requirements:
  - a. all costs associated with the use of the facility or the preparation of the agreement to use the facility will be paid for by Mr. Berry.
  - b. the User Agreement will be limited to one year and can be extended only with approval of the Bucksport Town Council.
  - c. the User Agreement will include language that will permit the town or Mr. Berry to terminate the agreement with prior written notice and for cause.
  - d. the User Agreement will include language that will require Mr. Berry to assume full operation of the facility and to operate the facility in accordance with an operational plan approved by Maine Department of Environmental Protection.
  - e. the User Agreement will include language that will require Mr. Berry, as compensation for use of the facility, to pay for the cost of disposing all sludge to an approved composting facility including sludge generated from the Bucksport Wastewater Treatment Facility.
  - f. the User Agreement will include language that will require that all sludge delivered to the facility must be tested in accordance to DEP requirements and meet the applicable standards. The town will be responsible for the cost of testing the sludge generated from the Bucksport Wastewater Treatment Facility
  - g. the User Agreement will include language that requires a performance deposit or Letter of Credit equal to the cost of disposing 50% of Mr. Berry's anticipated annual sludge to a licensed sludge composting facility.

Be it resolved by the members of the Bucksport Town Council in town council assembled that Eugene Berry's request to use the septic waste disposal facility for disposal of septic waste sludge be approved pursuant to the above listed conditions.

**Acted on October 8, 2009**

Yes   7   No   0   Abstained       

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-37 AUTHORIZING EXPENDITURE FROM THE TOWN GARAGE  
RESERVE ACCOUNT**

Whereas, as a result of the annual building and facility inspection, it was noted that repairs had to be undertaken at the salt and sand storage facility before the winter months; and,

Whereas, these improvements include repairs to the front and rear sliding doors and to the roof; and,

Whereas, the cost of completing these repairs including materials totaled \$3,187.00:

Be it resolved by the members of the Bucksport Town Council in town council assembled that the expenditure of \$3,187.00 from the Town Garage Reserve Account to complete improvements to the salt and sand storage shed be approved.

**Acted on October 8, 2009**

Yes   7   No   0   Abstained       

**Attested by Kathy Downes, Town Clerk**

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## **TOWN MANAGER'S REPORT**

Concession Stand- The concession is now complete and the handicap walkway should be completed for Friday night's game.

Industrial Park- A Request for Proposals has been issued for engineering services to extend the road and utilities into the new 20-acre parcel. The proposals are due on October 23 and should be acted on at the October 29<sup>th</sup> town council meeting.

Silver Lake Boat Landing- A Request for Proposals has been issued for engineering services to improve the parking and landing at the Silver Lake Boat Landing. The proposals are due on October 23 and should be acted on at the October 29<sup>th</sup> town council meeting.

Energy Audit- The consultant has completed the audit at the Public Safety Building and Transfer Station. He will finish the audit at the Town Garage and Wastewater Treatment Facility on Monday, October 12. The report should be completed for all facilities by the end of November.

Gardner Commons Improvements- The project is out to bid and bid opening is scheduled for October 23. The council will be asked to award the bid at the October 29<sup>th</sup> town council meeting. The project includes a new porte-couchere, new kitchen, ceiling fans for all apartments and the community center, parking lot drainage improvements, new automatic door openers, storage compartments for tenants in the basement area, a gazebo, and replacement of the lights in the community room.

Road and Street Projects- All road and street construction projects scheduled for the construction season have been completed. The paving company will be returning in a few weeks to install the new curbing and to pave the sidewalks on sections of Pond Street and on Franklin Street. I will be scheduling a meeting with the members of the Street and Road Committee next month to identify the road and street projects for the 2010 construction season.

Wastewater Treatment Plant Improvements- The installation of the new SCADER System and electrical rebuild of pump station 3 has been completed. All work proposed for the 2009 construction season has been completed with exception of installing new stainless steel weirs for the two clarifiers. We also received reimbursement from the insurance company for the damage that was done to Pump Station 2 resulting from a pipe bursting and flooding the station.

Annual Building Inspections- The inspection of all buildings and facilities owned by the town has been completed. Copies of the reports for each facility have been attached to my report.

Wind Energy- I have been working to identify a qualified consultant to assist the town to determine the feasibility of wind power in Bucksport. I hope to have a proposal for town council consideration at the October 29<sup>th</sup> meeting.

## **AMENDMENT TO APPENDIX M GENERAL ASSISTANCE ORDINANCE**

Shall an ordinance be introduced entitled “Amendment to Appendix M General Assistance Ordinance”, the purpose of which is to replace the existing Appendices A, B, & C which establishes the maximum levels of assistance, the maximum levels of assistance for food and the overall assistance for housing (both heated and unheated) for the period 10-1-2009 to 10-1-2010.

If the ordinance is introduced, a public hearing will be held on October 29, 2009 at which time the Town Council will consider adoption of the proposed ordinance. A copy of the proposed ordinance may be obtained at the Bucksport Town Office during normal business hours.

**AMENDMENT TO APPENDIX M GENERAL ASSISTANCE ORDINANCE**

Shall an ordinance be adopted entitled “Amendment to Appendix M General Assistance Ordinance”, the purpose of which is to replace the existing Appendices A, B, & C which establishes the maximum levels of assistance, the maximum levels of assistance for food and the overall assistance for housing (both heated and unheated) for the period 10-1-2009 to 10-1-2010. A copy of the ordinance will be provided to the Town Clerk for the Town Record.

**Acted on 10-29-2009**

**Yes 7 No 0**

**Attested by Kathy Downes**

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**Town Clerk**

**RESERVE #R-2010-38 AUTHORIZING EXPENDITURE FROM THE PUBLIC SAFETY BUILDING RESERVE ACCOUNT**

Whereas, the furnace had to be repaired at the Public Safety Building; and,

Whereas, when the furnace was started at the beginning of the heating season, two sections of the boiler were seriously leaking requiring the furnace to be turned off; and,

Whereas, the repairs had to be completed in order to restart the furnace; and,

Whereas, the cost of completing the repairs was \$3,900; and,

Whereas, the operating budget for the Public Safety Building does not include the funds to complete such an extensive repair:

Be it resolved by the Bucksport Town Council in town council assembled that expenditures not exceeding \$3,900 be approved for repairs to the boiler at the Public Safety Building and such cost be paid for from the Public Safety Building Reserve Account.

**Acted on 10-29-2009**

**Yes   7   No   0**

**Attested by Kathy Downes**

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**Town Clerk**

**RESOLVE #R-2010-39 AUTHORIZING EXPENDITURE FROM THE ANIMAL SHELTER RESERVE ACCOUNT**

Whereas, improvements to the animal shelter are paid for from the Animal Shelter Reserve Account since funds are not included in the annual operating budget for such purposes; and,

Whereas, as a result of the annual building inspection, several deficiencies were identified that needed correction; and,

Whereas, these items included repairs to the roofs for the shelter and runs, replacement of the animal swing doors, replacement of the electrical heater, and installing a ceiling light and wall outlet in the storage building; and,

Whereas, the estimated cost of completing these repairs is: \$231.61 for the electrical improvements, \$55.00 for the new electrical heater, \$804.11 to purchase 5 insulated guillotine doors and to install them and \$500 for new roofing over the animal shelter and the animal runs, such repairs totaling \$1,509.72:

Be it resolved by the Bucksport Town Council in town council assembled that expenditures not exceeding \$1,509.72 be authorized from the Animal Shelter Reserve Account to complete the necessary repairs at the animal shelter as outlined above.

**Acted on 10-29-2009**

**Yes   6   No   0   (Dave Keene-Unavailable)**

**Attested by Kathy Downes**

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**Town Clerk**

**RESOLVE #R-2010-40 AUTHORIZING EXPENDITURE FROM THE TOWN  
OFFICE RESERVE ACCOUNT**

Whereas, as a result of an inspection completed of the elevator at the Town Office several deficiencies were identified that include the need to replace the passenger protection device for the car door and the piston isolation pads; and,

Whereas, the cost to complete these improvements is \$1,632.00; and,

Whereas, this expenditure was unexpected and not included in the annual operating budget:

Be it resolved by the Bucksport Town Council in town council assembled that expenditures not exceeding \$1,632 to replace the passenger protection device for the car door and the piston isolation pads totaling \$1,632 be authorized to be paid from the Town Office Building Reserve Account.

**Acted on 10-29-2009**

**Yes   6   No   0   (Dave Keene-Unavailable)**

**Attested by Kathy Downes**

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**Town Clerk**

**RESOLVE #R-2010-41 TO AUTHORIZE THE WRITE-OFF OF AGED ACCOUNT  
RECEIVABLES FOR THE AMBULANCE SERVICE**

Be it resolved by the Bucksport Town Council in town council assembled that \$9,010.00 of uncollectible accounts receivable for the ambulance service for the period 7-1-2008 to 9-30-2008 be written off.

**Acted on 10-29-2009**

**Yes   7   No   0**

**Attested by Kathy Downes**

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**Town Clerk**

**RESOLVE #R-2010-42 AUTHORIZING A STUDY TO DETERMINE THE  
FEASIBILITY OF COMMUNITY WIND POWER**

Whereas, the Bucksport Town Council has identified as a goal the need to identify alternative energy sources for town owned facilities; and,

Whereas, wind power has been identified as a potential and viable alternative, particularly in the Miles Lane area; and,

Whereas, several firms have indicated an interested to provide consulting services to identify the feasibility of developing community wind power projects in Bucksport; and,

Whereas, such a study will address the discussion whether or not the Miles Lane and Industrial Park areas have sufficient wind to support a community wind power project; and,

Whereas, the estimated cost of completing a feasibility study ranges between \$20,000 to \$30,000 depending on the level of services provided; and,

Whereas, there is the possibility of obtaining a grant in the amount of \$10,000 from Efficiencies Maine towards the cost of the study; and,

Whereas, the costs for this study can also be paid for from Tax Incremental Financing (TIF) Revenues:

Be it resolved by the Bucksport Town Council in town council assembled that the town council authorize the expenditure of an amount not to exceed \$30,000 to complete a study to determine the feasibility of wind power in the vicinity of Miles Lane and Buckstown Heritage Park as a viable source of energy and that such cost be paid for from grant proceeds if the town is successful obtaining these funds and from TIF Revenues.

**Acted on 10-29-2009**

**Yes \_\_\_ No \_\_\_ (Table Resolve until November 12<sup>th</sup>, Council Meeting)**

**Attested by Kathy Downes**

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**Town Clerk**

**RESOLVE #R-2010-43 AWARDING CONTRACT FOR IMPROVEMENTS AT GARDNER COMMONS**

Whereas, bids were requested for improvements at Gardner Commons to be paid for from the proceeds of a \$250,000, 2009 Housing Assistance CDBG; and,

Whereas, bids came in as follows:

	Bowman Construct.	Ganneston Const.	Associated Builders	Catalono's	E.W. Littlefield
Base Bid	\$226,750	\$232,450	\$231,929	\$244,740	\$239,000
Alt. #1	\$23,500	\$25,350	\$26,450.33	\$16,950	\$24,000
Alt. #2	\$ 3,500	\$1,793	\$2,395	\$4,600	\$6,800
Total & 2	\$230,250.00	\$234,243.00	\$234,324.00	\$249,340.00	\$245,800.00

Whereas, the budget for the project is as follows:

Grant amount	\$ 250,000
Architectural Services	- \$19,880
Grant Consultant	- \$ 8,000
Contingency	- \$10,553
Available for Construction	\$211,587

Whereas, it was necessary to request a reduction in the base bid with the apparent low bidder in order to maintain the construction budget, less contingency, to an amount lower than \$211,567; and,

Whereas, changes to the kitchen equipment resulted in a reduction of \$18,700; and

Whereas the adjusted base bid with Alternate #2 now totals \$208,050

Be it resolved by the Bucksport Town Council in town council assembled that the bid for improvements at Gardner Commons be awarded to Bowman Construction in the amount of \$208,050 which will include Alternate #2.

Be it further resolved that the cost of the project be charged to the 2009 Housing Assistance CDBG.

**Acted on 10-29-2009**

**Yes   7   No   0**

**Attested by Kathy Downes**

\_\_\_\_\_  
**Town Clerk**

**RESOLVE #R-2010-44 REFERRING PROPOSALS FOR ENGINEERING  
SERVICES FOR IMPROVEMENTS TO PHASE II AT BUCKSPORT  
HERITAGE PARK AND SILVER LAKE BOAT LANDING TO THE FINANCE  
COMMITTEE**

Whereas, twelve firms submitted proposals for engineering and surveying services for Phase II of the industrial park and seven firms submitted proposals for the Silver lake Boat Landing Improvements; and,

Whereas, it is necessary for the Finance Committee to review the proposals and render recommendations to the Bucksport Town Council regarding which firm or firms should be selected to provide the services to the town:

Be it resolved by the Bucksport Town Council in town council assembled that the matter pertaining to the selection of an engineering firm or firms to provide engineering and surveying services to the town for development of Phase II for the Bucksport Industrial Park and for improvements at the Silver Lake Boat Landing be referred to the members of the Finance Committee for recommendation.

**Acted on 10-29-2009**

**Yes   7   No   0**

**Attested by Kathy Downes**

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**Town Clerk**

**RESOLVE #R-2010-45 REGARDING PARTICPATION IN THE SCHOODIC  
INTERNATIONAL SCULPTURE SYMPOSIUM**

Whereas, the Town of Bucksport has an opportunity to request participation in the Schoodic International Sculpture Symposium (SISS) to have a rock sculpture developed for the community; and,

Whereas, if selected by the SISS to be a participating community, a committee will have to be established to help determine the rock sculpture design and to assist with fundraising activities; and,

Whereas, if selected, the funds for the project would have to be available by July of 2011 and the sculpture would be delivered sometimes the latter part of 2011; and,

Whereas, the letter of intent must be filed by January 15, 2010

Be it resolved by the Bucksport Town Council in town council assembled that the matter of having a rock sculpture developed by Schoodic International Sculpture Symposium be referred to the Economic Development and Waterfront Committee for a recommendation.

**Acted on 10-29-2009**

**Yes   7   No   0**

**Attested by Kathy Downes**

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**Town Clerk**

**RESOLVE R-2010-46 AUTHORIZING LOCATION OF AN OUTBUILDING ON  
TOWN OWNED PROPERTY**

Whereas, Rita Johnson located a portion of 10' X 10' storage building on property owned by the town; and,

Whereas, the town owned property is a portion of Spruce Street right of way located adjacent to Map 33 Lot 27 currently owned by Rita Johnson; and,

Whereas, Ms Johnson has requested the town continue to allow her to leave the building at its current location and not require her to move it on the condition should the town need to have the building moved for any reason, she would do so at that time; and,

Whereas, at this time the building does not cause any issue but could should the town need to access the sewer line that extends along the right of way:

Be it resolved by the Bucksport Town Council in town council assembled that the matter pertaining to the request of Rita Johnson to allow her to continue to leave a storage shed within the limits of Spruce Street in the vicinity of Map 33 Lot 27, be referred to the Finance Committee for a recommendation.

**Acted on 10-29-2009**

**Yes   7   No   0**

**Attested by Kathy Downes**

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**Town Clerk**

**RESOLVE #R-2010-42 AUTHORIZING A STUDY TO DETERMINE THE  
FEASIBILITY OF COMMUNITY WIND POWER**

Whereas, the Bucksport Town Council has established as a goal the need to identify alternative energy sources for town owned facilities; and,

Whereas, wind power has been identified as a potential and viable alternative, particularly in the Miles Lane area; and,

Whereas, several firms have indicated an interest to provide consulting services to identify the feasibility of developing community wind power projects in Bucksport; and,

Whereas, five years of wind data was recently obtained from Verso resulting from a study conducted by Champion from 1988 to 1992 for an area in Bucksport in the vicinity of the compact area; and,

Whereas, a feasibility study will address the issue whether or not the Miles Lane and Industrial Park areas have sufficient wind to support a community wind power project; and,

Whereas, the estimated cost of completing a feasibility study ranges between \$5,000 to \$30,000 depending on the level of services provided; and,

Whereas, the costs for this study can be paid for from Tax Incremental Financing (TIF) Revenues:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to obtain proposals from several firms to conduct a feasibility study on the wind power in the vicinity of the Miles Lane and the industrial park area and these proposals be brought back to the town council for final consideration.

**Acted on November 12, 2009**

**Yes   6   No   0   (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-47 AWARDING CONTRACT FOR ENGINEERING SERVICES FOR IMPROVEMENTS AND PERMITTING FOR THE SILVER LAKE BOAT LANDING**

Whereas, proposals were obtained from interested firms for engineering services for improvements at the Silver Lake Boat Landing; and,

Whereas, seven proposals were received and referred to the Finance Committee for a recommendation; and,

Whereas, the members of the Finance Committee had two meetings of which one meeting included interviews with four of the seven firms; and,

Whereas, the firms that were interviewed included: Ames A/E, Millett Associates, Pine Tree Engineering and A.E. Hodsdon; and,

Whereas, the interviews required each firm to discuss their proposed scope of service, cost, and work schedule; and,

Whereas, the members of the Finance Committee recommend that the contract for engineering service for improvements at the Silver Lake Boat Landing be awarded to low bidder, Millett Associates for a total cost of \$5,700; and,

Whereas, the scope of service will include review of the existing location to determine whether improvements can be made at or in the vicinity of the current location or whether the landing has to be moved to another location on the property; once the location has been established to prepare plans and contract specification for the improvements and to assist the town obtain all of the required permits for the proposed improvements; and,

Whereas, if the landing has to be relocated to a new site on the property, the scope of service does not include the cost of engineering services for a wetland study, storm water management permit or Corp of Engineer permit:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for engineering services for improvements to the Silver Lake Boat Landing be awarded to Millett Associates in an amount not to exceed \$5,700 and the scope of service be as outlined above.

Be it further resolved that the cost for these services be paid for from the Silver Lake Reserve Account.

**Acted on November 12, 2009**

Yes   6   No   0   (Absent: Robert Howard)

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-48 AWARDING CONTRACT FOR ENGINEERING  
SERVICES FOR IMPROVEMENTS AND PERMITTING FOR PHASE II AT  
BUCKSTOWN HERITAGE PARK**

Whereas, proposals were obtained from interested firms for engineering services for improvements for Phase II at Buckstown Heritage Park; and,

Whereas, twelve proposals were received and referred to the Finance Committee for a recommendation; and,

Whereas, the members of the Finance Committee had two meetings; one meeting included interviews with four of the twelve firms; and,

Whereas, the firms that were interviewed were: Ames A/E, Millett Associates, Pine Tree Engineering and A.E. Hodsdon; and,

Whereas, the interviews required each firm to discuss their proposed scope of service, cost, and work schedule;

Whereas, the members of the Finance Committee recommend that the contract for engineering service for improvements for Phase II at Buckstown Heritage Park be awarded to Millett Associates; and,

Whereas, the scope of services include preliminary and final design plans for extensions of the road and utilities into Phase II of the park, to assist the town obtain a subdivision amendment from the Bucksport Planning Board for the expansion, to obtain an after the fact Site Location for Development Permit from Maine Department of Environmental Protection for Phase I, and to obtain an amendment to the Site Location for Development Permit for Phase II; and,

Whereas, the total cost for the above services is \$14,700:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for engineering services for improvements to Phase II of the Buckstown Heritage Park be awarded to Millett Associates in an amount not to exceed \$14,700 and the scope of service be as outlined above.

Be it further resolved that the cost for these services be paid for from Tax Incremental Financing revenues.

**Acted on November 12, 2009**

**Yes   6   No   0   (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-49 REGARDING CONSENT AGREEMENT BETWEEN  
JOHN AND DONNA PEREIRA AND THE TOWN OF BUCKSPORT**

Whereas, it is being recommended by Jeff Hammond, Code Enforcement Officer for the Town of Bucksport, that the town enter into a Consent Agreement with John Pereira and Donna Pereira to settle a Shoreland Zoning Ordinance violation for Lot 43 of Map 15 further described in a deed recorded in Book 2871, Page 626 at the Hancock County Registry of Deeds; and,

Whereas, a copy of the Consent Agreement was provided to members of the town council when agendas for the meeting were mailed; and,

Whereas, the Consent Agreement outlines the conditions John and Donna Pereira have agreed to in order to comply; and,

Whereas, the Consent Order will be part of this resolve:

Be it resolved by the Bucksport Town Council in town council assembled that the Consent Agreement between the Town of Bucksport and John and Donna Pereira be approved and signed, such agreement is for the purpose of settling a Shoreland Zoning Ordinance violation caused by John and Donna Pereira at Lot 43 Map15 in the Town of Bucksport.

Be it further resolved that a copy of the signed Consent Agreement be attached to this resolve.

**Acted on November 12, 2009**

**Yes 6 No 0 (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-50 AUTHORIZING EXPENDITURE FROM THE POLICE  
EQUIPMENT RESERVE ACCOUNT**

Whereas, the Police Chief is requesting authorization to purchase two desktop computers for the Police Department from the Police Equipment Reserve Account, and,

Whereas, the units proposed for replacement are seven to eight years old and displaying problems with the virtual memory; and,

Whereas, the Police Chief has received a quote from Windsor Group to replace the two old units and to setup and complete data conversion for the new units for a cost of \$2,000:

Be it resolved by the Bucksport Town Council in town council assembled that the Police Chief be authorized to expend an amount not to exceed \$2,000 for the purchase of two new desktop computers, and to setup and complete data conversion from the old units.

Be it further resolved that the cost of the units be paid for from Police Equipment Reserve Account and the Police Chief be required to obtain another price quote to be provided to the Town Manager before completing the purchase.

**Acted on November 12, 2009**

**Yes 6 No 0 (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-51 AUTHORIZING REQUEST TO RELOCATE TWO PUBLIC  
STORM DRAINS**

Whereas, Tamra Hanson has made a request to the Town Council to be granted authorization to relocate two publicly owned storm drain lines that extend across her property located at 54 Pine Street further described as Lot 68 of Map 33 of the Bucksport Town Maps; and,

Whereas, Tamra Hanson has proposed to relocate the pipes to another location on her property so that she can construct her new home; and,

Whereas, Tamra Hanson proposes to pay for the cost of moving the pipes and hiring a qualified contractor to do the work; and,

Whereas, Tamra Hanson has provided a hand drawn site plan identifying the location of the existing lines and the proposed location of the new lines; and,

Whereas, the Town Manager and Code Enforcement Officer conducted a site visit on 11-9-2009 to verify the information provided by Ms. Hanson:

Be it resolved by the Bucksport Town Council in town council assembled that the request to relocate two storm drain lines extending across property owned by Tamra Hanson located at 54 Pine Street further described as Lot 68 of Map 33 of the Bucksport Tax Maps be granted pursuant to the following conditions:

1. the work is to be completed by a qualified contractor and in accordance to MDOT specifications
2. a new easement deed will be provided to the Town of Bucksport by Ms. Hanson identifying the location of the new lines and conditions for easement
3. the easement deed will include provisions that will be no less than what they currently are and will also include the requirement that no structure may be located closer than ten feet from the edge of the new storm drains
4. all work will be done to the satisfaction of the Town of Bucksport
5. all cost associated with the easement deed will be the responsibility of Ms. Hanson

**Acted on November 12, 2009**

**Yes 6 No 0 (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-52 AUTHORIZING SUBMITTAL OF AN APPLICATION  
FOR A PUC ENERGY GRANT TO REPLACE THE HEATING SYSTEM AT  
THE BUCKSPORT WASTEWATER TREATMENT FACILITY**

Whereas, the Maine Public Utilities Commission (PUC) is requesting proposals from interested communities for grant funds to complete energy efficient projects; and,

Whereas, the town proposes to replace the wood furnace with a automatically fed wood pellet boiler; and,

Whereas, the estimated cost of the project is \$75,000; and,

Whereas, the town is eligible up to \$85,000 in grant funds; and,

Whereas, there is a minimum local match required of 10% of the grant funds but the higher the local match is the more competitive the application is:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized on behalf of the Town of Bucksport to submit an application to the Maine Public Utilities Commission for a grant to install a wood pellet boiler at the wastewater treatment facility for an estimated of \$75,000 to and the town provide \$25,000 as local cash match.

Be it further resolved, should the grant be approved, the local match be paid from the Sewer Capital Improvement Reserve.

**Acted on November 12, 2009**

**Yes   6   No   0   (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-53 AUTHORIZING SUBMITTAL OF AN APPLICATION  
TO PUBLIC UTILITIES COMMISSION FOR A GRANT TO CONDUCT A  
FEASIBILITY STUDY FOR A COMBINED HEAT AND POWER FACILITY AT  
THE BUCKSTOWN HERITAGE PARK**

Whereas, the Maine Public Utilities Commission (PUC) is requesting proposals from interested communities for grant funds pursuant to the Energy Efficiency and Conservation Block Grant Program for template grants to complete studies that will result in energy reduction or create new energy alternatives; and,

Whereas, PUC limits the amount of this type of grant to \$10,000; and,

Whereas, the town proposes to apply for a template grant to conduct a study at the Buckstown Heritage Park to determine the feasibility of developing a combined heat and power facility (CHP) to support the electrical and heating needs for businesses located in the industrial park:

Be it resolved by the members of the Bucksport Town Council in town council assembled that the Town Manager be authorized to submit an application to Public Utilities Commission for a grant pursuant to the Energy Efficiency and Conservation Block Grant Program to conduct a feasibility study for a combined heat and power facility to support the electrical and heating needs for businesses located or to locate in the park.

**Acted on November 12, 2009**

**Yes 6 No 0 (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-54 AUTHORIZING THE SUBMITTAL OF A LETTER OF INTENT TO THE OFFICE OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR A PUBLIC INFRASTRUCTURE GRANT TO IMPROVE STORMWATER DRAINAGE IN THE VICINITY OF THE TOWNSITE AND KNOXVIEW APARTMENTS**

Whereas, for years there have been drainage issues in the Town Site and its vicinity which includes all of the Townsite, Reggie Ginn Field and property where Knoxview Apartments are located; and,

Whereas, at the request of several citizens, the Town Council contracted with Millett Associates to study the issue and develop a long term plan to address the issue; and,

Whereas, Millet Associates has completed the study and the town council authorized Millett Associates to complete the design for the project; and,

Whereas, the Office of Economic and Community Development has extended invitations for applications for Public Infrastructure Grant pursuant to the Community Development Block Grant Program which includes storm drain improvements; and,

Whereas, if the town is interested to seek these funds, a Letter of Intent must be filed with the Office of Economic and Community Development by December 4, 2009:

Be it resolved by the members of the Bucksport Town Council in town council assembled that the Town Manager be authorized to submit an application for a Infrastructure Grant pursuant to the Community Development Block Grant Program to complete storm drain improvements in the Townsite area which include the Townsite, Reggie Ginn Field and property where Knoxview Apartments are located.

**Acted on November 12, 2009**

**Yes   6   No   0   (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-55 AWARDING BID FOR TAX ACQUIRED PROPERTY**

Be it resolved by the Bucksport Town Council in town council assembled that the bid for tax-acquired property described as Map 7 Lot 44 consisting of a one acre lot more or less and located off the Mast Hill Road be accepted as submitted by David Raymond and Lisa Raymond in the amount of \$3,000.02 on the condition that the balance of the amount due the town be paid by November 19, 2009 and the property be conveyed by a quitclaim deed without covenants.

**Acted on November 12, 2009**

**Yes 6 No 0 (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-56 REFERRING REQUEST FROM JEFF LEADBETTER TO  
THE ORDINANCE COMMITTEE**

Be it resolved by the Bucksport Town Council in town council assembled that the request from Jeff Leadbetter d/b/a Leadbetter Realty Trust to obtain easements from the Town of Bucksport on Lot 32 of Map 32 to install an underground propane tank, a gas line, and a six inch diameter roof and foundation drain; a second easement across the public right of way extending from Main Street to the Town Dock for installation of a gas line extending from the proposed tank to the proposed building and for the steps and ramp for the main entry into the building, be referred to the Ordinance Committee to prepare an ordinance to allow for the conveyance, assuming the ordinance is approved by the Bucksport Town Council after public hearing.

Be if further resolved that the proposed ordinance include conditions that may be deemed necessary to protect the town's interest resulting from the conveyance of the requested easements.

**Acted on November 12, 2009**

**Yes 6 No 0 (Absent: Robert Howard)**

**Attested By: Kathy Downes, Town Clerk**

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## **TOWN MANAGER'S REPORT**

2009 Housing Assistance Program- The contract has been signed and construction began during the first week in November. The contractor is busy doing the work on the exterior of the building before the cold weather sets in. That works includes excavating for the new catch basin and footings for the port-couchere. The kitchen equipment is being ordered and the project should be completed by early spring.

Financials for the period ending 10-31-2009- I have provided you with the financials ending 10-31-2009. Revenues continue to meet or exceed projections except for Maine Revenue Sharing. I expect this account to fall short by at least \$30,000 to \$40,000. There are ample funds in the reserve account to off-set the shortage. At this time, I do not see any major problems with any of the expenditure lines. If you have any questions regarding the Revenue of Expense Reports, please see Debbie or myself.

Bangor Gas Appeal- Bangor Gas has appealed its request for abatement for their 2008-2009 taxes to the state board. I expect the state board to provide the town with a hearing date or dates within the next few months. Carol and I still feel very comfortable with the town's position and continue to be baffled why they are still pursuing the request.

Enterprise and MTIF Grant- Both of these grants have been closed out and all activities have been completed except for the sign on the bridge. We expect the new sign to be installed on the Bucksport-Verona Bridge in the next few days.

Senior Citizen's Study- Debbie has met several times with the Bucksport Senior Group to begin implementing the goals outlined by the report. I will have Debbie present a report to the Town Council at the December 10<sup>th</sup> meeting.

## CONVEYANCE OF EASEMENTS TO LEADBETTER REALTY TRUST

Shall and ordinance be introduced entitled “Conveyance of Easements to Leadbetter Realty Trust”? The purpose of the ordinance is to authorize the conveyance of three easements to Leadbetter Realty Trust from property owned by the town and described as portions of Lot 32 of Map 32 of the Bucksport Tax Maps and by deeds recorded at the Hancock County Registry of Deeds in Book 2830, Page 594; Book 1484, Page 146; Book 1101, Page 144; Book 1610, Page 5; and a town way accepted by the town on October 14, 1971. The easements are for a roof and foundation drain, a stair and ramp, and underground propane tank and pipe. The conditions of the conveyance will be as follows:

1. the grantee will provide legal descriptions and plans for all three easements
2. the grantee will indemnify the town from all liabilities resulting from the issuance of the easements and use by the grantee
3. the grantee will indemnify the town from any and all future environmental damage claims arising out of grantee’s use of the property for installation and use of the propane tank and foundation and roof drain
4. the grantee agrees that all easements will terminate if the proposed building is not constructed within twelve months from the date of the issuance of the easements
5. the grantee agrees that the easement for the propane tank will terminate if the restaurant is not constructed within one year from the date of granting the easement or, once constructed, is abandoned or closed for a period of one year unless the town council agrees to waive the requirement for another commercial use that is acceptable to the town council
6. the grantee will be responsible for all cost associated with the installation and/or removal of the propane tank and appurtenances, the foundation and roof drain, and the stair and ramp
7. the grantee will provide the town annually with a Certificate of Insurance for comprehensive liability insurance in accordance with Maine Tort Claim limits inclusive of losses due to injuries, death or property damage
8. the issuance of the easements will not interfere with the town’s use of its property
9. the grantee will obtain all necessary and required permits
10. the grantee will be responsible for all maintenance and construction cost associated with the improvements that are going to be installed on property that the easements are granted for
11. the grantee will provide and maintain a buffer for the vent and filler pipes for the propane tank so that they are not visible from the adjacent parking areas and Route 15
12. the grantee will pay to the Treasurer for the Town of Bucksport \$100 annually for the easements
13. the grantee will pay for all legal costs associated with the issuance of the easement

**RESOLVE #R-2010-57 AWARDING BID FOR CONSTRUCTION OF A  
FOUNDATION FOR A STORAGE FACILITY**

Whereas, the 2009-2010 Capital Improvement Plan calls for construction of an equipment storage building at the town garage; and,

Whereas, the public works director requested proposals from local firms for the work; and,

Whereas, quotes were received as follows:

Wardwell Construction and Trucking Corp	\$ 7,905.00
S. F. Eastman, LLC	\$7,990.00
Wardwell Contracting	\$12,780.00

Be it resolved by the Bucksport Town Council in town council assembled that the contract for 22' X 36' 8' high foundation and 6" concrete floor be awarded to Wardwell Construction and Trucking Corp in the amount of \$7,905.00.

Be it further resolved that the cost for this contract be charged to Town Garage Reserve.

Acted on 11-24-2010

Yes 6 No 0 Absent 1 (Robert Howard)

Attested By Kathy Downes, Town Clerk

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**RESOLVE #R-2010-58 APPROVING SURVEY METHODOLOGY AND  
CERTIFICATION FORM FOR THE TOWNSITE AND KNOXVIEW  
DRAINAGE AREA**

Whereas, the Town of Bucksport proposes to submit a Phase I application to the Office of Economic and Community Development for a 2010 Community Development Block Grant for Public Infrastructure Improvements; and,

Whereas, the funds if received will be used to install a drainage system in the Townsite and Knoxview Apartment drainage area; and,

Whereas, the improvements if completed will alleviate serious drainage problems that have occurred for years within the target area; and,

Whereas, the improvements will eliminate serious health problems for those households that are flooded during heavy rains and/or snow melt; and,

Whereas, in order to apply for the funds, the proposed activity must benefit 51% low to moderate income person in the target area; and,

Whereas, the Hancock County Planning Commission(HCPC) were engaged to conduct a door to door survey of the target area to determine the number of low to moderate income persons located within the target area; and,

Whereas, the (HCPC) conducted the survey and determined that 58.1% of the persons living within the target area are low to moderate income; and,

Whereas, the Bucksport Town Council must certify the results of the survey:

Be it resolved by the Bucksport Town Council in town council assembled that the Survey Methodology and Certification Form prepared by the Hancock County Planning Commission for the Townsite and Knoxview Apartments target area be adopted and signed by the Bucksport Town Council.

Acted on 11-24-2009

Yes 6 No 0 Absent 1 (Robert Howard)

Attested by Kathy Downes, Town Clerk

  

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**CONVEYANCE OF EASEMENTS TO LEADBETTER REALTY TRUST  
BUCKSPORT TOWN CODE, CHAPTER 11, SECTION 11-131**

Shall and ordinance be adopted entitled "Conveyance of Easements to Leadbetter Realty Trust"? The purpose of the ordinance is to authorize the conveyance of three easements to Leadbetter Realty Trust from property owned by the town and described as portions of Lot 32 of Map 32 of the Bucksport Tax Maps and by deeds recorded at the Hancock County Registry of Deeds in Book 2830, Page 594; Book 1484, Page 146; Book 1101, Page 144; Book 1610, Page 5; and a town way accepted by the town on October 14, 1971. The easements are for a roof and foundation drain, a stair and ramp, and underground propane tank and pipe. The conditions of the conveyance will be as follows:

1. the grantee will provide legal descriptions and plans for all three easements
2. the grantee will indemnify the town from all liabilities resulting from the issuance of the easements and use by the grantee
3. the grantee will indemnify the town from any and all future environmental damage claims arising out of grantee's use of the property for installation and use of the propane tank and foundation and roof drain
4. the grantee agrees that all easements will terminate if the proposed building is not constructed within twelve months from the date of the issuance of the easements
5. the grantee agrees that the easement for the propane tank will terminate if the restaurant is not constructed within one year from the date of granting the easement or, once constructed, is abandoned or closed for a period of one year unless the town council agrees to waive the requirement for another commercial use that is acceptable to the town council
6. the grantee will be responsible for all cost associated with the installation and/or removal of the propane tank and appurtenances, the foundation and roof drain, and the stair and ramp
7. the grantee will provide the town annually with a Certificate of Insurance for comprehensive liability insurance in accordance with Maine Tort Claim limits inclusive of losses due to injuries, death or property damage
8. the issuance of the easements will not interfere with the town's use of its property
9. the grantee will obtain all necessary and required permits
10. the grantee will be responsible for all maintenance and construction cost associated with the improvements that are going to be installed on property that the easements are granted for
11. the grantee will provide and maintain a buffer for the vent and filler pipes for the propane tank so that they are not visible from the adjacent parking areas and Route 15
12. the grantee will pay to the Treasurer for the Town of Bucksport \$100 annually for the easements
13. the grantee will pay for all legal costs associated with the issuance of the easement

**Acted on 12-10-2009**

**Yes   7   No   0**

**Attested By Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-59 AUTHORIZING EXPENDITURE FROM THE  
DISPATCH EQUIPMENT RESERVE ACCOUNT**

Whereas, the 2009-2010 Capital Improvement Plan calls for the purchase of a new copier for the Dispatch Office; and,

Whereas, the existing unit is seven years old and has been scheduled for replacement; and,

Whereas, proposals were requested from area suppliers and received as follows:

<b>Company</b>	<b>Price</b>	<b>Service</b>
Budget Document Technology	\$2,822.00	\$175.00/yr.
A Copi/Kinney Office Systems	\$2,995.00	\$350.00/yr.
Transco Business Technologies	\$3,499.00	\$384.00/yr.
Ikon Office Solutions Inc.	\$5,009.00	\$354.00/yr.

Whereas, an analysis was completed by the Finance Director and it was determined that the lowest cost copier amortized over a period of six years is the Konica Bizhub 222 provided by the supplier, Budget Document Technology; and,

Whereas, the unit meets all required specifications:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for purchase of a new copier for the Bucksport Public Safety Building, Dispatch Office be awarded to Budget Document Technology for a model Konica Bizhub 222 in the amount of \$2,822.00.

Be it further resolved that the cost of the copier be charged to the Dispatch Reserve Account

**Acted on 12-10-2009**

Yes   7   No   0  

**Attested By Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-60 REGARDING REQUEST OF LAUREL RICHARDS TO  
BE EXEMPTED FROM A SEWER USER FEE**

Whereas, Laurel Richards is the owner of Map 31 Lot 13 of the Bucksport Tax Maps and will be referred to as “Owner”; and,

Whereas, the Owner’s property includes a residential home; and,

Whereas, the property has frontage on Central Street; and,

Whereas, a public sewer was installed along Central Street in 1989 at the request of at least 75% of the property owners; and,

Whereas, the Owner requests an exemption from having to hookup to the public sewer because of incompatible elevation that will result in higher cost to him in comparison to installing a private system on his property, that his home is located 198’ from the public sewer, and he does not have access to the sewer service without obtaining an easement from an adjacent property owner which he cannot obtain; and,

Whereas, Chapter 9 Article 2 Section 9-203 states “ The owner of any house, building , or property used for human occupancy, employment, recreation or other purpose, situated within the Town and abutting on any street, alley, or right of way in which there is now located a public sanitary sewer of the Town is hereby required, at his expense, .... to connect such facilities to the proper public sewer”; and,

Whereas, Section 9-203 further states “ Provided, however, that when excavation of the public highway is otherwise prohibited by state law or regulations, or where unusual hardship is otherwise prohibited by state law or regulations, or where hardship exists due to the presence of ledge, incompatible elevations, or other causes, the governing body may grant exceptions upon specific application of the owner or lessee of such properties, with such conditions as the said Governing Body may impose”; and,

Whereas, Article 11 Section 9-1102 item 3 reads “ Readiness to serve fees, in addition to the standard user fee, shall be charged to properties located within two-hundred (200) feet from a new public sewer if the extension is approved by at least 75% of the property owners to be affected. Such fees can be used only for payment of fixed costs that are not related to flow.”; and,

Whereas, item 4 of Section (9-1102 further states “ Each benefited user shall pay a minimum fee regardless of actual usage. The minimum fee shall be based on the payment of fixed costs that are not related to flow, and shall be established by the Town council”; and,

Whereas, it has been verified by the Town Manager that the Owner’s building is located 165’ from the public sewer; and,

Whereas, the Owner is correct in stating that he would be required to obtain an easement from the adjacent property owner to access the service that was installed for his property in 1989 when the public sewer was installed; and,

Whereas, Mr. Richards is correct in stating the elevations are incompatible between his building sewer and the public sewer; and,

Whereas, the Owner installed a new private system in 2008; and,

Whereas, the members of the Sewer Committee have reviewed the request and recommend that Owner's request be granted on the following basis:

1. There are incompatible elevations between his building sewer and the public sewer.
2. The Owner would have to obtain an easement from an adjacent property owner to access the sewer service that was installed for his property when the public sewer was constructed. He claims he made the request but was denied.

Be it resolved by the Bucksport Town Council in town council assembled that Laurel Richard (Owner) be exempted from having to hookup his home (located at Map 31 Lot 13 of the Bucksport Tax Maps), to the public sewer pursuant to Chapter 9, Article 2, Sec. 9-203 of the Bucksport Town Code.

Be it further resolved, should the existing subsurface disposal system malfunction, the owner of record at the time will be required to hookup to the public sewer and such requirement will be stated in a Consent Agreement approved by the Owner and recorded at the Hancock County Registry of Deeds.

**Acted on 12-10-2009**

Yes 7 No 0

**Attested By Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-61 REGARDING REQUEST OF RITA JOHNSON TO  
ALLOW A STORAGE SHED ON TOWN PROPERTY**

Whereas, Rita Johnson, Owner of Map 31 Lot 27 located off Spruce Street has requested that the she be permitted to leave a storage building 10' X 10' within the right of way for Spruce Street; and,

Whereas, the request was referred to the members of the Finance Committee for a recommendation; and,

Whereas, it was verified by the Town Manager that the shed is indeed located within the town's right of way; and,

Whereas, it has been determined that the building could be moved approximately ten feet so that in could be entirely located on the Owner's property; and,

Whereas, if the building is allowed to stay at its current location, the owner would be in a position at a later time to claim ownership of the property by prescription; and,

Whereas, the building is also located in an area that cuts off the Public Works Department's access to a sewer manhole that is located on the back side of the building:

Whereas, the members of the Finance Committee have received and reviewed pertinent information pertaining to the matter and recommend:

1. the building be removed from the public right of way
2. the owner be requested to move the building from the town's right of way no later than September 1, 2010

Be it resolved by the Bucksport Town Council in town council assembled that the request of Rita Johnson to allow a storage building to continue to be located within the right of way for Spruce Street be denied and that the owner be required to remove the building no later than September 1, 2010.

**Acted on 12-10-2009**

**Yes   7   No   0**

**Attested By Kathy Downes, Town Clerk**

  

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**RESOLVE #R-2010-62 REGARDING MEMBERSHIP ON THE ENERGY COMMITTEE**

Whereas, the Bucksport Town Council adopted Resolve #R-2008-68 establishing a Energy Committee that is responsible for identifying new energy alternatives and conservation measures; and,

Whereas, the committee consists of the members of the Finance Committee, the Economic Development Director, a representative from the Economic Development Committee, a representative from Bucksport Bay Healthy Communities Coalition, a representative from the Bucksport Area Chamber of Commerce, and three citizens at large; and,

Whereas, Bucksport Bay Healthy Communities Coalition has an Environment and Energy Committee that consists of nine members of which three are residents of neighboring communities whose primary role has been to identify viable energy alternatives and conservation measures; and,

Whereas, Bucksport Bay Healthy Communities Coalition has requested that they be permitted to merge with the Bucksport Energy Committee resulting in a more diversified citizens' committee; and,

Whereas, the responsibilities of the committee will not change:

Be it resolved by the members of the Bucksport Town Council in town council assembled that the members of the Bucksport Bay Healthy Communities Coalition's Environment and Energy Committee be appointed as members of the Bucksport Energy Committee with the understanding that the purpose of the committee will not change.

**Acted on 12-10-2009**

**Yes 0 No 7**

**Attested By Kathy Downes, Town Clerk**

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## **TOWN MANAGER'S REPORT**

Central Street Funding- I have received verbal notice from MDOT that funding will be available in the 2010-2011 BTIP for improvements on Central Street. I will be contacting MDOT within the next few weeks to begin the planning process for the project.

CDBG Infrastructure Grant Application- I submitted the Letter of Intent for a 2010 Public Infrastructure CDBG. I expect to hear shortly for the Office of Community Development to proceed to Phase I.

2009 Housing Assistance Grant- The project is moving ahead on schedule. The footing for the port-couchere and the catchbasin has been installed. The contractor is currently working to construct the client storage in the basement area of the building. Work will be starting on the kitchen improvements in the next several days. The project is still on schedule.

Financial Status 11-30-2009- I have provided copies of the Revenue and Expense Reports for the period ending 11-30-2009. At this time I do not see any major overdrafts in any of the expense lines. Revenues generally are within projections with exception of Maine Revenue Sharing. If you have any questions regarding the reports feel free to see the Finance Director or myself.

**RESOLVE #R-2010-63 AUTHORIZING SUBMITTAL OF AN APPLICATION  
FOR A 2010 PUBLIC INFRASTRUCTURE CDBG AND APPROPRIATION OF  
THE LOCAL MATCH**

Whereas, the Bucksport Town Council identified as a goal for fiscal year 2010 to address the drainage issues in the Townsite drainage area as requested by the citizens who live in the area, and;

Whereas, a study was completed by Millett Associates identifying the extent of the drainage problem and the impact on residential properties located within the drainage area; and,

Whereas, Millett Associate has prepared construction plans that outline the scope of the project in order to address the problem; and,

Whereas, Millett Associates estimates the project cost at \$525,000; and,

Whereas, an informational meeting was held on January 6, 2010 at which time property owners were given the opportunity to review construction plans for the project; and,

Whereas, the Town of Bucksport does not have funds to complete the project; and,

Whereas, the Town of Bucksport has the opportunity to apply for a 2010 Public Infrastructure Community Development Block Grant up to \$500,000; and,

Whereas, the minimum local match is 25% of the project cost; and,

Whereas, a public hearing has been held as required:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to submit an application to the Office of Community Development for a 2010 Public Infrastructure Community Development Block Grant in the amount of \$385,000 to install a drainage system in the Townsite drainage area as proposed by Millet Associates.

Be it further resolved that a cash match be appropriated from Undesignated Fund Balance in the amount of \$140,000 (in addition to other in-kind funds that have been or will be expended for the project) resulting in project funds totaling \$525,000.

Signed by the members of the Bucksport Town Council this 14<sup>th</sup> day of January, 2010

\_\_\_\_\_  
**Brain Leeman**

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**David Kee**

\_\_\_\_\_  
**David Keene**

\_\_\_\_\_  
**Bryon Vinton III**

\_\_\_\_\_  
**Jeffrey Robinson Sr.**

\_\_\_\_\_  
**Michael Ormsby**

\_\_\_\_\_  
**Robert Howard**

**Acted on 1-14-2010**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested By: Kathy L. Downes, Town Clerk**  
\_\_\_\_\_

**RESOLVE #R-2010-64 REGARDING PROCEDURE FOR SIGNING  
TREASURER'S WARRANTS**

Whereas, MSRA TITLE 30-A SECTION 5603 authorizes the Treasurer to disburse funds only on the authority of a warrant drawn for the purpose, affirmatively voted and signed by a majority of the municipal officers except as otherwise provided by charter or ordinance; and,

Whereas, Appendix B Council Rules, Section 31 permits the treasurer to disburse funds only on the authority of a warrant drawn for the purpose and signed by the Mayor, or in the absence of the mayor, by the Chairman of the Finance Committee; and,

Whereas, copies of all signed treasurer's warrants must be provided to all members of the town council at regular town council meetings:

Be it resolved by the Bucksport Town Council in town council assembled that the Treasurer is authorized to disburse funds only on authority of a warrant drawn for the purpose and signed by the Mayor or in the absence of the Mayor, by the Chairman of the Finance Committee.

Be it further resolved that copies of all signed treasurer's warrants will be provided to members of the town council during regular town council meetings.

**Acted on 1-14-2010**

Yes   7   No   0   Abstained \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-65 AUTHORIZING THE MAYOR AND TOWN MANAGER TO SIGN DOCUMENTS APPROVED BY THE TOWN COUNCIL**

Whereas, from time to time it is necessary for documents to be signed that reflect decision rendered by the Bucksport Town Council; and,

Whereas, the Town Manager is the Executive Officer for the Town of Bucksport; and,

Whereas, the Mayor has been selected by a majority of the members of the Bucksport Town Council to represent the council as a whole:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager and/or the Mayor are authorized to sign documents as necessary reflecting the approval of the majority members of the Bucksport Town Council.

**Acted on 1-14-2010**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-66 REFERRING ANNUAL APPOINTMENTS TO THE APPOINTMENTS COMMITTEE**

Whereas, it is necessary for the Bucksport Town Council to fill expired or vacant positions including Boards and Committees; and,

Whereas, the Bucksport Town Clerk has identified the following vacancies that will require reappointments or new appointments:

Sealer of Weights & Measurements 1 year appointment  
Harbor Master 1 year appointment  
Street and Naming/Numbering Coordinator 1 year appointment  
Planning Board 2 five year positions  
Board of Assessment Review 1-three year position and 1-one year position  
Zoning Board of Appeals 1-five year position  
Parks and Recreation 2-three year positions  
Conservation Commission 2- three year positions

Whereas, the matter should be referred to the Appointments Committee for nominations:

Be it resolved by the Bucksport Town Council in town council assembled that the nominations of candidates to fill vacant positions on Boards, Committees and statutory positions as listed above be referred to the Appointments Committee for nominations.

**Acted on 1-14-2010**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-67 REFERRING MATTER PERTAINING TO  
IMPROVEMENTS TO THE SILVER LAKE BOAT LANDING TO THE  
FINANCE COMMITTEE**

Whereas, the Bucksport Town Council engaged the engineering firm of Millett Associates to identify alternatives to improve the Silver Lake Boat Landing; and,

Whereas, Millett Associates has completed this task and is prepared to discuss the options with the Bucksport Town Council; and,

Whereas, input from interested citizens of the community is imperative:

Be it resolved by the Bucksport Town Council in town council assembled that plans prepared by Millett Associates identifying alternatives to improve the Silver Lake Boat Landing be referred to the Finance Committee for a recommendation.

Be it further resolved that the members of the Finance Committee seek interested members of the public to provide input regarding the alternatives, design and scope of the project.

**Acted on 1-14-2010**

Yes   7   No   0   Abstained       

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-68 REFERRING MATTER PERTAINING TO THE DEVELOPMENT OF A MINERAL EXTRACTION ORDINANCE TO THE ORDINANCE COMMITTEE**

Whereas, the members of the Ordinance Committee, in conjunction with the development of the new Land Use Ordinance, recommended that the town council consider developing a Mineral Extraction Ordinance; and,

Whereas, input from the planning board and public at large is imperative:

Be it resolved by the Bucksport Town Council in town council assembled that the matter of developing a Mineral Extraction Ordinance for the Town of Bucksport be referred to the members of the Ordinance Committee.

Be it further resolved that the Ordinance Committee provide opportunity for the public at large and planning board members to provide input regarding the proposed ordinance.

**Acted on 1-14-2010**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-69 REFERRING MATTER PERTAINING TO THE  
ENERGY AUDITS TO THE FINANCE COMMITTEE**

Whereas, energy audits have been completed for all buildings owned by the Town of Bucksport; and,

Whereas, there are numerous recommendations outlined in the reports, if implemented, will result in substantial savings in energy cost to the town; and,

Whereas, the reports are relatively detailed and require considerable time to review and consider:

Be it resolved by the Bucksport Town Council in town council assembled that the matter of implementing the recommendations outlined in the energy audits conducted of town buildings be referred to the Finance Committee for recommendations.

**Acted on 1-14-2010**

Yes   7   No   0   Abstained \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-70 REFERRING THE PROPOSAL FROM SUSTAINABLE ENERGY DEVELOPMENTS INC. TO THE ENERGY COMMITTEE**

Whereas, the Town of Bucksport has received a proposal from Sustainable Energy Developments Inc. (SED), a full-service developer and installer of community wind systems throughout the Northeast, to explore the feasibility of developing a community wind project in Bucksport; and,

Whereas, it is imperative for the members of the town council to understand all of the factors that pertain to community wind systems; and,

Whereas, the Bucksport Town Council has set a goal to explore all feasible energy alternatives available to the town:

Be it resolved by the Bucksport Town Council in town council assembled that the proposal received from Sustainable Energy Development to explore the feasibility of community wind power in Bucksport be referred to the members of the Energy Committee for a recommendation.

**Acted on 1-14-2010**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-71 REFERRING TO THE ORDINANCE COMMITTEE THE  
MATTER PERTAINING TO THE POLICY FOR INSTALLING BANNERS ON  
THE BANNER POLES LOCATED A PEARY'S LANDING**

Whereas, there a two banner poles located at Peary's Landing that are used to install banners announcing or promoting activities of public interest; and,

Whereas, the members of the Economic Development Committee have recommended that the town council consider adopting a policy that will establish conditions and procedures to be followed in order to attach a banner or banners to the poles; and,

Whereas, the Economic Development Committee has provided a draft of a proposed Banner Display Permit Application; and,

Whereas, if the town council agrees to consider the recommendation, that any requirement regarding the use of the poles will be best administered by applicaton of an ordinance:

Be it resolved by the Bucksport Town Council in town council assembled that the matter pertaining to establishing a policy to direct the attachment of banners to the banner poles located at Peary's Landing be referred to the Ordinance committee for a recommendation.

**Acted on 1-14-2010**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-72 AUTHORIZING CONTRACT WITH CONSULTANT TO HELP LOCATE AN OCCUPANT OR USE FOR THE OLD JED PROUTY**

Whereas, the Old Jed Prouty has been vacant for over six years; and,

Whereas, the Bucksport Town Council set as a goal for 2010 to find a long term occupant/use for the property; and,

Whereas, the Downtown Plan includes the goal that the Old Jed Prouty be reestablished as one of several focal points in the downtown area; and,

Whereas, the building is on the National Historic Register; and,

Whereas, a qualified consultant, Bob Baldacci with the firm Baldacci Group has been identified to assist the town with its efforts to market the Old Jed Prouty; and,

Whereas, the firm has agreed to accept for its services a success (finder's) fee in the amount of \$20,000 if the firm is successful in finding a buyer who is financially capable of purchasing and developing the property; and,

Whereas, the listing agent would continue to be responsible for the sale of the property; and,

Whereas, the listing agent has agreed that a portion of the agent's fee would be shared with the consultant as a finder's fee that will help off-set the cost of the service if the consultant is successful in its endeavors; and,

Whereas, the remaining balance would be paid for from TIF Revenues; and,

Whereas, a contract has been prepared that outlines the conditions of services and payment, a copy of which is attached to this resolve; and,

Whereas, members of the Economic Development Committee support and recommend the approval of this contract:

Be it resolved by the Bucksport Town Council in town council assembled that the firm Baldacci Group be retained for the purpose of assisting to locate a buyer that is capable of financing the purchase and redevelopment the Old Jed Prouty into a usable facility that will become one of several focal points in the downtown.

Be it further resolved that the firm, Baldacci Group be paid a success (finder's) fee in the amount of \$20,000 if the firm is successful in pursuing and marketing the building; such service to be funded in part from the broker's fee and the balance from TIF Revenues.

**Acted on 1-28-2010**

Yes 5 No 0 Abstained \_\_\_\_\_ Absent 2 **Byron Vinton & David Kee**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-73 REGARDING THE REMOVAL OF THE SIDEWALK  
LOCATED ON THE SOUTH SIDE OF MAIN STREET AT THE BRIDGE OVER  
TANNERY BROOK**

Whereas, the Maine Department of Transportation (MDOT) is currently working to repair the bridge located on Main Street at Tannery Brook; and,

Whereas, MDOT has proposed to remove the sidewalk on the south side of Main Street parallel to the bridge in order to lower the guard rail to provide for better visibility when exiting from Peary's Landing; and,

Whereas, there is no sidewalk on the south side of Main Street from School Street to the bridge; and,

Whereas, there is a crosswalk at Pine Street that allows pedestrians to cross Main Street at that location:

Be it resolved by the Bucksport Town Council in town council assembled that the Maine Department of Transportation be permitted to remove the sidewalk along the south side of Main Street parallel to Tannery Brook in order to be able to lower the guardrail along the south side of the bridge to improve visibility when exiting from Peary's Landing.

Be it further resolved that the Town Manager be authorized to communicate the decision of the Bucksport Town Council to MDOT.

**Acted on 1-14-2010**

**Yes**   7   **No**   0   **Abstained** \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-74 APPROVING AUDIT REPORT FOR THE 2008-2009  
FISCAL YEAR**

Whereas, the Town of Bucksport has received its audit report for the period 7-1-2008 to 6-30-2009; and,

Whereas, a management letter was issued by the auditing firm RHR Smith & Company that included no findings or recommendations for the town; however, included recommendations for the Bucksport School Department; and,

Whereas, all Bucksport School finances are now the responsibility of RSU #25:

Be it resolved by the Bucksport Town Council in town council assembled that the municipal audit for the period 7-1-2008 to 6-30-2009 be approved and a copy of the report be filed with the Town Clerk to become a permanent record of the town.

**Acted on 1-14-2010**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-75 APPROVING SETTLEMENT STATEMENT WITH  
REGIONAL SCHOOL UNIT #25**

Whereas, Debbie Fitzpatrick, Finance Director, prepared a settlement statement reflecting balances of the Bucksport School Department for fiscal year ending 6-30-2009; and,

Whereas, the citizens of the community voted to form a Regional School Unit; and,

Whereas, state law required a plan be prepared that outlined how school account balances would be applied once the RSU was established and in operation; and,

Whereas, the Finance Director has prepared a statement following the requirements outlined by the Plan as it pertains to balances; and,

Whereas, a copy of the Settlement Statement has been provided to the Superintendent of Schools for review; and,

Whereas, the Superintendent has agreed the statement is reflective of the record and the Plan except for the student activity account reflecting a balance of \$83,512.29; and,

Whereas, the Superintendent was unable to reference any language from the Plan or state law that would support his claim; and,

Whereas, the Bucksport Town Council can designate the funds as special revenue and return the funds to the RSU to pay for student activities:

Be it resolved by the Bucksport Town Council in town council assembled that the Settlement Statement prepared by the Finance Director, a copy of which is attached to this Resolve, regarding balances due to/from the Regional School Unit 25 be approved and the Treasurer dispense the funds due RSU 25 in accordance to the Plan and state law.

Be it further resolved that funds in the amount of \$83,512.29 identified for student activities be credited to a Special Revenue Account, such to be paid to the Treasurer of RSU #25 and to be used solely for student activities at the Bucksport Schools.

**Acted on 1-28-2010**

Yes   5   No   0   Abstained        Absent   2   Byron Vinton & David Kee

Attested by **Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-76 AUTHORIZING CONTRACT WITH MILLETT  
ASSOCIATES FOR ENGINEERING SERVICES FOR IMPROVEMENTS TO  
CENTRAL STREET**

Whereas, the Maine Department of Transportation has agreed verbally to provide 50% or up to \$250,000 to improve a portion of Central Street from Broadway to a point 600' north of the Race Course Road intersection; and,

Whereas, the Town of Bucksport has proposed to act as the general contractor for the project and provide 50% of the project cost up to \$250,000; and,

Whereas, the town must have construction plans and specification prepared for the project; and,

Whereas, Millett Associates has proposed to prepare the plans and specifications as required by MDOT for a cost of \$12,350; and,

Whereas, the scope of service includes topographic and location survey of driveways to identify grades, culverts, features, house location and other factors that might affect the match point; cross sections; locate existing culverts and identify the condition of each culvert; review existing ditch conditions and necessary ditching improvements; provide core samples of the existing pavement at 8 locations; prepare a cost estimate; and prepare detail sheets as needed with standards including erosion and sediment control; and,

Whereas, the intent is to have the project completed by the end of July 2010:

Be it resolved by the Bucksport Town Council in town council assembled that the contract with Millett Associates to prepare plans for improvements to Central Street be approved in the amount of \$12,350.

Be it further resolved that an amount not to exceed \$250,000 be appropriated from Undesignated Fund Balance as the town's share of the project.

**Acted on 1-14-2010**

**Yes   7   No   0   Abstained**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-77 REGARDING TAX ACQUIRED PROPERTY**

Whereas, property identified on the attached sheet became tax acquired on December 11, 2009; and,

Whereas, the Policy for Tax Acquired Property requires the town manager to prepare a list of properties acquired and forward a copy to the town council which shall include information such as size, location and other relevant data; and,

Whereas, the town council’s decision regarding disposition of tax acquired property shall include a review of the following:

- 1. determine the potential liability
- 2. determine and obtain, if necessary, insurance coverage
- 3. determine if any occupants will be displaced and require public assistance
- 4. determine other special conditions, if any

Whereas, the town council shall evaluate any current or future needs the town might have for each property, particularly including recreation, parks, municipal facilities , economic development projects, open space needs and affordable housing; and,

Whereas, if the town council deems it to be in the town’s best interest, it may retain tax acquired property without offering the property for sale; and,

Whereas, if the town council decides not to retain tax-acquired property, the council may sell it by competitive sealed bid or vote to allow the former owner(s) to repurchase the tax acquired property pursuant to certain conditions:

Be it resolved by the Bucksport Town Council in town council assembled that the following actions be taken regarding property tax acquired on December 11, 2009:

- Map 5 Lot 24-1 be retained by the town because it abuts the town’s landfill facility
- Map 21 Lot 37 be offered to the owner for payment of taxes, cost and interest (payment arrangements)
- Map 21 Lot 04-00 N1 (camper) be offered to the owner of record for payment of taxes, interest and cost
- Map 13 Lot 51 be offered to the owner of record for payment of taxes, interest and cost within sixty days of notice
- Map 10 Lot 28 be offered to the owner of record for payment of taxes, interest and cost within sixty days of notice
- Map 17 Lot 46 be offered to the owner of record for payment of taxes, interest and cost within 60 days of notice
- Map 5 Lot 72 be offered to the owner of record for payment of taxes, interest and cost within 60 days of notice
- Map 13 Lot 36 be offered to the owner of record for payment of taxes, interest and cost within 60 days of notice

**Acted on 1-14-2010**

**Yes   7   No   0   Abstained**

**Attested by Kathy Downes, Town Clerk**

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## TOWN MANAGER'S REPORT

**2009 Housing Assistance CDBG-** The contractor has started work in the kitchen area and the port-couchere has been fabricated and is being painted and should be available for installation in the next few weeks. A meeting was held with HUD representatives on January 5, 2010 to discuss the damage done to two apartments resulting from a roof drain separating from the roof and to discuss the CDBG project. The mechanical contractor assumed responsibility for the damage and corrected all of the other roof drains except for those in the gym area that could not be accessed. HUD representatives were pleased how the owner and management company handled the situation. The mechanical contractor's insurance company will be paying for the damage. HUD representatives also reviewed the improvements being done with CDBG funds and are very pleased with the results. They did inform the Gardner Commons Board of Directors that the plans for the CDBG improvements had to be approved by HUD. The Board was not aware of the requirement but forwarded plans to HUD the next day.

**PUC Energy Grant-** The Town is still waiting to receive a decision regarding its two grant applications for funds to replace the wood boiler at the wastewater treatment facility with a new wood pellet boiler, and to conduct a study to determine the feasibility of developing a woodchip fired boiler in the industrial park to support the heating and electrical needs for the businesses in the park. A decision should be rendered within the next month.

**Senior Programs-** Mary Jane has been working with a consultant to determine the financial feasibility of preparing meals for local senior citizens by having a cook on site. The results of that study are expected by the end of January. A computerized kiosk has been set up in the lobby of the town office by Eastern Agency on Area Aging to provide a means of identifying programs that are available to senior citizens of the community. Within the next few weeks they will be scheduling a volunteer who will be able to assist seniors to operate the system.

**Financials Ending 12-31-2009-** I have provided copies of the Revenue and Expense Reports for the period ending 12-31-2009. Revenues continue to be on track with the exception of Maine Revenue Sharing. A gap of \$30,000 is expected with this account by years end. Expenses continue to be on track with projections. At this time, the only concern is with the account, Legal Fees, particularly as a result of the Thibodeau appeal in Superior Court.

**Industrial Park-** Mike Millett has laid-out the road and has parceled the 20 acre lot into 8 lots ranging from two to three acres. He has also met several times with DEP and is in the process of preparing the necessary paper work to submit the application for a Site Location for Development Permit. I expect he will be filing the DEP application and subdivision application with the Bucksport Planning Board sometime this spring.

**RESOLVE #R-2010-78 AUTHORIZING CONTRACT FOR SURVEYING SERVICES**

Whereas, the Town of Bucksport has an interest to obtain property adjacent to the Silver Lake Boat Landing referred to as Map 5 Lot 10 of the Bucksport Tax Maps and owned by Verso; and,

Whereas, the Town has an interest to obtain the property in order to provide parking opportunities for those that use the landing area; and,

Whereas, Verso has indicated an interest to convey the property to the town but requires that all cost associated with the conveyance be paid for by the town; and,

Whereas, the services of a surveyor will be necessary to prepare a boundary survey and legal description; and,

Whereas, a proposal has been received from Plisga and Day to provide the service for an estimated cost of \$2,000:

Be it resolved by the Bucksport Town Council in town council assembled that the services of Plisga and Day be obtained to prepare a boundary survey and legal description for Map 5 Lot 10 for a cost not to exceed \$2,000 unless approved by the Bucksport Town Council

Be it further resolved that the cost for this service be paid for from Undesignated Fund Balance.

**Acted on 1-28-2010**

Yes   5   No   0   Abstained      Absent   2   Byron Vinton & David Kee

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-79 AUTHORIZING DISCHARGE OF INDEBTEDNESS**

Whereas, several Micro-Loans have outstanding balances and the balances cannot be collected; and,

Whereas, Section 61 of the Internal Revenue Code of 1954 provides that gross income means all income for whatever source derived including income from discharge of indebtedness; and,

Whereas, the finance director recommends that by resolve the Town Council approve or issue a discharge of indebtedness to each of the loans in questions; and,

Whereas, one borrower who meets this criterion of outstanding balance and subject to forgiveness is:

John Wilkinson, b/d/a Atlantic Coast Wood Design in the amount of \$10,405.97; and,

Whereas, if the town council agrees to discharge the indebtedness, the town must issue to the borrower a IRS Form 1099 in the amount of \$10,405.97:

Be it resolved by the Bucksport Town Council in town council assembled that the balance of debt for John Wilkinson d/b/a Atlantic Coast Wood Design in the amount of \$10,405.97 be forgiven and an IRS Form 1099 be issued to the borrower in the same amount.

**Acted on 1-28-2010**

**Yes   5   No   0   Abstained \_\_\_\_\_ Absent:   2   Byron Vinton & David Kee**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-80 AUTHORIZING DISCHARGE OF INDEBTEDNESS**

Whereas, several Micro-Loans have outstanding balances and the balances cannot be collected; and,

Whereas, Section 61 of the Internal Revenue Code of 1954 provides that gross income means all income for whatever source derived including income from discharge of indebtedness; and,

Whereas, the Finance Director for the Town of Bucksport recommends that by resolve the Town Council approve or issue a discharge of indebtedness to each of the loans in questions; and,

Whereas, one borrower who meets this criterion of outstanding balance and subject to forgiveness is:

Louis Marquis d/b/a Staatsburg Manufacturing in the amount of \$9,100.40; and,

Whereas, if the town council agrees to discharge the indebtedness, the town must issue to the borrower a IRS Form 1099 in the amount of \$9,100.40:

Be it resolved by the Bucksport Town Council in town council assembled that the balance of debt for Louis, Marquis d/b/a Staatsburg Manufacturing in the amount of \$9,100.40 be forgiven and an IRS Form 1099 be issued to the borrower in the same amount.

**Acted on 1-28-2010**

**Yes 5 No 0 Abstained \_\_\_\_\_ Absent 2 Byron Vinton & David Kee**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-81 REFERRING PROPOSED REVISION OF CHAPTER 4  
ARTICLE 5 TO THE ORDINANCE COMMITTEE**

Whereas, the members of the Bucksport Planning Board request that the Bucksport Town Council consider revising Chapter 4 Article 5 of the Bucksport Town Code; and,

Whereas, Chapter 4 Article 5 pertains to appointment to the board, filling vacancies, qualifications of board members, matter of conflict of interest, administrative procedures, public involvement, parties of standing, authority of the board, and remuneration; and,

Whereas, the Bucksport Planning Board has submitted for consideration a copy of Chapter 4, Article 5 with proposed revisions:

Be it resolved by the Bucksport Town Council in town council assembled that the matter pertaining to the revision of Chapter 4, Article 5 be referred to the Ordinance Committee.

**Acted on 2-11-2010**

**Yes 6 No 0 Abstained \_\_\_\_\_ Absent 1 Byron Vinton**

**Attested: Kathy Downes, Town Clerk**

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## **RESOLVE #R-2010-82 AUTHORIZING BID REQUEST FOR ENERGY IMPROVEMENTS**

Whereas, the Bucksport Town Council referred to the Finance Committee the energy audits, including recommendations, for the Public Safety, Town Garage, Wastewater Treatment Facility, Transfer Station, and Town Office; and,

Whereas, the assignment to the committee was to determine which tasks outlined by the audit reports would be recommended to the Bucksport Town Council for implementation; and,

Whereas, the members of the committee met on February 9, 2010 to discuss the matter; and,

Whereas, it was agreed by the members of the committee that tasks resulting in paybacks of less than five years would be recommended for implementation; and,

Whereas, the list includes:

### Transfer Station

- 1. replace incandescent bulbs with compact fluorescent bulbs and T12 fixtures with high output T8 fixtures for interior lighting**

### Public Safety

- 1. replace T12 fluorescent fixtures with high output T8 fixtures for interior lighting**
- 2. replace exit sign lights with fixtures and LED lights**
- 3. install interior dual-sensing occupancy sensors in most locations that are frequently occupied**

### Wastewater

- 1. replace T12 fluorescent fixtures with high output T8 fixtures for interior lighting**
- 2. install interior dual-sensing occupancy sensors in most locations that are frequently occupied**
- 3. replace exterior lighting with metal halide fixtures**
- 4. install generator heater timer**

### Town Garage

- 1. replace incandescent bulbs with compact fluorescent bulbs and T12 fixtures with high output T8 fixtures for interior lighting**
- 2. install interior dual-sensing occupancy sensors in most locations that are frequently occupied**
- 3. replace high sodium light fixtures in the high bay areas with T5 fluorescent**
- 4. complete door weather stripping for areas being heated**
- 5. tighten building envelop for areas being heated**
- 6. exhaust compressor**

7. **install timer to water cooler**
8. **replace ceiling fans**
9. **add timer and control to block heater for the generator**

Town Office

1. **replace T12 fluorescent fixtures with high output T8 fixtures for interior lighting**
2. **install interior dual-sensing occupancy sensors in most locations that are frequently occupied**
3. complete door weather stripping
4. tighten upper level ceiling area

Be it resolved by the Bucksport Town Council in town council assembled that the town manager be authorized to seek proposals from interested contractors for all of the tasks that are electrical in nature and listed above.

Be it further resolved, once received, that such proposals will be referred to the town council for further consideration.

**Acted on 2-11-2010**

**Yes 6 No 0 Abstained      Absent 1 Byron Vinton**

**Attested: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-83 AUTHORIZING BID REQUEST FOR GENERATOR  
HOOKUPS**

Whereas, the Bucksport Fire Department received a grant to purchase a portable generator to provide emergency power to two schools that could serve as emergency shelters during an emergency and when a power outage is occurring; and,

Whereas, these schools include the Jewett School and the Bucksport Middle School; and,

Whereas, there is also an interest to provide standby emergency power at the Bucksport Public Safety Building should the existing unit malfunction or if it becomes necessary to provide emergency power to the entire building, since the existing unit can only provide power to a portion of the building; and,

Whereas, in order to provide emergency power to these facilities, it is necessary to install at each facility a transfer switch and plug-in unit:

Be it resolved by the Bucksport Town Council in town council assembled that the town manager be authorized to seek proposals from interested contractors to install the necessary switches and plug-in units at the Public Safety Building, Jewett School and Bucksport Middle School in order to provide power during an emergency and when a power outage is occurring.

Be it further resolved, once received, that such proposals be brought back to the town council for further consideration.

**Acted on 2-11-2010**

**Yes 6 No 0 Abstained \_\_\_\_\_ Absent 1 Byron Vinton**

**Attested: Kathy Downes, Town Clerk**

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## TOWN MANAGER'S REPORT

2009 Housing Assistance Program- The kitchen improvements at Gardner Commons have been progressing very slowly. Most of the modifications have been completed in order to install the new kitchen equipment. The equipment has been ordered and should be delivered within the next few weeks. Modifications have been made to the existing porch to allow for the new porte-couchere. The contractor should have the new porte-couchere installed by the end of March. Even though the project contingency was minimal, it seems at this time that all planned improvements will be completed within budget.

Central Street Improvement- All of the survey work has been completed for the project and Millett Associates should have preliminary plans to review with MDOT by the end of March. The project will include minor drainage improvements, reclaiming of the existing paved area and three and one-half inches of new pavement. This will include the travel way and the road shoulders.

Elderly Services- The Finance Director has been working with the seniors to develop their website. The Senior Center will have internet access next week and work on the website will begin shortly after the install. My efforts have been concentrated on improving the meal program. Mary Jane, with funds from her program, obtained the services of a consultant to develop a budget and menus for a typical onsite meal program. This includes having a cook to prepare meals at the Senior Citizens' Center. I am currently working with Eastern Agency on Aging to partner with Town to reinstate the meal site in Bucksport. This will require some financial support from the Town which I am hoping Mary Jane will provide. This will allow us the time to reestablish the program. If turnout continues to be poor after the trial period, the existing program can be resumed.

Industrial Site- DEP has been working with the town to eliminate the need to file a Site For Development Permit for the existing lots in Heritage Park and for the expansion. Last week the town received a letter from DEP noting the Town did not have to file for a Site for Development Permit but after DEP obtained new information regarding John Wardwell's subdivision, they rescinded their decision. They did, however, outline for Mr. Wardwell a means by which he can get the Town off the hook. I am currently working with Mr. Wardwell and his consultant to have him agree to DEP's suggestion. If we are able to work this out with DEP and Mr. Wardwell, the Town will be off the hook and will only have to file a stormwater management plan for the expansion.

Silver Lake Boat Landing- I have had contact with Department of Conservation regarding the development of Silver Lake Parking Lot. The Director for the Public Boat Landing Program indicated an interest to partner with the Town to develop the facility. He is unable to provide any financial support until the latter part of 2011. That will work since the Town can provide its share of the project funds upfront and the Department of Conservation can provide its funds to rap up the project.

Education Budget- I have been attending the RSU #25 budget meetings in order to be informed of their proposed budget. As you may have read in the newspaper or heard at their meetings, they will be losing over \$900,000 in state funds that would have been applied against the cost of general education and special education. Since education requires 72 cents of every tax dollar raised in Bucksport, I want to make sure that the RSU is not expecting Bucksport taxpayers to absorb these significant increases. I encourage all town council members to follow these workshops as well.

**RESOLVE #R-2010-84 REGARDING MORATORIUM FOR MINERAL  
EXTRACTION**

Whereas, the planning board has received an application from Robert Wardwell of Wardwell Construction and Trucking Corporation to operate a quarry at his gravel pit located on Bucksmill Road; and,

Whereas, the planning board is aware that the town council has asked for additional mineral extraction standards to supplement and fine-tune the standards that currently exist in the landuse ordinance; and,

Whereas, the town council in their decision to request review of the existing standards was in response to concerns expressed by the planning board and others that the existing standards may not adequately address the potential for unreasonable adverse impacts on rural residential properties resulting from near-by mineral extraction operations; and,

Whereas, the planning board has recommended by unanimous vote that the town council adopt a 180 day moratorium that would temporarily stop the review of Mr. Wardwell's application and any other proposed mineral extraction application that may be submitted:

Be it resolved by the Bucksport Town Council in town council assembled that the Code Enforcement Officer be authorized to prepare an ordinance that will authorize a moratorium for mineral extraction projects proposed for 180 days to allow time for the planning board and town council to determine if additional standards should be incorporated in the land use ordinance for mineral extraction operations.

Be it further resolved that the proposed ordinance be available for the town council to introduce at the town council meeting scheduled for March 25, 2010.

**Acted on 3-11-2010**

**Yes   0   No   5   Abstained      Absent   2   David Kee & Jeff Robinson**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-85 REFERRING ISSUANCE OF A LICENSE TO FOOD VENDORS**

Whereas, the CEO has received a request from the town clerk to approve the issuance of a license covering food vendors who participate in the Bucksport Bay Festival; and,

Whereas, in previous years, it had been the understanding that all of the food concession stands were exempt from licensing because they were operated by charitable, educational, religious or fraternal organizations; and,

Whereas, it has become apparent that some of the vendors are private vendors that do not qualify for exemption; and,

Whereas, if it is the intent of the town council to grant an umbrella license for all participants in the festival, including those that would otherwise be subject to individual licensing, then that should be addressed in Chapter 6 of the Bucksport Town Code:

Be it resolved by the Bucksport Town Council in town council assembled that the matter of licensing food vendors and itinerant vendors associated with the festival be referred to the Ordinance Committee for a recommendation.

**Acted on 3-11-2010**

**Yes   5   No   0   Abstained        Absent   2   David Kee & Jeff Robinson**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-86 IDENTIFYING TRANSPORTATION PROJECTS FOR  
THE MDOT'S SIX YEAR PLAN**

Whereas, Maine Department of Transportation has extended to the town council an opportunity to provide a list of priorities for highway projects to MDOT to be included in the Six-Year MDOT Transportation Plan for potential future funding; and,

Whereas, these needs are for State arterials and minor and major collectors; and,

Whereas, Route 46 is classified as a major collector, Route 1 and Route 15 as federal arterials and Central Street as a minor collector:

Be it resolved by the Bucksport Town Council in town council assembled that the projects be as follows:

Highway Improvements

Priority 1- Route 46 commencing at Route 1 and extending to a point one mile north of Hancock Pond (reconstruction)

Priority 2- Route 15 (repave)

Other Highway Improvement Needs

Priority 1- Route 46 intersection at Mast Hill Road and Route 46 - reconstruct

Priority 2- Route 1 street light at the intersection of Route 1 and Hannaford Grocery Store

Passenger and Freight Transportation Improvements

Route 15- truck lane at Hurds Brook Hill and Longview Lumber Hill

**Acted on 3-11-2010**

Yes 5 No 0 Abstained \_\_\_\_\_ Absent 2 David Kee & Jeff Robinson

Attested by Kathy Downes, Town Clerk

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**RESOLVE #R-2010-87 IDENTIFYING TRANSPORTATION PROJECTS THAT FUNDING MAY BE AVAILABLE FOR FROM MDOT**

Whereas, Maine MDOT administers several transportation programs on a competitive basis; and,

Whereas, Maine MDOT has asked that municipalities that might be interested to seek funding from these programs should indicate such:

Be it resolved by the Bucksport Town Council in town council assembled that the town indicate an interest to participate in the following programs:

Transportation Enhancement Program- for downtown revitalization initiatives

Safe Routes to Schools- to improve sidewalks and trails to school facilities

Small Harbor Transportation Improvement Program- expand floats and install new pylon at the town dock

Industrial Rail Access Program- rail siding at the Sprague site off Route 15

Boating Infrastructure Grant Program- for float improvements at the fishing pier and town dock

Community Investment Sharing- streetscape improvements along Main Street

Community Gateway- signage leading tourist from Route 1 to Main Street

**Acted on 3-11-2010**

**Yes   5   No   0   Abstained        Absent   2   David Kee & Jeff Robinson**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-88 AUTHORIZING PURCHASE OF A ONE TON TRUCK  
FOR THE TREATMENT PLANT**

Whereas, the 2010-2011 Capital Improvement Plan calls for the purchase of a one ton truck for the treatment plant to replace a 1988 dump truck and 2000 pickup truck; and,

Whereas, the Recreation Department has a need for a used pickup truck to supplement the summer maintenance program; and,

Whereas, if the town council allows the purchase of the new vehicle now, the 2000 pickup truck could be transferred to the Recreation Department for use beginning April 1, 2010; and,

Whereas, the following quotes have been received:

Whereas, the Superintendent for the Wastewater Treatment Facility recommends that the proposal from Whited Truck Centers for a 2011 one ton truck and plow in the amount of \$37,580 be accepted:

**Wastewater Truck Prices 1  
Ton**

**BY CHEAPEST**

<b>1) Varney GMC</b>	<b>TRUCK TOTAL</b>	<b>\$30,786</b>
<b>2010 GAS 1 ton</b>		
Truck and 8' body =	36,986	
Discount =	6,200	
Plow = 8' 6" Fisher straight blade		<b>\$4,415</b>
	<b>TOTAL TRUCK &amp; PLOW</b>	<b>\$35,201</b>
<hr/>		
<b>2) O'Connor GMC</b>	<b>TRUCK TOTAL</b>	<b>\$31,204</b>
<b>2009 GAS 1 ton</b>		
Truck and 8' body =	31,204	
Discount =	0	
Plow = 9' Fisher straight blade		<b>\$4,105</b>
	<b>TOTAL TRUCK &amp; PLOW</b>	<b>\$35,309</b>
<hr/>		
<b>3) Whited Truck Centers Ford</b>	<b>TRUCK TOTAL</b>	<b>\$33,165</b>
<b>2011 Gas 1 ton</b>		
Truck and 9' body =	38,565	
Discount =	5,595	
Plow = 9' Fisher straight blade		<b>\$4,415</b>
	<b>TOTAL TRUCK &amp; PLOW</b>	<b>\$37,580</b>
<hr/>		
Options: Pintle package with multi-hook or receiver tube; Add <b>\$525</b>		

Buyers Products dump body tarp; Add **\$375**  
With Options **\$38,480**

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**4) Darlings Auto Mall Ellsworth**

**2010 Gas 1 ton**

Truck and 8' body & Fisher V-Plow = \$45,813

Discount = 6,810

TOTAL TRUCK & PLOW **\$39,003**

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**5) Morrison Chevrolet  
Ellsworth**

TRUCK TOTAL **\$40,163**

**2009 Diesel 1 ton**

Truck and 9' body = 49,099

Discount = 8,936

Plow = 9' Fisher straight Stainless blade **\$5,000**

TOTAL TRUCK & PLOW **\$45,163**

Be it resolved by the Bucksport Town Council in town council assembled that the proposal from Whited Truck Centers in the amount of \$37,580 for a 2011 Ford one-ton truck be accepted.

Be it further resolved that the cost of purchasing the truck and plow be paid for from Sewer Reserve Account.

**Acted on 3-11-2010**

Yes   5   No   0   Abstained        Absent   2   **David Kee & Jeff Robinson**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-89 APPROVING CONSENT AGREEMENT BETWEEN  
LAUREL AND BEULAH RICHARDS AND THE TOWN OF BUCKSPORT**

Whereas, on December 10, 2009 the Bucksport Town Council approved Resolve #R-2010-60 exempting Laurel and Beulah Richards from having to hookup their home located at 6 Catspaw Lane to the Central Street sanitary sewer; and,

Whereas, the resolve set the condition that a Consent Agreement had to be agreed upon by Laurel and Beulah Richards and filed at the Registry of Deeds Hancock County outlining the conditions for the exemption; and,

Whereas, a copy of the consent agreement has been prepared and submitted to the town council for approval:

Be it resolved by the Bucksport Town Council in town council assembled that the proposed consent agreement between the Town of Bucksport and Laurel and Beulah Richards be approved.

Be it further resolved, once the agreement has been signed by Laurel and Beulah Richards, it is returned to the Town Council for signature.

**Acted on 3-11-2010**

**Yes   5   No   0   Abstained        Absent   2   David Kee & Jeff Robinson**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-90 AWARDDING CONTRACT FOR STREET AND PARKING LOT STRIPING**

Whereas, the Town requested proposals from interested firms to complete street and parking lot striping for 2010; and,

Whereas, the quote is for all crosswalks and parking spaces along public streets in Bucksport; and,

Whereas, the quotes are based on unit prices and estimated quantities and the total cost may change depending on the number of units purchased; and,

Whereas, quotes were received as follows:

Company	Total Unit Bid Price
Fine Line Pavement Striping	\$5,378.25
Stripes Pavement Marking & Signs	\$2,595.00
Lucas Striping	\$3,280.00
Wilson's Line Striping	\$2,658.00

Be it resolved by the Bucksport Town Council in town council assembled that the contract for line striping for 2010 be awarded to Stripes Pavement Marking & Signs pursuant to the unit prices outlined in by their quote, a copy of which is attached to this resolve.

**Acted on 3-11-2010**

**Yes   5   No   0   Abstained        Absent   2   David Kee & Jeff Robinson**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-91 APPROVING AMBULANCE WRITE-OFFS FOR THE  
PERIOD 10-1-2008 TO 12-31-2008**

Be it resolved by the Bucksport Town Council in town council assembled that the write-off for ambulance service uncollectibles for the period October 1, 2008 to December 31, 2008 in the amount of \$13,169.86 be authorized.

**Acted on 3-11-2010**

**Yes   5   No   0   Abstained \_\_\_\_\_ Absent   2   David Kee & Jeff Robinson**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-92 APPROVING APPOINTMENTS FOR THE ENSUING YEAR**

Be it resolved by the Bucksport Town Council in town council assembled that the following appointments be made:

Robert Wiggin, Sealer of Weights and Measurements for a one year term

David Grant, Harbor Master for a one year term

Jeff Hammond, Street and Naming /Numbering Coordinator for a one year term

Rosemary Bamford and George Hanson to the Planning Board for a five year term

Cathy Hamburger to the Board of Assessment Review for a three year term

Wendy White as alternate to the Board of Assessment Review for a one year term

Emery Deabay to the Zoning Board of Appeals for a five year term

Lisa Whitney, Joel Wardwell, Cathy Hamburger, David Gelinis, Linda Plourde, John Wardwell, Melanie Findlay, Belle Ryder, Butch Osborne, Jim Boothby, Brian Seekins to the Economic Development Committee for a one year term

David Kee, Lisa Whitney, Maryellen Jones Reynolds, Dan See and Steve Crosson to the Micro Loan Committee for a one year term

Sean Geagan and Andrew Tyne to the Recreation Committee for a three year term

Kathy Downes to the Conservation Committee for a three year term

Betty Barker to the Conservation Committee for a three year term

**Acted on 3-11-2010**

**Yes 5 No 0 Abstained \_\_\_\_\_ Absent 2 David Kee & Jeff Robinson**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-93 AUTHORIZING AGREEMENT WITH MAINE  
DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO  
CENTRAL STREET**

Whereas, Maine Department of Transportation (MDOT) has agreed to provide funding not to exceed \$214,609 to repave a portion of Central Street, approximately 1.2 miles; and,

Whereas, MDOT requires that the town enters into a Rural Road Initiative Agreement outlining the conditions of the program; and,

Whereas, the Bucksport Town Council has already appropriated its share of the project cost; and,

Whereas, the town can begin to receive reimbursement for expenses incurred only after the agreement has been signed:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to sign the Rural Road Initiative Agreement between the Town and Maine Department of Transportation for funds to repave 1.2 miles on Central Street.

**Acted on 3-11-2010**

**Yes   4   No   0   Abstained   1   Robert Howard  
Absent   2   David Kee & Jeff Robinson**

**Attested by Kathy Downes, Town Clerk**

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## TOWN MANAGER'S REPORT

**Gardner Commons-** The kitchen equipment has been delivered and installed. All of the work has been completed except for installing the roof for the new porte-couchere and placing the final lift of pavement in the parking lot. The roof for the porte-couchere will be delivered on March 29 and should be installed by the end of that week. The final lift of pavement will not be completed until the pavement plant opens the first of May.

**PUC Energy Grant-** The town had filed two grant applications with PUC. The first was a template grant in the amount of \$10,000 to complete a study to determine the feasibility of using wood waste to generate heat and electricity for occupants in the industrial park. The second grant application was for a custom grant in the amount of \$85,000 to install a wood pellet furnace at the treatment plant. Both applications were approved; however, after receiving notice of the grant approval, the template grant was rescinded because each applicant can only receive one grant. PUC is currently in the process of preparing the contract for approval. Once I receive the document, I will submit it to the town council for approval.

**Central Street Rehab-** We have finally received the contract and I will be asking the Town Council to authorize the signing of the agreement so we can proceed with the final plans and begin the improvements by May 1. The Highway Department will be responsible to complete all of the ditching and replacing the culverts where necessary. MDOT will share in the cost of the materials for this phase of the project. The paving and reclaiming will be put out to bid. That should happen by May 1.

**Heritage Park-** Mike Millett informed this office that he has received approval from DEP, if Johnny Wardwell amended his 1990 subdivision plan for the portion of the land he retained that Heritage Park originated from, the town will be exempt from having to submit a Site for Development Permit for both phases of the park. Mike is in the process of having Johnny's plan revised so it they can be submitted to the Bucksport Planning Board for the April meeting.

**Silver Lake Boat Landing-** Jeff has been working with Maine DEP regarding the town's Land Use Permit for the parking lot and boat landing improvements. I believe he has made some progress. At this time, it may be necessary to modify the project so that a 50 foot setback can be maintained between the normal high water mark and the project limits.

**Energy Improvements-** The bid request should be completed by the end of next week for all of the projects identified by the town council. Proposals should be received in order to have the town council act on the proposals during the first meeting in April.

**Cold Storage-Town Garage-** The building has been completed except for having the overhead doors installed. The doors have been ordered and should be delivered within the next two weeks. It should take a few days to install the three doors. The project will

come under budget by \$12,000. If you have a chance, you may want to view the building.

**Financial Report for the Period Ending 2-28-2010-** I have provided you the Revenue and Expense Reports for the period ending 2-28-2010. Basically, most expenses with exception of two or three small accounts are within projections. Now that winter is just about done, I really do not expect any significant issues with any of the expense accounts. As for revenues, Maine Revenue Sharing is the only account that is not meeting projections, but at this time it is not as significant as originally anticipated.

**School Budget-** We have now had six budget workshops regarding the school budget and I believe the school board is now in a position to select an option that will give them the ability to cut the necessary expenses that are needed to meet the revenue losses that will be realized. Debbie and I will continue to monitor the workshops and will meet with the council once we have had a chance to review the proposed budget. Our superintendent has also agreed to meet with the town council sometime in April to review the budget.

**301 Waiver-** Last week I received a telephone call from Maine DEP that the town needed to put together a plan to move towards constructing a secondary wastewater treatment facility. DEP is still working towards a ten to twelve year period to allow the town time to design the system and to line up the necessary financing for the project. They have agreed to meet in April to discuss the town's proposed schedule.

**RESOLVE #R-2010-94 REFERRING PARKING ISSUE TO THE ORDINANCE  
COMMITTEE**

Whereas, several citizens have requested that the town council consider increasing the allowed parking time along Main Street during the hours of 7:00 a.m. to 5:00 p.m. from two hours to four hours; and,

Whereas, Article 5 of Chapter 12 Section 12-501 of the Bucksport Town Code limits parking along Main Street from Mill Street to McDonald Street to two hours between the hours of 7:00 a.m. and 5:00 p.m. daily:

Be it resolved by the Bucksport Town Council in town council assembled that the request to increase the allowed parking time along Main Street during the hours of 7:00 a.m. to 5:00 p.m. daily be referred to the Ordinance Committee for a recommendation.

**Acted on 3-25-2010**

**Yes   4   No   0   Abstained      Absent: David Keene, David Kee, Brian Leeman**

**Attested: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-95 REFERRING MATTER PERTAINING TO THE USE OF BICYCLES AND TOY VEHICLES ALONG THE WATERFRONT WALKWAY TO THE ORDINANCE COMMITTEE**

Whereas, several complaints have been received from elder citizens regarding the unsafe condition resulting from the use of the walkway by bicyclers and skateboarders; and,

Whereas, the same issue has been observed by town employees who work along the waterfront; and,

Whereas, Article 6 of Chapter 12 of the Bucksport Town Code does establish some regulations for bikers but not for skateboarders or other owners of toy vehicles; and,

Whereas, the walkway is becoming busier with walkers;

Be it resolved by the Bucksport Town Council in town council assembled that the matter regarding bicycling and use of other toy vehicles along the waterfront be referred to the Ordinance Committee for a recommendation.

**Acted on 3-25-2010**

**Yes 4 No 0 Abstained \_\_\_\_\_ Absent: David Keene, David Kee, Brian Leeman**

**Attested: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-96 AWARDING CONTRACT FOR INSTALLATION OF  
NEW RUGS AT THE TOWN OFFICE**

Whereas, the 2009-2010 Capital Improvement Plan calls for replacing certain carpeting at the town office; and,

Whereas, proposals were requested and received as follows:

<b>Room</b>	<b>Saliba's</b>	<b>Carpet 1</b>	<b>Family Store</b>	<b>Alternate I</b>
Council Chamber	\$1,790.00	\$2,207.90	\$1,260.00	\$1,783.00
Conference Room	495.00	608.52	312.00	455.00
Clerk Area	1,950.00	3,058.26	1,299.00	1,919.00
Assessor's Office	745.00	829.68	476.00	700.00
Manager Office	455.00	615.28	349.00	511.00
<b>Total</b>	<b>\$5,435.00</b>	<b>\$7,319.64</b>	<b>\$3,642.00</b>	<b>\$5,368.00</b>

Be it resolved by the Bucksport Town Council in town council assembled that the contract for the installation of new rugs for the town office be awarded to The Family Floor Store in the amount of \$5,368.00 (Alternate I).

Be it further resolved that the cost of replacing the rugs be charged to the Town Office Reserve Account.

**Acted on 3-25-2010**

**Yes 4 No 0 Abstained \_\_\_\_\_ Absent: David Keene, David Kee, Brian Leeman**

**Attested: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-97 AWARDDING CONTRACT FOR TRANSPORTING AND DISPOSAL OF WOOD, METAL, AND DEMOLITION DEBRIS FROM THE TRANSFER STATION**

Whereas, the Town of Bucksport has maintained a contract with DM&J Waste Inc. of Winterport, Maine for the last eight years to remove all metal, tin cans, demolition debris and clean wood from the Bucksport Transfer Station; and,

Whereas, DM&J Waste Inc. has agreed to extend the current contract to include two additional years (7-1-2010 to 6-30-2012) for the same conditions as outlined by the current agreement; and,

Whereas the conditions are as outlined by a letter received from DM&J Waste Inc. dated 4-2-2010, a copy of which has been attached:

Be it resolved by the Bucksport Town Council in town council assembled that the contract with DM&J Waste Inc. of Winterport, Maine be extended for the period of two years (7-1-2010 to 6-30-2012) for the same terms as outlined by the current agreement and as stated in a letter received from DM&J Waste Inc. dated 4-2-2010 and attached to this resolve.

**Acted on April 8, 2010**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-98 AWARDDING CONTRACT FOR SNOW REMOVAL FOR  
THE 2010-2011 SNOW SEASON FOR ROUTE 46**

Whereas, Robert McIntyre, dba McIntyre Trucking & Excavation has maintained the contract to plow Route 46 for the last two snow seasons; and,

Whereas, the contract may be renewed or extended for a period of three additional years without public bidding upon such terms and conditions as may be mutually agreed upon by the Town and contractor; and,

Whereas, the contractor would like to extend the contract for one additional year with all terms being the same except the amount of the contract be increased by 3% from \$43,920 to \$45,235; and,

Whereas, the contractor's performance has been excellent:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for snow removal for Route 46 be extended for one year (the 2010-2011 snow season) with Robert McIntyre, dba McIntyre Trucking & Excavation.

Be it further resolved that the contract conditions remain the same except the contract cost be increased from \$43,920 to \$45,235.

**Acted on April 8, 2010**

Yes 7 No 0 Abstained \_\_\_\_\_

**Attested: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-99 REGARDING APPOINTMENTS TO THE BOARD OF  
ASSESSMENT REVIEW**

Whereas, an error was made with the appointment of a member of the Board of Assessment Review; and,

Whereas, Cathy Hamburger was reappointed to the board for a three year term in March 2010 when her initial appointment did not expire until March 31, 2011; and

Whereas, Oliva Jacques' term expired on March 31, 2010 and no reappointment was made because of the error:

Be it resolved by the Bucksport Town Council in town council assembled that the reappointment of Cathy Hamburger for a three year term on the Board of Assessment be rescinded so that she can complete her term expiring on 3-31-2011.

Be it further resolved that Oliva Jacques be reappointed for a three year term to the Board of Assessment Review, such term expiring 3-31-2013.

**Acted on April 8, 2010**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-100 REGARDING PARTICIPATION IN THE MAINE  
SERVICE CENTERS COALITION**

Whereas, the Town of Bucksport has been a member of the Maine Service Center Coalition since its inception; and,

Whereas, the Service Center Coalition represents and lobbies on behalf of Service Center Communities for legislation that is of benefit to service center communities; and,

Whereas, the cost to be a member for 2010 is \$590; and,

Whereas, all member communities have representation to the coalition:

Be it resolved by the Bucksport Town Council in town council assembled that participation in the Maine Service Center Coalition by the Town of Bucksport be authorized for 2010 and that the cost be charged to the Contingency Account.

Be it further resolved that Roger Raymond be appointed representative for the Maine Service Centers Coalition and is therefore authorized to vote at the Maine Service Centers Coalition business meetings and that the designated alternate is Jeffrey Robinson Sr., Mayor.

**Acted on April 8, 2010**

**Yes   7   No   0   Abstained**

**Attested: Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-101 REGARDING DISPOSITION OF TAX ACQUIRED  
PROPERTY**

Whereas, several properties became tax acquired on December 11, 2009; and,

Whereas, the Town Council adopted a policy several years ago outlining procedures for disposition of tax acquired property; and,

Whereas, a list of tax acquired property has been provided to the Bucksport Town Council and reviewed:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to proceed as follows in regards to the following tax acquired properties:

That the following properties are to be offered to the owner of record or the mortgage company to be purchased back from the Town of Bucksport for payment of taxes, cost and interest due within 60 days after notice has been mailed or by payment arrangement:

Map	Lot	1281 River Road	Todd Nocodemus	land and building
		<b>342 Central Street</b>	<b>Julie Rainey</b>	<b>land and building</b>
		<b>Off Silver Lake Road</b>	<b>Gail Woodbridge</b>	<b>land</b>
<b>Map 21 Lot 37</b>		<b>1861 State Route 46</b>	<b>Keith &amp; Betty French</b>	<b>land and building</b>

(Lots noted in bold are being sold pursuant to payment arrangements)

That the following property is to be sold by sealed bid:

Map 10	Lot 28	207 Turkey Path Road	Jason & Bobby Nelson	land
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**Adopted April-8-2010**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-102 AWARDING CONTRACT FOR PURCHASE OF  
SURVEILLANCE EQUIPMENT**

Whereas, the Bucksport Police Department is the recipient of a grant from the Department of Justice; and,

Whereas, a portion of the grant was allocated to purchase a video surveillance and security camera system to monitor activity at the town dock, CSO facility, town garage and town office; and

Whereas, competitive quotes were requested and received for the required equipment as follows:

Discount Security Cameras	\$6,479.50
2M CCTV Surveillance and Security	\$8,886.88
Surveillance Video	\$8,696.12

Be it resolved by the Bucksport Town Council in town council assembled that the contract for purchase of equipment required to install a video surveillance system that will serve the town dock, town office, town dock, CSO facility and town garage areas be awarded to Discount Security Cameras in the amount of \$6,479.50.

Be it further resolved that the cost of this purchase be paid for from the proceeds of a grant received by the Bucksport Police Department from Department of Justice.

Acted on 4-15-2010

Yes   6   No   0   Abstained      Absent:   1   David Kee

Attested by Kathy Downes, Town Clerk

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**RESOLVE #R-2010-104 AWARDING CONTRACT FOR THE PURCHASE OF A  
RADAR BOARD AND TRAILER**

Whereas, the Bucksport Police Department is the recipient of a grant from the Department of Justice; and

Whereas, it was proposed by the Police Department and approved by the Town Council to purchase a new radar board and trailer; and,

Whereas, request for proposals were obtained as follows:

Decatur Electronics Onsite 350	\$7,500
Kustom Signals In: Smart 800	\$7,600

Be it resolved by the Bucksport Town Council in town council assembled that the contract for purchase of a new radar board and trailer be awarded to Decatur Electronics for an Onsite 350 unit for the cost of \$7,500.

Be it further resolved that the cost be paid for from the proceeds of the Department of Justice grant.

Acted on 4-22-2010

Yes 7 No 0

Attested: Kathy Downes, Town Clerk

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## **RESOLVE #R-2010-106 REGARDING 2 HOUR PARKING LIMIT ALONG MAIN STREET**

Whereas, the members of the Ordinance Committee met on April 7, 2010 to discuss a request from citizens to remove the 2 hour parking ban along Main Street during the hours of 7:00 a.m. to 5 p.m.; and,

Whereas, the committee also considered changing the parking ban from two hours to four hours; and,

Whereas, a petition signed by a numbers of citizens has been received by the Town Council requesting the parking ban be repealed; and,

Whereas, after considerable discussion, the members of the Ordinance Committee voted 2- yes 1- no to recommend to the Town Council that the request be denied; and,

Whereas, reasons stated by the members in support of not repealing the ban include but are not limited to:

- the issue that prompted the matter was limited to only a few business owners in one specific area
- the ban has been in effect since 1987 and has generated very little concern on the part of business owners
- enforcement of the two hour parking ban has not included patrons of downtown businesses who have needed more than two hours to complete their business
- the concern stemmed from employees and/or owners of businesses and not citizens patronizing the downtown businesses
- a four hour parking ban would be ineffective because it would allow an employee and/or business owner to move his/her vehicle just once during the day
- repeal of the parking ban could have negative impact on a business located in an area where on-street parking is limited

Be it resolved by the Bucksport Town Council in town council assembled that the recommendation of the Ordinance Committee to deny the request to repeal the 2-hour parking ban along Main Street during the hours of 7:00 a.m. to 5:00 p.m. be denied.

**Acted On 5-13-2010**

**Yes   6   No   1   (No-Michael Ormsby)**

**Attested Kathy Downes, Town Clerk**

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## **RESOLVE #R-2010-107 SUPPORT OF THE PAPER TRADE CASE**

**Reaffirming the Commitment of the Town of Bucksport, Maine to the importance of manufacturing to the local economy and throughout the United States, expressing support for strong enforcement of our trade laws, and expressing support for the domestic coated paper industry and its workers who have been injured by unfair trade practices by foreign producers.**

Whereas, the economic downturn is having a critical impact on everyday Americans who are struggling to maintain or find jobs in an increasingly difficult environment; and,

Whereas, over two million manufacturing jobs have been lost since the start of the recession in December of 2007, and well over five million jobs and over 50,000 factories have been lost in the last ten years; and,

Whereas, in a December 2, 2009, USA Today/Gallup poll, Americans were asked what should be done to create more jobs in the U. S. and the most frequent response was to “keep manufacturing jobs in the U. S.”; and,

Whereas, a strong industrial base is important to our nation’s economic and national security, demonstrated by the following: American manufacturing directly employs nearly 12 million Americans and directly supports 8 million additional jobs in other sectors: American manufacturing pays better wages (20 percent on average) than other sectors of the economy; American manufacturers are responsible for two-thirds of research and development investment in the United States; and nearly 80 percent of all patents filed come from the manufacturing sector; and,

Whereas, on September 23, 2009, Appleton Coated LLC, NewPage Corporation, Sappi Fine Paper North America and the United Steelworkers Union initiated a trade practices (dumping and subsidization) conducted by Chinese and Indonesian producers of coated paper; and,

Whereas, dumping occurs when a foreign producer sells into the domestic market for less than the price that producers charges in its home market or when its U.S. prices are below the cost to produce the product and subsidies are financial assistance from foreign governments that benefit the production, manufacture, or exportation of goods; and,

Whereas, the United States has in place trade laws that allow domestic industry and its workers to petition for relief from unfair trade practices that create an “unlevel playing field” and lead to plant closures and job loss in communities throughout America; and,

Whereas, the United States International Trade Commission and the United States Department of Commerce are reviewing the paper case and will make determinations as to whether dumping and subsidization have occurred and whether domestic producers and its workforce have been materially injured as a result; and,

Whereas, imports from the subject countries grew by roughly 40 percent in the first six months of 2009, as compared to the same period in 2008, and domestic shipments dropped by roughly 38 percent; and,

Whereas, Chinese and Indonesian producers have captured almost 30 percent of our market in coated paper products, double the amount from the previous year; and,

Whereas, since 2002, roughly 60,000 jobs have been lost in the overall paper sector; and,

Whereas, the paper case affects 6000 workers whose jobs are at risk from unfair trade competition; and,

Whereas, both the Chinese and Indonesian governments have longstanding policies to encourage the development of their paper industries and have provided a host of illegal subsidies to paper producers to give them an advantage over domestically produced goods:

Be it resolved by the Bucksport Town Council in town council assembled that:

- (1) a vibrant manufacturing sector is critical to an immediate economic recovery and to the long-term health of the Town of Bucksport, and the United States;
- (2) free trade cannot occur unless our trade laws are strictly enforced; and,
- (3) our coated paper industry is the most efficient in the world and its workers can compete with any foreign competition that does not enjoy the benefit of illegal government assistance; and
- (4) the United State Department of Commence and the United States International Trade Commission should hold Chinese and Indonesian producers accountable for unfair trade practices that distort markets, devastate production and employment in the United States, and affect the livelihood of the Town of Bucksport and communities throughout the United States.

Signed Members of the Bucksport Town Council this 13<sup>th</sup> day of May 2010

\_\_\_\_\_  
Jeffrey Robinson Sr.

\_\_\_\_\_  
David Keene

\_\_\_\_\_  
Michael Ormsby

\_\_\_\_\_  
Robert Howard

\_\_\_\_\_  
David Kee

\_\_\_\_\_  
Byron Vinton III

\_\_\_\_\_  
Brian Leeman

**Acted on 5-18-2010**

**Yes   5   No   2   (No: Michael Ormsby & Byron Vinton III)**

**Attested: \_\_\_\_\_ Kathy Downes, Town Clerk**

**RESOLVE #R-2010-108 REGARDING WIND POWER AND OTHER ENERGY ALTERNATIVES**

Whereas, the members of the Finance Committee were instructed by the Bucksport Town Council to determine the feasibility of pursuing the installation of a wind turbine to generate power for the Bucksport Middle School; and,

Whereas, the members of the committee reviewed proposals submitted by three separate companies to install a wind turbine to serve the Bucksport Middle School; and,

Whereas, the committee members also met with representatives from Eolian Renewable Energy, a development company that builds local clean energy (solar and wind) projects; and,

Whereas, after review of the proposals submitted to construct a wind turbine at BMS and meeting with Eolian representatives it was determined by the members of the Finance Committee that the return on investment was poor; and,

Whereas, a typical 100 kw wind turbine would realize a twenty year life with an accumulative loss of \$298,594 based on projected power cost; and,

Whereas, there may be more viable alternatives which could include natural gas, solar or biomass; and,

Whereas, the members of the committee felt that pursuing other options that generate a more favorable return on investment was more prudent use of public funds; and,

Whereas, a majority of the committee members voted to recommend to the Town Council that the alternative of installing a wind power turbine to produce electricity for use by Bucksport Middle School be postponed indefinitely because of the lack of a favorable return on investment for the project:

Be it resolved by the Bucksport Town Council in town council assembled that the proposal to install a wind turbine at the Bucksport Middle School to provide a portion of the electrical needs for the facility be indefinitely postponed due to the unfavorable return on investment as recommended by the Finance Committee.

Be it further resolved that the Finance Committee be authorized to continue to pursue other potential energy alternatives that may result in favorable returns on investment and are clean energy projects; such findings are to be reported backed to the Bucksport Town Council.

**Acted On 5-13-2010**

**Yes   7   No   0**

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-109 REFERRING MATTER OF LAND USE TO LOCATE A MARIJUANA DISPENSARY TO THE ORDINANCE COMMITTEE**

Whereas, on November 3, 2009 Maine voters approved the citizen-initiated bill “An Act to establish the Maine Medical Marijuana Act” which allows for dispensaries of medical grade marijuana for persons with debilitating and chronic medical conditions; and,

Whereas, not-for-profit dispensaries will be licensed and regulated by the Maine Department of Health and Human Services; and,

Whereas, emergency rules were adopted on May 5, 2010; and,

Whereas, only eight dispensaries will be approved the first year; and,

Whereas, some members of the Bucksport Town Council have expressed concern that the town is not prepared for implementation of the law and should consider evaluating its local ordinance to determine what changes or additions may have to be made to comply with the provisions of the Maine Medical Marijuana Act and to be consistent with the Bucksport Comprehensive Plan:

Be it resolved by the Bucksport Town Council in town council assembled that the matter pertaining to locating a marijuana dispensary for medical grade marijuana for persons with debilitating and chronic medical conditions be referred to the Ordinance Committee for a recommendation.

**Acted On 5-13-2010**

**Yes   7   No   0**

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-110 REFERRING REVIEW OF APPENDIX A, ARTICLE 4,  
TOWN MANAGER AND ARTICLE 6, DEPARTMENT OF EDUCATION TO THE  
ORDINANCE COMMITTEE**

Whereas; the citizens of Bucksport have voted to consolidate as a member of Regional School Unit #25; and,

Whereas, Article 6, Department of Education, of the Bucksport Town Charter (Appendix A) no longer pertains since the Department of Education was eliminated when citizens voted to form a Regional School Unit which exist as its own separate entity; and,

Whereas, the town council will be appointing a new town manager during the 2011 calendar year; and,

Whereas, Article 4, Town Manager, of the Bucksport Town Charter (Appendix A) pertains to the position of town manager; and,

Whereas, it may be prudent on behalf of the members of the town council to review Article 4, Town Manager and Article 6, Department of Education both of Appendix A, Town Charter to determine if any changes should be made; and,

Whereas, the matter should be referred to the members of the Ordinance Committee for recommendations:

Be it resolved by the members of the Bucksport Town Council in town council assembled that Article 4, Town Manager and Article 6 Department of Education of the Bucksport Town Charter, Appendix A be referred to the Ordinance Committee for review and recommendations to the Bucksport Town Council, if any.

**Acted On 5-13-2010**

**Yes   7   No   0**

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-111 AWARDING CONTRACT FOR ENERGY IMPROVEMENTS**

Whereas, proposals were requested from three qualified electricians to complete energy improvements at the town office, town garage, wastewater treatment facility and public safety building; and,

Whereas, the proposals were as follows:

	<b>Wired Electrical Services, Inc</b>	<b>Electrical Services Inc.</b>	<b>Kinney Electric</b>
<u>PSB</u>			
Item 1 (49 T-8 fixtures)	<b>\$5,725.00</b>	\$5,930.00	\$3,309.00
Item 2 (19 exist signs)	\$1,373.00	\$1,093.00	\$1,146.00
Item 3 ( 5 dual sensors)	\$1,023.00	\$494.00	\$4,322.00
Item 4 (flag pole light)	\$126.00	\$210.00	\$165.00
<u>WWTF</u>			
Item 5 (22 T-8 fixtures)	\$1,085.00	\$1,330.00	\$1,100.00
Item 5a. (14 metal halide fixtures)	\$2,749.00	\$4,390.00	\$1,600.00
Item 6 (5 sensors)	\$1,475.00	\$678.00	\$1,280.00
Item 7 (9 exterior lights)	\$4,093.00	\$1,998.00	\$2,637.00
Item 8 (4 timers)	\$1,298.00	\$580.00	\$1,680.00
<u>Town Garage</u>			
Item 9 (17 T-8 fixtures)	\$794.00	\$1,345.00	\$875.00
Item 9a. ( 1 T08 fixture)	\$178.00	\$97.00	\$162.00
Item 10 (8 sensors)	\$3,657.00	\$1,897.00	\$5,595.00
Item 11 (14 T5 fixtures)	<b>\$6,471.00</b>	\$3,793.00	\$3,433.00
<u>Town Office</u>			
Item 12 (80 T-8 fixtures)	\$4,217.00	\$5,847.00	\$3,520.00
Item 13 (6 dual sensors)	\$1,937.00	\$553.00	\$3,581.00
Item 14 (1 exist lamp)	\$71.00	\$60.00	\$85.00
	<b>\$36,272.00</b>	<b>\$30,295.00</b>	<b>\$34,490.00</b>
	\$36,272.00	\$30,295.00	\$34,490.00
	-\$4,093.00	-\$4,390.00	\$5,930.00
	\$1,998.00	\$3,013.00	-\$3,309.00
	\$600.00		
	\$34,777.00	\$28,918.00	\$37,111.00

Whereas, the base bid prices were adjusted to assure that each contractor was pricing similar materials:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for completing energy improvements for the public safety building, town garage, town office and wastewater treatment facility be awarded to Electrical Services incorporated in an amount not to exceed \$28,918.

Be it further resolved that the town will qualify for a refund offered by Efficiency Maine that will help reduce the project cost and the balance of the project cost will be proportionately allocated to each of the building reserve accounts where improvements are being completed.

Based on the adjusted bids, the amounts for each facility will be allocated, less the rebates, as follows:

Public Safety \$7,727  
Wastewater \$7,599  
Town Garage \$7,132  
Town Office \$6,460

**Acted On 5-13-2010**

Yes   7   No   0  

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-112 AWARDING CONTRACT FOR PAVING SKATING RINK AND WALKWAYS AT CONCESSION STAND**

Whereas, it is proposed to repave the skating rink and the walkways around the concession stand and leading to the bleachers; and,

Whereas, one quote was received from B & B Pavement to mill down a portion of the skating rink and to overlay the entire rink and to pave all walkways leading to the concession stand and to the bleacher on the home side of the football field; and,

Whereas, the contractor has quoted an estimated cost of \$22,000 to complete the skating rink and \$8,550 to pave the walkways leading to the concession stand and football field bleacher; and,

Whereas, both projects are within budget estimates of \$30,000 and \$9,000 respectively:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to repave the skating rink and to pave the walkway extending to the concession stand and to the home side bleacher at the football field be awarded to B & B paving in the amount of \$30,550 and the cost of repairing the skating rink be charged to the Recreation Reserve and the cost of paving the walkways be charged to the Fund Balance that resulted from the settlement with Regional School Unit #25.

Be it further resolved that the amount quoted is based on the project requiring 235 tons of pavement. If additional pavement is required, a charge of \$130 per ton will be added to the based price of \$30,550.

**Acted On 5-13-2010**

Yes   7   No   0  

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-113 AWARDING CONTRACT FOR DISPOSAL OF  
UNIVERSAL WASTE**

Whereas, the Town of Bucksport has received a proposal from Universal Recycling to collect, transport and process all universal waste collected at the Bucksport Transfer Station; and,

Whereas, the fees have been reduced substantially in comparison to the current contract; and,

Whereas, this contract includes disposal of computer and television set monitors, CPUs & laptops, digital picture frames, printers, game consoles, microwave ovens and mixed commercial electronics; and,

Whereas, Universal Waste is currently handling all of the town's universal waste except for TV and computer monitors; and,

Whereas, the offer includes collecting, transporting and processing all TV and computer monitors at no cost:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to collect, transport and process all universal waste collected at the Bucksport Transfer Station be awarded to Universal Waste and the disposal and transportation fees be as outlined on the attached pricing sheet.

**Acted On 5-13-2010**

**Yes   6   No   0   (Unavailable: David Kee)**

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-114 AUTHORIZING CONTRACT TO ADJUST MANHOLES  
ALONG CENTRAL STREET**

Whereas, the Town of Bucksport requested proposals from three separate firms to temporarily remove and reset the manhole covers and frames in conjunction with the road improvements proposed for Central Street; and,

Whereas, two proposals were received as follows:

Roche Enterprise, Inc \$800 per manhole which includes traffic control  
Wardwell Contracting \$587 per manhole which does not include traffic control  
Wardwell Construction & Trucking \$425 per manhole which does not include traffic control

18 manholes @ \$800= \$14,400  
18 manholes @ \$587= \$10,566  
18 manholes @ \$425= \$7,650

Estimate that the cost of traffic control will not exceed \$2,000.

Be it resolved by the Bucksport Town Council in town council assembled that the contract for removing manhole covers and frames and resetting the frames and covers once the first lift of pavement is installed along Central Street in conjunction with planned road improvements be awarded to Wardwell Construction and Trucking in the amount of \$425 per manhole.

Be it further resolved that the cost of this improvement be charged to the Sewer Reserve.

**Acted On 5-13-2010**

Yes   7   No   0  

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-115 AUTHORIZING APPLICATION FOR HARBOR  
IMPROVEMENTS**

Whereas, improvements are necessary at the town dock to stabilize the front of the dock to sandblast and repaint the steel pylons; and,

Whereas, Maine Department of Transportation has provided notice regarding the potential availability of \$500,000 of Small Harbor Improvement Program (SHIP) funds for improvements to municipally-owned coastal marine infrastructure; and,

Whereas, the goal of the program is to promote economic development, improve public marine infrastructure and improve public access; and,

Whereas, a local cash match of 10% is required, the project must have a useful life of 15 years or greater, the project must create jobs or save jobs, and the project must be advertised for construction by August 31; and,

Whereas, every additional percentage by which the local match exceeds 10% adds to the competitiveness of the application; and,

Whereas, Pine Tree Engineering has examined the dock and determined that improvements should be made to the front of the dock in order to reinforce it from more damage due to ice flow during the winter months and to accommodate large boats that might tie up to the floats; and,

Whereas, the pylons are in need of being sandblasted and repainted; and,

Whereas, Pine Tree Engineering estimates the cost of completing the repairs is \$66,000.

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to submit an application for a Small Harbor Improvement Program for improvements to the town dock.

Be it further authorized that the local match for the project be set at 20% of the project cost and be charged to the Waterfront Reserve.

**Acted On 5-13-2010**

**Yes   7   No   0**

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-116 AUTHORIZING CONTRACT TO INSTALL  
GENERATOR TRANSFER SWITCH AT THE BUCKSPORT MIDDLE SCHOOL**

Whereas, a new portable generator was purchased with grant funds received from Maine Emergency Management Agency to be used to provide emergency power to Bucksport Middle School; and,

Whereas, the purpose of providing emergency power to the school is in case the facility may be needed as an emergency shelter and the power is not available from the grid; and,

Whereas, in order to use the generator, a switch must be installed in order to provide emergency power from the generator to the school; and,

Whereas, proposals were requested from three area electricians to complete the work but only two provided a proposal; and,

Whereas, the proposals are as follows:

Wired Electrical Services	\$23,250
Electrical Services Inc.	\$25,583

Be it resolved by the Bucksport Town Council in town council assembled that the contract for installation of a transfer switch at the Bucksport Middle School be awarded to Wired Electrical Services in the amount of \$23,250.

Be it further resolved the cost of the project be charged to the Fund Balance that resulted from the settlement with Regional School Unit #25.

**Acted On 5-13-2010**

Yes   7   No   0  

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-117 AUTHORIZING FUNDS FOR ADDITIONAL  
IMPROVEMENTS AT GARDNER COMMONS**

Whereas, all improvements have been completed at Gardner Commons that were paid for from the 2009 Housing Assistance Grant; and,

Whereas, one improvement, the installation of the porte-couchere was completed; however, modification has to be made to the parking area in order to allow for safe access in and out of the port-couchere; and,

Whereas, the cost of the improvements is \$3,200 of which \$1,000 is available from grant funds and the remaining \$2,200 is required from another source; and,

Whereas, the fund balance in the CDBG Housing Rehabilitation Fund is \$24,000; and,

Whereas, the purpose of the fund is to pay for improvements to housing and community needs; and,

Whereas, this project qualifies for these funds:

Be it resolved by the Bucksport Town Council in town council assembled that it be authorized to expend \$2,200 from the CDBG Housing Rehabilitation Fund to complete parking lot improvements at Gardner Common to accommodate the new porte-couchere.

**Acted On 5-13-2010**

**Yes   7   No   0**

**Attested Kathy Downes, Town Clerk**

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**RESOLVE #2010-118 AUTHORIZING MEMBERS TO SERVE ON THE 2010  
PUBLIC INFRASTRUCTURE CDBG ADVISORY COMMITTEE**

Be it resolved by the Bucksport Town Council in town council assembled that the following be appointed to the 2010 Public Infrastructure CDBG Advisory Committee:

Mary Durost  
Robert Meacham  
Todd Hanson  
Duane Nadeau  
Robert Howard, Chair Road & Street Committee

**Acted On 5-13-2010**

Yes   7   No   0  

**Attested Kathy Downes, Town Clerk**

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## **TOWN MANAGER'S REPORT**

**PUC Grant-** Proposals were received from interested consultants to prepare plans and specifications for the proposed pellet boiler. The proposals will be provided to the members of the Finance Committee for their review and consideration. The plan is to have the Finance Committee report their recommendation to the Town Council for the May 27<sup>th</sup> meeting.

**Central Street-** The plans are currently being reviewed by MDOT. The goal is to have the project out to bid the last week of May. The Highway Department will start ditching by May 19<sup>th</sup>. It should take the department about three weeks to complete the ditching and replace the culverts that have been identified for replacement. The goal is to have the paving company begin to reclaim the surface the latter part of June.

**2010 CDBG Infrastructure Grant-** The project should be out to bid by May 26, 2010. The goal is to have a contract in place by July 1, 2010 and to begin construction shortly thereafter.

**Financial April 2010-** I have provided you copies of the Revenue and Expense Reports ending 4-30-2010. Based on our review, generally expenses and revenues are within projections with exception of Maine Revenue Sharing. No major overdrafts are expected with any account. There may be several accounts that may realize an overdraft but those will be limited and of relatively small amounts. It is our expectation the expense side should have about \$200,000 left while revenues should be about \$200,000 above projections. Overall undesignated fund balance should be in excess of \$7,000,000 after paying off the \$250,000 for Central Street and \$150,000 for the drainage improvements in the Townsite.

**RESOLVE #R-2010-119 REGARDING USE OF A SHOOTING RANGE IN  
VERONA**

Whereas, the Bucksport Police Department is in the process of trying to locate where the Department will conduct their annual firearms training; and,

Whereas, the Department identified four options which include the Bangor Police Department firearms range, the Ellsworth firearms range, the Penobscot Bay Rod and Gun Club (Verona) firearms range and the Bucksport Rod and Gun Club (Orland) firearms range; and,

Whereas, the Ellsworth and Bangor ranges involve travel time while the site in Orland is currently in disrepair, is unsafe, and has been closed until a new owner can be obtained; and,

Whereas, the Bucksport Road and Gun Club is currently pursuing the purchase of the property; and,

Whereas, the Penobscot Bay Rod and Gun Club (Verona) has voted to allow the Bucksport Police Department to use their site with the stipulation that the town provide material to build a berm for safety reasons; and,

Whereas, the Bucksport Police Chief recommends pursuing the Verona site since it is the closest to the Police Department and seems to be the more practical option at this time:

Be it resolved by the Bucksport Town Council in town council assembled that the Police Chief be authorized to pursue the option of using the Penobscot Bay Rod and Gun Club site in Verona Island pursuant to the following conditions:

1. An agreement shall be provided outlining the conditions and terms of use and such agreement shall be approved by the Bucksport Town Council. Such agreement shall also include:
  - a. cost of using the site for the Town of Bucksport
  - b. proof that the site is owned by Penobscot Bay Rod and Gun Club
  - c. proof that all necessary state and local permits have been obtained for the project
  - d. proof that all necessary liability insurance has been obtained

**Acted on 5-18-2010**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested: \_\_\_\_\_ Kathy Downes, Town Clerk**

**RESOLVE #R-2010-120 AUTHORIZING CONTRACT FOR TRANSPORT OF  
THE TRAILERS TO PERC**

Whereas, Wardwell Construction and Trucking have been transporting the two compactor trailers from the Bucksport Transfer Station to PERC for the last three years; and,

Whereas, they have done a very good job at a reasonable cost; and,

Whereas, the current cost for each pull is \$189 including fuel cost; and,

Whereas, the contractor has agreed to continue to pull the trailers for the period 7-1-2010 to 6-30-2011 at a cost of \$200 per pull, including any increase in fuel cost:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to haul the compactor trailers from the Bucksport Transfer Station to PERC be awarded to Wardwell Construction and Trucking for the period 7-1-2010 to 6-30-2011 at the cost of \$200 per pull which includes the cost of fuel.

Be it further resolved that all other terms remain as currently outlined by the contract.

**Acted on 5-18-2010**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested \_\_\_\_\_ Kathy Downes, Town Clerk**

**RESOLVE #R-2010-121 APPROVING SALARIES AND WAGES FOR THE PERIOD 7-1-2010 TO 6-30-2011**

Be it resolved by the Bucksport Town Council in town council assembled that the following wages, salaries and expenses be approved for the period 7-1-2010 to 6-30-2011 for non-contractual employees:

<b>Position</b>	<b>Salary</b>	<b>Hourly Rate</b>	<b>Other</b>
Town Manager	\$89,192.00		\$4,000.00 mileage and expense stipend
Town Clerk	\$41,778.00		
Finance Director	\$48,081.00		
CEO		\$23.14	
Assessor	\$56,841.00		Works 10 wks 40 hours 42 wks. 32 hours
Economic Devel. Dir.	\$54,746.00		\$360.00 cell phone stipend
Director Emer. Ser.	\$58,710.00		Mileage stipend \$500.00
Police Chief	\$58,710.00		
Public Works Director	\$59,735.00		Use of vehicle to travel home
Recreation Director	\$59,089.00		Expense stipend \$500.00
Police Sergeant		\$22.35	\$1,600.00 on-call stipend
Transfer St.. Oper.		\$16.98	10.03% recycling rev.
Asst. Trans. Oper.		\$11.89	10.03% recycling re.
Part-time opera.		\$10.11	
Office Clerks:			
6 months		\$15.90	
1-years		\$16.06	
2.years		\$16.35	
4-years		\$16.85	
5-years		\$17.03	
8- years		\$17.19	
Deputy Tax Collector			Stipend \$1,975.00
Deputy Treasurer			Stipend \$1,975.00
Sewer Department Clerk			Stipend \$1,000.00
Custodian I		\$9.56	
Custodian II		\$10.30	
Call Firemen		\$8.00	
Reserve Police Officer		\$12.54	
EMT		\$20.00 per two hour call/ \$8.00 per hour training	
EMT-I		\$24.00 per two hour call/ \$8.00 per hour training	
Paramedic		\$34.00 per two hour call/ \$8.00 per hour training	
Spare drivers-Highway		\$12.52	
Senior Citizens' Dir.		\$10.11	
Rec. Summer Assist.		\$12.92	
Part-time Assist.		\$12.07	
Maintenance-fulltime recreation		\$12.36	
Harbor Master			\$1,000.00 stipend
Animal Control			\$383.00 monthly

**Acted on 5-27-2010**

**Yes 6 No 1 Abstained \_\_\_\_\_ (No – Robert Howard)**

**Attested \_\_\_\_\_ Kathy Downes, Town Clerk**

**RESOLVE #R-2010-122 ADOPTING CAPITAL IMPROVEMENT PLAN FOR  
THE PERIOD 7-1-2010 TO 6-30-2011**

Be it resolved by the Bucksport Town Council in town council assembled that the Capital Improvement Plan for the period 7-1-2010 to 6-30-2011 (2011 Budget) be adopted as follows:

**CAPITAL IMPROVEMENT PLAN 7-1-2010 TO 6-30-2011**

**Accounts**

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Ambulance Equipment Reserve	25,000
Fire Equipment Reserve	30,000
Dispatch Equipment Reserve	2,500
Police Equipment Reserve	10,000
Public Safety Building Reserve	15,000
Highway Department Equipment Reserve	80,000
Highway Improvement Account	283,000
Town Garage and Sand Building Reserve	10,000
Solid Waste Equipment Reserve	5,000
Transfer Station Reserve	5,000
Recreation Equipment Reserve	5,000
Recreation Facility Reserve	25,000
Pool House and Storage Building Reserve	5,000
Waterfront Reserve	8,000
Town Office Equipment Reserve	7,000
Town Office Reserve	7,500
Parking Lot Reserve	16,900
Jewett School	6,000
Silver Lake Property	13,000
Public Access Equipment	2,000
Concession Stand	<u>13,000</u>

***Totals*** **573,900**

Tax Appropriation	372,000
TIF Revenues	5,000
Surplus	<u>196,900</u>

**573,900**

**Total**

**Acted on 5-27-2010**

**Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested \_\_\_\_\_**

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-123 ADOPTING TOWN BUDGET FOR PERIOD  
7-1-2010 TO 6-30-2011 (2011 BUDGET)**

Be it resolved by the members of the Bucksport Town Council in town council assembled that expenditures for the town budget totaling **\$10,401,826** for the period 7-1-2010 to 6-30-2011 be approved as follows, such not including TIF Expenses and Overlay which will be included in the overall budget once the mill rate is set:

50	General Government	\$ 1,303,213
51	Protection	1,390,121
52	Street & Ways	887,757
53	Health & Sanitation	412,406
54	Community & Social Agencies	57,102
55	Education	<b>5,287,017</b>
56	Recreation & Cultural	223,542
57	Capital Program	573,900
58	Debt Service	15,412
59	Cemetery	4,120
60	County Tax	<u>247,236</u>
	<b>Total Budget Expenditures</b>	<b>\$10,401,826</b>

Be it further resolved that the following revenues be used to reduce the amount to be raised from taxes.

<b>1001</b>	Property Tax School	<b>\$ 5,287,017</b>
1001	Property Tax Municipal	2,287,862
1003	Motor Vehicle Excise	575,000
1004	Boat Excise	4,500
1005	Auto Registration Fees	16,000
1007	Interest on Taxes	19,000
1008	Interest on Investments	100,000
1009	Tax Lien Cost	9,945
1010	Town Clerk Fees	7,500
1011	TIF Revenues	100,895
1012	Surplus Revenues	\$ 333,900
1013	Miscellaneous Income	1,000
1014	Homestead Reimbursement	73,082
1016	BETE Reimbursement	455,000
1017	Fee in Lieu of Taxes	10,800
1201	Planning Board Fees	1,000
1202	Code Enforcement Fees	9,000
1203	Plumbing Inspector Fees	2,500
1301	General Assistance	4,000
1301	Tree Growth Reimbursement	14,000
1302	State Revenue Sharing	300,000
1303	Veteran Exemption Reimbursement	2,000

2001	Fire Protection Subsidies	26,628
2002	Ambulance User Fees	193,630
2003	Ambulance Subsidies	38,537
2004	Non Receipting Collection Revenues	98,075
2201	Police Revenues	2,000
2203	Animal Control Fees	2,000
2401	Dispatch Subsidies	11,948
3001	Highway Department Revenues	1,000
3002	Highway Block Grant	64,150
4001	Solid Waste Subsidies	89,079
4002	Recycling Revenues	16,000
4003	Solid Waste Fees	51,200
4004	MCR Revenues	45,000
4005	Budgetary Solid Revenues	70,284
4006	Spofford Funds	4,500
7001	Recreation Subsidies	8,546
7002	Recreation Department Revenues	21,883
7004	Recreation Facility Rent	9,145
7005	Senior Fitness Activity Fees	800
7006	Snowmobile Revenues	1,100
7007	Cable TV Revenues	32,000
7008	Mooring and Docking Fees	<u>320</u>

**Total Budget Revenues** **\$10,401,826**

Acted on 5-27-2010 Yes 7 No 0 Abstained \_\_\_\_\_

Attested \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-124A ADOPTING SEWER OPERATING BUDGET FOR  
THE PERIOD 7-1-2010 TO 6-30-2011 (2011 Budget)**

Be it resolved by the members of the Bucksport Town Council in town council assembled that expenditures for the sewer operating budget totaling \$477,634 for the period 7-1-2010 to 6-30-2011 be approved as follows:

01	Regular Salaries	\$ 53,422
02	Extra & Overtime	2,095
22	Operator's Expense	600
25	Employee's Benefits	18,980
31	Office Supplies	1,600
32	Software Support	550
33	Postage	3,135
37	Plant Supplies	10,700
39	Plant Chemicals	45,954
41	Equipment Purchase	500
51	Parts and Repair	22,600
61	Telephone	1,740
71	Fuel Heating	6,210
72	Fuel Vehicles	2,548
81	Electricity	41,725
82	Water	1,800
85	Insurance	3,800
86	Testing Cost	2,500
87	Sludge Site Cost	10,820
89	Interest & Debt Cost	122,931
90	Contracted Services	74,263
92	Audit	3,565
93	Reserve	31,700
94	Orland Maintenance	4,387
95	Contingency	<u>9,509</u>
<b>Total</b>		<b>\$477,634</b>

Be it further resolved that the revenues totaling \$477,634 for the period 7-1-2010 to 6-30-2011 shall be approved as follows:

3510	Users Fees	\$448,050
3515	Interest on Users Fees	250
3520	Entrance Fees	100
3530	Interest on Investments	4,000
3540	Verona Subsidies	6,952
3550	Miscellaneous Revenues	3,100
3560	Orland Subsidies	10,082
3570	Orland Maintenance	3,600
3580	Verona Revenues	<u>1,500</u>
<b>Total</b>		<b>\$477,634</b>

**Acted on 5-27-2010 Yes 6 No 1 Abstained \_\_\_\_\_ (No – Robert Howard)**

**Attested** \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-124 SETTING SEWER USER RATE FOR THE PERIOD  
7-1-2010 TO 6-30-2011**

Whereas, the sewer user rate needs to be adjusted to reflect the sewer operating budget for the period 7-1-2010 to 6-30-2011; and,

Whereas, a public hearing was advertised and held on 5-27-2010; and,

Whereas, an increase is necessary in order to fund the budget as proposed:

Be it resolved by the Bucksport Town Council in town council assembled that the user rate for the billing periods 7-1-2010 to 6-30-2011 be set at \$3.53 per hundred cubic feet.

**Acted On May 27, 2010 Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested \_\_\_\_\_**

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-124B SETTING INTEREST RATE FOR DELINQUENT  
SEWER USER FEES**

Whereas, Chapter 9, Section 9-1105 requires the Bucksport Town Council to set the rate for delinquent sewer user fees; and,

Whereas, the interest rate beginning 1-1-2010 cannot be set higher than 7% per annum:

Be it resolved by the Bucksport Town Council in town council assembled that the rate of interest to be charged for sewer user fees delinquent effective 1-1-2010 be set at 7% annum.

**Acted On May 27, 2010 Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested** \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-125 ADOPTING AMBULANCE USER RATES FOR THE  
PERIOD 7-1-2010 TO 6-30-2011**

Whereas, it is proposed that the ambulance user rates be adjusted to reflect the increase for the cost of operating the system; and,

Whereas, rates for other agencies and area town's have been considered:

Be it resolved by the Bucksport Town Council in town council assembled that the ambulance fees for the period 7-1-2010 to 6-30-2011 be set as follows:

	Current	Effective 7-1-2010
BLS and ALS loaded per mile charge	\$ 9.00	<b>\$ 9.00</b>
ALS Services Done	\$295.00	<b>\$300.00</b>
ALS 1 Base Rate	\$465.00	<b>\$475.00</b>
ALS Backup Fee	\$225.00	<b>\$225.00</b>
BLS Base Rate Non Emergency	\$245.00	<b>\$250.00</b>
BLS Base Rate	\$390.00	<b>\$400.00</b>
BLS no Transport Fee	\$223.00	<b>\$223.00</b>
ALS 2 Base Rate	\$675.00	<b>\$690.00</b>

Acted On May 27, 2010 Yes 7 No 0 Abstained \_\_\_\_\_

Attested \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-126 ADOPTING FEES FOR DISPOSAL OF MERCURY  
ADDED PRODUCTS**

Whereas, the tipping fees for disposal of mercury added products are determined based on the town's cost of disposal; and,

Whereas, the town's costs of disposing mercury added products have decreased; and,

Whereas, the Town Council chooses to amend the tipping fees to reflect the town's costs:

Be it resolved by the Bucksport Town Council in town council assembled that the fees for disposal of mercury acted products commencing 7-1-2010 be set as follows:

Batteries	\$3.00 per pound
Florescent lamps (straight)	\$ .06 per foot
Florescent lamps 4'	\$.25 each
Florescent lamps 8'	\$.50 each
Florescent circular	\$.50 per unit
Incandescent lambs	\$.15 per unit
Crushed lamp recycling	\$1.25 per pound
Ballast	\$.45 per pound
Mercury Containing Devices	\$3.00 per pound
Computer monitors (residential)	\$0.00
Television sets (residential)	\$0.00
CPU & laptops (residential)	\$0.00
Mixed electronics (residential)	\$0.00
Digital picture frames (residential)	\$0.00
Printers (residential)	\$0.00
Computer monitors (commercial)	\$6.00 per unit
Television sets (commercial)	\$6.00 per unit
CPU & laptops (commercial)	\$2.00 per unit
Printers (commercial)	\$2.00 per unit
Mixed electronics (commercial)	\$.15 cents per pound
Micro wave ovens	\$3.00 per unit

Be it further resolved that the tipping fees will remain in effect until changed by the Bucksport Town Council

**Acted On May 27, 2010 Yes**   7   **No**   0   **Abstained** \_\_\_\_\_

**Attested** \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOLVE # R-2010-127 SETTING DATE WHEN TAXES ARE DUE AND PAYABLE**

Whereas, M.R.S.A. Title 36, Section 505 grants the authority to a municipality to set the date or dates when property taxes shall become due; and,

Whereas, the Bucksport Town Council has been granted authority by virtue of Section 2.05 of Article 2 of the Charter of the Town of Bucksport to serve as the general legislative body of the Town:

Be it resolved by the Bucksport Town Council in town council assembled that taxes for the period 7-1-2010 to 6-30-2011 (2011 Taxes) are due and payable on July 1, 2010.

Acted on 5-27-2010 Yes 7 No 0 Abstained \_\_\_\_\_

Attested \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-128 SETTING INTEREST TO BE PAID FOR TAXES  
UNPAID**

Whereas, municipalities may, by vote, determine the rate of interest that shall apply to taxes that become delinquent during taxable year 2010-2011 (2011 Taxes) until those taxes are paid in full; and,

Whereas, the maximum rate of interest that can be charged per Title 36, M.R.S.A. Section 505.4 (a) is 7%.

Be it resolved by the Bucksport Town Council in town council assembled that interest shall be charged at the rate of 7% per annum for unpaid taxes, such interest to begin for the first 50% of the tax due on September 1, 2010 and on the remaining 50% on April 1, 2011.

**Acted on 5-27-2010 Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested** \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-129 SETTING INTEREST TO BE PAID FOR  
OVERPAYMENT OF TAXES**

Whereas, M.R.S.A. Title 36 Section 506-A provides that a taxpayer who pays an amount in excess of that finally assessed must be repaid the amount of the overpayment plus interest from the date of overpayment and the rate of interest may not exceed the interest rate established by the municipality for delinquent taxes or be less than that rate reduced by 4%; and,

Whereas, the Town has set the rate of interest for delinquent taxes at 7%

Be it resolved by the Bucksport Town Council in town council assembled that the rate of interest to be paid by the town for overpayment of taxes committed on 7-1-2009 for the period 7-1-2009 to 6-30-2010 (2010 Taxes) will be set at 3%.

**Acted on May 27, 2010 Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested** \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOVLE #R-2010-130 REGARDING PREPAYMENT OF TAXES AND RATE OF INTEREST**

Whereas, M.R.S.A. Tile 36, Section 506 allows a municipality to authorize the tax collector to accept prepayment of taxes not yet committed and to pay interest for prepayments, if any is authorized, at a rate not exceeding 8% per year; and,

Whereas, from time to time there are some taxpayers that have a need to prepay their taxes:

Be it resolved by the Bucksport Town Council in town council assembled that the tax collector be authorized during the period 7-1-2010 to 6-30-2011 (2011 Taxes) to accept prepayment of taxes and to pay no interest for such.

Acted on 5-27-2010 Yes 7 No 0 Abstained \_\_\_\_\_

Attested \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-131 AWARDING CONTRACT FOR PAVEMENT NEEDS  
FOR THE 2010 CONSTRUCTION SEASON**

Whereas, bids were requested from interested contractors to provide paving and associated services to the town for the 2010 construction season; and,

Whereas, bids were received as follows:

**BID TALLY-PAVEMENT BIDS 2010**

	<b>Units</b>	<b>Lane</b>	<b>Total</b>	<b>TR Ginise</b>	<b>Total</b>	<b>Wellman</b>	<b>Total</b>	<b>B &amp; B</b>	<b>Total</b>
Item 1 binder	1005	\$76.25	\$76,631.25	\$77.00	\$77,385.00	\$82.50	\$82,912.50	\$85.00	\$85,425.00
Item 2 grinding	40	\$19.25	\$770.00	\$18.00	\$720.00	\$3.00	\$120.00	\$9.00	\$360.00
Item 3 surface	3065	\$83.25	\$255,161.25	\$77.50	\$237,537.50	\$82.50	\$252,862.50	\$95.00	\$291,175.00
Item 4 parking lots	320	\$114.95	\$36,784.00	\$120.00	\$38,400.00	\$94.50	\$30,240.00	\$105.00	\$33,600.00
Item 5 hand mix	105	\$141.90	\$14,899.50	\$150.00	\$15,750.00	\$125.00	\$13,125.00	\$145.00	\$15,225.00
Item 6 main. Mix	0	\$88.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Item 7 curbing	500	\$7.10	\$3,550.00	\$7.00	\$3,500.00	\$7.25	\$3,625.00	\$12.00	\$6,000.00
Item 8 reclaim	<u>8300</u>	\$0.75	<u>\$6,225.00</u>	\$0.92	<u>\$7,636.00</u>	\$0.98	<u>\$8,134.00</u>	\$1.00	<u>\$8,300.00</u>
			<b>\$394,021.00</b>		<b>\$380,928.50</b>		<b>\$391,019.00</b>		<b>\$440,085.00</b>

Whereas, the unit prices are subject to adjustments should the price of asphalt change, such being based on the East Coast Barge Price; and,

Whereas, the stated East Coast Barge Price for liquid asphalt effective the date of bid opening (5-19-2010) was \$525.00 per ton:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for the town's paving needs for the 2010 construction season be awarded to Lane Construction for the unit prices noted above.

Be it further resolved that the unit prices were set based on the East Coast Barge Price as of May 19, 2010 or \$525 per ton for liquid asphalt. Any deviation to the East Coast Barge Price of \$525 per ton will result in adjusting the unit prices for pavement respectively.

**Acted on 5-27-2010 Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested \_\_\_\_\_**

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010- 132 CONSTRUCTION ADMINISTRATION FOR INSTALLATION OF A  
WOOD PELLET BOILER AT THE TREATMENT PLANT**

Whereas, the Town of Bucksport requested proposals from interested firms to provide design and construction services to install a wood pellet boiler at the wastewater treatment plant; and,

Whereas, proposals were received as follows:

D&S Engineering, Inc	\$24,000
Woodard & Curran	\$14,700
McCormick Facilities	\$ 6,000

Whereas, the members of the Finance Committee reviewed the proposals and interviewed all three firms; and,

Whereas, the Finance Committee preferred the proposal from D&S Engineering for the following reasons:

- The firm has the most experience with the installation of wood pellet fired boilers. The two other firms did not demonstrate any experience with similar installations.
- They have the most experienced staff relating to the installation of wood pellet boilers in comparison to the other two firms.
- Their quote includes advertising for bids while the other firms would require the town to pay for the advertising. It is estimated that the cost of advertising will be \$1,000.00
- They had the most thorough presentation.
- Their fee includes filing all required PUC reports while the other firms redirected that responsibility to the town or to the contractor.
- Their fee includes startup and biweekly site visits. The other firms were not clear or did not include these services as part of their scope of service.
- Their fee includes cost analysis to determine the most efficient and cost effective brand of boiler to be selected.
- Their fee is fixed regardless of where the silo/boiler is located.
- Their construction administration fee includes as-built plans. The other firms did not include as-built plans as part of their quotes.
- They will not redirect any of the engineering responsibilities to the contractor.

Whereas, the Town Manager was asked to check the references for D & S Engineering; and,

Whereas, the references checked were very favorable:

Be it resolved by the Bucksport Town council in town council assembled that the contract to prepare plans and specification, to provide bidding and construction administrative services and to prepare as-built plans for the installation of a wood boiler be awarded to D & S Engineering in the amount of \$24,000.

Be it further resolved that the cost of this service be paid for from the project funds.

**Acted on 5-27-2010 Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested \_\_\_\_\_**

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-133 AWARDDING CONTRACT FOR PAINTING THE  
DOWNTOWN CROSSWALKS**

Whereas, proposals were requested for repainting the downtown crosswalks; and,

Whereas, proposals were received as follows:

Zebra Striping, Inc.	\$3,950.00
1 <sup>st</sup> Impression	\$5,300.00
T.W. Paving Inc	\$4,900.00

Be it resolved by the Bucksport Town Council in town council assembled that the contract for repainting the crosswalks in the downtown area be granted to Zebra Striping, Inc. in the amount of \$3,950.00.

Be it further resolved that the cost of completing the work be paid for from TIF Revenues.

**Acted on 5-27-2010 Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested** \_\_\_\_\_

**Kathy Downes, Town Clerk**

**RESOLVE #2010-134 AUTHORIZING HMP CONTRACT FOR THE PERIOD  
7-1-2010 TO 6-30-2011**

Whereas, the State of Maine, Department of Health and Human Services and the Town of Bucksport have completed negotiations for the Healthy Maine Partnership Grant; and,

Whereas, the grant amount totals \$109,902; and,

Whereas, an additional grant has been offered in the amount of \$2,000 for Lead Poisoning Prevention; and,

Whereas, these grants are for implementation by Bucksport Bay Healthy Communities Coalition in carrying out the objectives outlined by the Bucksport Health Plan:

Be it resolved by the Bucksport Town Council in town council assembled that the contract between the Town of Bucksport and Department of Health and Human Services for a Healthy Maine Partnership Grant and Lead Poisoning Prevention Grant be accepted in the amount of \$109,902 and \$2,000 respectively for the period 7-1-2010 to 6-30-2011.

Be it further resolved that the Town Manager be authorized to sign the contract and the Director for the Bucksport Bay Healthy Communities Coalition be required to administer and expense the grants in accordance to program requirements.

**Acted on 5-27-2010 Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested \_\_\_\_\_**

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-135 AWARDED CONTRACT FOR PURCHASE OF  
GASOLINE AND DIESEL FOR THE PERIOD 7-1-2010 TO 6-30-2011**

Whereas, the Town of Bucksport request bids from interested suppliers for diesel and gasoline for the period 7-1-2010 to 6-30-2011; and,

Whereas, bids were received as follows:

	<b>Gasoline</b>	<b>Diesel</b>
<b>Coastal Energy</b>	<b>\$2.1214 (.075)</b>	<b>\$2.2318 (.0960)</b>
<b>Irving Energy</b>	<b>\$2.5080 (.3177)</b>	<b>\$2.3443 (.0800)</b>
<b>Webber Energy</b>	<b>\$2.2335 (.13)</b>	<b>\$2.2741 (.12)</b>

Whereas, the above bid amounts will vary depending on the daily rack price of diesel and gasoline; and,

Whereas, the handling fee will remain fixed during the life of the contract; and,

Whereas, no supplier bid a fixed price:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for purchase of diesel and gasoline for the period 7-1-2010 to 6-30-2011 be awarded to Coastal Energy with the fixed handling fee of \$.075 for gasoline and \$.0960 for diesel and a rack price of \$2.0464 for gasoline and \$2.1358 for diesel as of 5-19-2010.

**Acted on 5-27-2010 Yes 7 No 0 Abstained \_\_\_\_\_**

**Attested \_\_\_\_\_**

**Kathy Downes, Town Clerk**

**RESOLVE #R-2010-136 TO AUTHORIZE EXPENDITURE FROM THE RECREATION EQUIPMENT RESERVE ACCOUNT**

Whereas, the 2009 -2010 Capital Improvement Plan calls for the town to share the cost of jointly buying a new Z-Track mower with RSU #25 that will be used to maintain facilities that are jointly shared by the town and RSU 25, and,

Whereas, the cost of purchasing the new mower is \$9,884, resulting in a cost to the town of \$4,942; and,

Whereas, \$5,500 was budgeted as the town's share of the purchase:

Be it resolved by the Bucksport Town Council in town council assembled that the expenditure of \$4,942 be authorized from the Recreation Equipment Reserve Account to jointly purchase (Town and RSU# 25) a new Z-Track mower to maintain facilities that are jointly used by the Town and RSU #25.

**Acted On 6-10-2010**

**Yes   6   No   0   Abstained \_\_\_\_\_ Absent   1   Brian Leeman**

**Attested, Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-137 REFERRING MATTER PERTAINING TO THE  
PLAYGROUND TO THE RECREATION COMMITTEE**

Whereas, a written concern has be received from Andy Tyne regarding the safety of the playground located off Elm Street referred to as Ian's Playground; and,

Whereas, Mr. Tyne is requesting that the Town Council consider having a fence installed along Elm Street and the first base line for the safety of the children playing at the playground during baseball games and practices; and,

Whereas, the Town of Bucksport has a Board of Parks and Recreation whose duties include formulating plans for physical facilities deemed desirable for the recreational benefit of the citizens of the Town:

Be it resolved by the Bucksport Town Council in town council assembled that the request received from Andy Tyne regarding the playground (Ian's Playground) located off Elm Street, be referred to the Recreation Committee for a recommendation including a cost estimate, if any improvements are proposed.

**Acted On 6-10-2010**

**Yes   6   No   0   Abstained \_\_\_\_\_ Absent   1   **Brian Leeman****

**Attested, Kathy Downes, Town Clerk**

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**CONSIDER RESOLVE #R-2010- 138 AUTHORIZING WRITE-OFF FOR  
UNCOLLECTIBLE AMBULANCE SERVICE RECEIVABLES FOR THE  
PERIOD 1-1-2009 TO 3-31-2009**

Be it resolved by the Bucksport Town Council in town council assembled that uncollectible ambulance receivables for the period 1-1-2009 to 3-31-2009 be written off in the amount of \$10,358.69.

**Acted On 6-10-2010**

**Yes   6   No   0   Abstained \_\_\_\_\_ Absent   1   Brian Leeman**

**Attested, Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-139 AUTHORIZING ENGAGEMENT OF RHR SMITH & COMPANY TO COMPLETE THE MUNICIPAL AUDIT FOR THE PERIOD 7-1-2009 TO 6-30-2010**

Whereas, Maine towns are required to obtain an annual audit completed by a qualified firm; and,

Whereas, RHR Smith & Company has completed the municipal audit for the Town of Bucksport for the last three years; and,

Whereas, RHR Smith & Company has submitted a proposal to complete the municipal audit for the period 7-1-2009 to 6-30-2010; and,

Whereas, RHR Smith proposes to complete the audit for the following fee:

\$7,500 General Fund  
\$3,065 Wastewater  
\$2,065 Ambulance  
\$2,500 Single Audit

Be it resolved by the Bucksport Town Council in town council assembled that the firm RHR Smith & Company be engaged to prepare the municipal audit for the period 7-1-2009 to June 30, 2010 for a total fee not to exceed \$15,130 and such to be charged to the accounts as noted above.

**Acted On 6-10-2010**

Yes   6   No   0   Abstained \_\_\_\_\_ Absent   1   Brian Leeman

**Attested, Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-140 AUTHORIZING REPAIRS TO ENGINE 1**

Whereas, the 2009-2010 Capital Improvement Plan calls for doing minor body repairs and painting Engine 1; and,

Whereas, a quote has been received from Forrest Auto Body to do minor repairs and to paint Engine 1; and,

Whereas, the quote including new lettering is \$19,511; and,

Whereas, there might be other minimal costs associated with the project that is unknown; and,

Whereas, \$20,000 was budgeted in the Capital Improvement Plan for the project:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to complete minor body repairs and repaint Engine 1 be awarded to Forrest Auto Body in an amount not to exceed \$19,511.

Be it further resolved that the Fire Department is authorized to expend an amount not to exceed \$20,000 towards the project.

**Acted On 6-10-2010**

**Yes   6   No   0   Abstained        Absent   1   Brian Leeman**

**Attested, Kathy Downes, Town Clerk**

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## **TOWN MANAGER'S REPORT**

Phase II Buckstown Heritage Park- Now that Johnny Wardwell has amended his subdivision plan, the town can proceed with the second phase for Buckstown Industrial Park without having to file a Site For Development Permit with Maine Department of Environmental Protection. Mike Millett is in the process of filing a pre-application with the Code Enforcement Officer and providing his office with all of the required documents. If the process encounters no major issue, it is my hope that the planning board will have the opportunity to vote on the plan at their August meeting.

Silver Lake Boat Landing Project- A copy of the site plan and deed description for the parcel that is owned by Verso, which the town has requested, has been forwarded to Bill Cohen for review. Once I receive approval from Bill that Verso is prepared to proceed with the conveyance, I will have the town's attorney prepare the deed. Mike Millett will also be returning to this project within the next few weeks to pursue the option to expand parking opportunities on the land located north of the landing that is owned by the town. He has also been asked to revise the parking scheme proposed for the Verso lot by applying the new changes to the Land Use Ordinance that were recently approved by the Town Council.

Road Improvements- The Highway Department will have completed all drainage improvements along Central Street. The rest of the project is currently out to bid with the bid opening scheduled for June 24. It is my hope that the contract will be awarded at the July regular meeting of the town council.

Senior Citizens' Study- Our Finance Director, Debbie Fitzpatrick, has been working with the senior citizens' group to establish a website and a brochure that will be mailed out to local senior citizens informing them of the services and activities provided to them by the group. I believe the website has been completed and I am currently reviewing the contents of the newsletter so that it can be published and mailed to local citizens. In addition, I have been working with Mary Jane to have the meals prepared at the senior center. I had conversation with Eastern Agency on Area Aging to see if they would consider restaffing the facility with a cook but they have denied the request. During the next few weeks, I will be having discussions with our Superintendent of Schools and another agency who might consider partnering with the senior citizens' group to prepare the meals locally. It is going to be difficult to restaff the facility since attendance is so low. Regarding the matter of transportation, because the demand for transportation services, with exception of seniors attending medical appointments in Bangor, the need for additional transportation services are limited.

Townsite Drainage Improvement Project- The bids for the project will be received on June 24. It is my expectation that the bid will be awarded at the July regular meeting. All Phase 2 paperwork has been submitted to the Office of Community Development. We cannot proceed until bids are received and a contract is awarded.

Gardner Commons- We are still waiting for the contractor to complete the additional work authorized to improve access to the porte-couchere and there is still one plumbing code issue outstanding in the kitchen to be resolved. I believe the contractor is meeting with the Plumbing Inspector, Tuesday, June 15 to rectify the situation.

Downtown Improvements- I have made an offer on the Nason property but I have not received information whether the town's offer has been accepted or not.

Energy Improvements- The electrician has completed replacing the fixtures at the town office and should have all of the improvements authorized by the town council completed by June 18. I have met with the engineer preparing the plans for the new pellet boiler at the treatment plant. I expect they will have the plans completed by the middle of July.

**RESOLVE #R-2010-141 AWARDING CONTRACT FOR EQUIPMENT RENTAL  
FOR THE HIGHWAY DEPARTMENT**

Whereas, bids were requested from area contractors for rental of equipment by the Bucksport Highway Department; and,

Whereas, bids were received as follows:

<b>Equipment</b>	<b>Wardwell</b>		<b>Lane</b>		<b>Eastman</b>	
	<b>W/ operator</b>	<b>Without</b>	<b>W/ operator</b>	<b>Without</b>	<b>W/ operator/</b>	<b>Without</b>
truck 12-14	\$50.00		\$55.00		\$49.00	
triaxle	\$65.00		\$75.00		\$75.00	
lowbed	\$75.00		\$87.00		\$75.00	
backhoe	\$65.00	\$45.00	\$62.00	\$40.00	\$68.00	\$68.00
skid steer w/grinder			\$200.00			
dozer D-5	\$95.00	\$70.00	\$85.00	\$62.00	\$60.00	\$60.00
dozer D-6	\$120.00	\$110.00	\$92.00	\$69.00		
excavator 1 yd.	\$110.00	\$110.00	\$110.00	\$87.00	\$88.00	
excavator 2 yds.	\$130.00	\$130.00	\$125.00	\$102.00	\$145.00	\$145.00
excavator w ram	\$195.00		\$180.00			
gradall 595	\$110.00	\$110.00	\$110.00	\$87.00	\$135.00	\$135.00
gradall 495	\$110.00	\$110.00	\$105.00	\$82.00	\$135.00	\$135.00
gradall 880	\$110.00	\$110.00	\$110.00	\$87.00		
grader	\$100.00		\$110.00	\$87.00	\$125.00	\$125.00
72" roller	\$68.00	\$48.00	\$65.00	\$45.00	\$75.00	\$60.00
84" roller	\$73.00	\$51.00	\$70.00	\$50.00		
950 loader	\$82.00	\$60.00	\$83.00	\$60.00	\$65.00	\$65.00
966 loader	\$88.00	\$65.00	\$90.00	\$67.00		
Reed screen	\$41.00		\$42.00		\$58.00	

Be it resolved by the Bucksport Town Council in town council assembled that the Public Works Director, at his discretion, be authorized to rent equipment required to supplement the equipment needs of the Bucksport Highway Department from the contractor who has the equipment available and who provides the equipment at the lowest per hourly rate as noted above.

Be it further resolved that the above quotes are for rental of equipment for the period 7-1-2010 to 6-30-2011.

**Acted on June 24, 2010**

**Yes 6 No 0 Abstained \_\_\_\_\_ Absent 1 Michael Ormsby**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-142 AWARDDING CONTRACT FOR CULVERTS AND PIPES FOR THE PERIOD 7-1-2010 TO 6-30-2011**

Whereas, quotes were requested from interested suppliers for purchase of culverts and pipe to support the needs of the Bucksport Highway Department for the period 7-1-2010 to 6-30-2011; and,

Whereas, quotes were received as follows:

Company	Culvert Size and Price per linear foot			
	12"	15"	18"	24"
Viking Lumber	\$5.00	\$6.40	\$10.00	\$15.00
Everett Prescott	\$5.29	\$6.80	\$11.12	\$15.87
Paris Farmers Union	\$4.99	\$6.40	\$9.98	\$15.00
W. H. Shurtleff Co.	\$5.69	\$7.33	\$11.32	\$17.06

Be it resolved by the Bucksport Town Council in town council assembled that the purchase of pipes and culverts for the period 7-1-2010 to 6-30-2011 be obtained from Paris Farmers Union for the prices outlined above.

**Acted on June 24, 2010**

**Yes   6   No   0   Abstained        Absent   1   Michael Ormsby**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-143 APPROVING AGREEMENT WITH AQUA MAINE FOR OPERATION OF THE WASTEWATER TREATMENT FACILITY FOR THE PERIOD 7-1-2010 TO 6-30-2011**

Whereas, the Town of Bucksport entered into an agreement in 2008 to obtain the services of Aqua Maine to operate the Bucksport Wastewater Treatment Facility; and,

Whereas, the current agreement expires on 6-30-2010; and,

Whereas, Aqua Maine proposes to extend the agreement pursuant to the same conditions except to increase the annual fee from \$72,100 to \$77,004, an increase of \$4,904; and,

Whereas, the increase is the result of increases in salaries and benefits and the allocation of time for the Superintendent to 50% of his work week; and,

Whereas, Aqua Maine has performed its obligation over the last two years extremely well:

Be it resolved by the Bucksport Town Council in town council assembled that the agreement with Aqua Maine to operate the Bucksport Wastewater Treatment Facility be extended for the period 7-1-2010 to 6-30-2011.

Be it further resolved that the annual fee to be paid for the operation of the system be increased to \$77,004.

**Acted on June 24, 2010**

**Yes   5   No   1   (Robert Howard) Abstained      Absent   1   Michael Ormsby**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-144 AUTHORIZING THE SALE BY PUBLIC AUCTION OF A JOHN DEERE 350C DOZER**

Whereas, the Town of Bucksport has acquired a John Deere 350C dozer as a result of the foreclosure of a micro-loan; and,

Whereas, the Economic Development Director is requesting that he be given permission to hold an auction to sell the dozer; and,

Whereas, he proposes to advertise the auction in the Bucksport Enterprise and the Ellsworth American during the week of June 28<sup>th</sup> and hold the auction at 1:00 p.m. on Friday, July 9:

Be it resolved by the Bucksport Town Council in town council assembled that the Economic Development Director be authorized to hold an auction on July 9 to sell a John Deere 350C bulldozer that was foreclosed on by the town.

Be it further resolved that the proceeds of the sale be used to pay the cost of the foreclosure and auction and the balance be deposited in the Town of Bucksport Micro-Loan Account.

**Acted on June 24, 2010**

**Yes   6   No   0   Abstained \_\_\_\_\_ Absent   1   Michael Ormsby**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-145 AWARDED CONTRACT FOR CENTRAL STREET IMPROVEMENTS**

Whereas, bids have been requested for improvements on Central Street; and,

Whereas, one bid was received from Lane Construction in the amount of \$537,680.00:

Be it resolved by the Bucksport Town Council in town council assembled that the bid for improvements on Central Street be tabled until the July 8<sup>th</sup> town council meeting.

**Acted on June 24, 2010**

**Yes \_\_\_\_\_ No \_\_\_\_\_ Abstained \_\_\_\_\_ (Table Resolve)**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-146 AWARDING CONTRACT FOR TOWNSITE DRAINAGE IMPROVEMENTS**

Whereas, bids were requested for drainage improvements for the Townsite area; and,

Whereas, bids were received as follows:

S. M. Bridges	\$484,848.48
Hughes Bros.	\$554,267.50
MacQuinn	\$521,601.50
Sitewerx	\$465,457.00
R. F. Jordan	\$482,850.00
H. E. Cliff & Sons	\$508,555.00
Eastwood Construction	\$445,550.00
Lane Construction	\$630,836.50

Be it resolved by the Bucksport Town Council in town council assembled that the contract for drainage improvements in the Townsite area be tabled until the July 8<sup>th</sup> town council meeting.

Be it further resolved that the cost of the project be charged to the 2010 Public Infrastructure CDBG which is funded by local funds and a Community Development Block Grant.

**Acted on June 24, 2010**

**Yes 6 No 0 Abstained \_\_\_\_\_ Absent 1 Michael Ormsby**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-147 APPROVING EXPENDITURES FROM RESERVE ACCOUNTS**

Whereas, at yearend it is necessary for the town council to approve all expenditures from reserve accounts; and,

Whereas, from time to time, the town council has been asked to authorize such expenditures; except at times the town manager is authorized to approve expenditures less than \$5,000 in cost but must have these expenditures ratified by the Town Council; and,

Whereas, a list is attached to this resolve outlining all expenditures requiring ratification:

Be it resolved by the Bucksport Town Council in town council assembled that the above expenditures approved by the town manager from reserve accounts be ratified.

**Acted on June 24, 2010**

**Yes 6 No 0 Abstained \_\_\_\_\_ Absent 1 Michael Ormsby**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-148 APPROVING ADDITIONAL FUNDS FOR PAVING FOR THE 2010 PAVING SEASON**

Whereas, the Bucksport Town Council appropriated funds for paving of roads for the 2010 paving season; and,

Whereas, it had been reported by the Town Manager that an additional appropriation from surplus would be requested from the town council once the paving prices were known and the cost of the projects identified by the Road and Street Committee had been established; and,

Whereas, it has been determined that an additional \$86,441 is required in order to complete all of the paving projects identified by the Road and Street Committee:

Be it resolved by the Bucksport Town Council in town council assembled that an additional appropriation from Undesignated Fund Balance be approved in the amount of \$86,500 for the Phase II paving projects.

Be it further resolved that the Town Manager be authorized to expend paving funds appropriated for the 2010 paving season prior to 7-1-2010 and such be charged to the paving budget for the period 7-1-2010 to 6-30-2011.

**Acted on June 24, 2010**

**Yes   6   No   0   Abstained \_\_\_\_\_ Absent   1   Michael Ormsby**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-149 APPROVING ACCEPTANCE AND USE OF 2010  
MAINE JUSTICE ASSISTANCE GRANT**

Whereas, the Bucksport Police Department has been selected to receive a 2010 Maine Justice Assistance Grant in the amount of \$7,838; and,

Whereas, the Bucksport Police Department proposes to purchase a GPS system for the cruisers and dispatch center, additional cameras for the waterfront and a speed spy that will help determine areas where motorist are speeding:

Be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Police Department be authorized to accept a Maine Justice Assistance Grant in the amount of \$7,838 and the proceeds be used to purchase equipment as noted above by the Bucksport Police Department.

**Acted on June 24, 2010**

**Yes   6   No   0   Abstained \_\_\_\_\_ Absent   1   Michael Ormsby**

**Attested by Kathy Downes, Town Clerk**

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**RESOLVE #R-2010-150 ACCEPTING GRANT FROM DEPARTMENT OF HUMAN SERVICES FOR THE PERIOD 7-1-2010 TO 6-30-2011**

Whereas, the Town of Bucksport has been offered a grant from Department of Health and Human Services in the amount of \$13,917 for Healthy Maine Partnership Substance Abuse Prevention; and,

Whereas, the grant period is for the period 7-1-2010 to 6-30-2011:

Whereas, the purpose of the grant is to provide responsible beverage service training, to complete compliance checks, work with parents to develop strategies to minimize substance abuse, and decrease high risk drinking in young adults.

Be it resolved by the members of the Bucksport Town Council in town council assembled that the grant offered by the Department of Human Services in the amount of \$13,917 to support the prevention of substance abuse for the period 7-1-2010 to 6-30-2011 be accepted and the funds be administered by the Director of the Bucksport Healthy Communities Coalition in accordance with program requirements.

**Acted on June 24, 2010**

**Yes   6   No   0   Abstained \_\_\_\_\_ Absent   1   Michael Ormsby**

**Attested by Kathy Downes, Town Clerk**

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**ORDINANCE TO AMEND CHAPTER 2 ADMINISTRATION, ARTICLE 2  
PERSONNEL RULES AND REGULATIONS**

Shall an ordinance be introduced entitled “Amendment to Chapter 2 Administration, Article 2 Personnel Rules and Regulations” for the purpose of amending Section 1, Subsection 1.7 Non-Discrimination and Affirmative Action to include sexual orientation among the list of non-discrimination categories.

**1.7 NON-DISCRIMINATION AND AFFIRMATIVE ACTION**

The Town shall administer and implement these Rules and Regulations in a manner that shall not discriminate unlawfully against any person because of race, color, religion, sex, national origin, age, sexual orientation or physical or mental disability. Furthermore, the Town shall take affirmative action to enhance the opportunities for minority group members, where they may be underutilized.

**RESOLVE #R-2010-145 AWARDED CONTRACT FOR CENTRAL STREET IMPROVEMENTS**

Whereas, bids have been requested for improvements on Central Street; and,

Whereas, one bid was received from Lane Construction in the amount of \$537,680.00; and,

Whereas, the bid was renegotiated and the new amount is \$450,131.30; and,

Whereas, the reduction of \$87,548.70 is the result of having the Bucksport Highway Department reshape the driveways located along the project area to match to the pavement elevation on the street rather than the contractor; and,

Whereas, the base bid is determined by using estimated units and the final contract amount may be higher or lower depending on the units purchased; and,

Whereas, there will be additional cost to the town for gravel and loam which is estimated at \$3,000; and,

Whereas, a total of \$475,000 was available of which \$25,000 was expended on Phase I during last fiscal year for engineering and drainage improvements:

Be it resolved by the Bucksport Town Council in town council assembled that the contract be awarded to Lane Construction for Phase II in the amount of \$450,131.30 to reclaim and pave a portion of Central Street beginning at the intersection of Broadway and extending to a point approximately 600' north of the intersection of the Race Course Road.

Be it further resolved that the an additional \$15,000 be appropriated from Unexpended Fund Balance for Phase II of the project which includes reclaiming and paving and the remaining cost to be paid from state funds and the amount raised by the town.

**Acted on July 8, 2010**

**Yes   7   No   0   Abstained \_\_\_\_\_**

**Attested by Kathy Downes, Town Clerk**

  

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**RESOLVE #R-2010-146 AWARDING CONTRACT FOR TOWNSITE  
DRAINAGE IMPROVEMENTS**

Whereas, bids were requested for drainage improvements for the Townsite area; and,

Whereas, a total of \$525,000 is available for the project:

Whereas, bids were received as follows:

S. M. Bridges	\$484,848.48
Hughes Bros.	\$554,267.50
MacQuinn	\$521,601.50
Sitewerx	\$465,457.00
R. F. Jordan	\$482,850.00
H. E. Cliff & Sons	\$508,555.00
Eastwood Construction	\$445,550.00
Lane Construction	\$630,836.50

Whereas, Mike Millett, engineer for the project has recommended the bid be awarded to Eastwood Construction in the amount of \$445,550.00:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for drainage improvements for the Townsite area be awarded to Eastwood Construction in the amount of \$445,550.00.

Be it further resolved that the cost of the project be paid for from funds raised by the Town and a 2010 Public Infrastructure Community Development Block Grant.

**Acted on July 8, 2010**

Yes   7   No   0   Abstained \_\_\_\_\_

**Attested by Kathy Downes, Town Clerk**

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