

**Resolve #R-2009-1 AWARDING CONTRACT FOR EQUIPMENT RENTAL FOR
THE PERIOD 7-1-2008 TO 6-30-2009**

Whereas, quotes were requested from local contractors for rental of equipment by the town to supplement the equipment needs of the highway department; and,

Whereas, one proposal was received as follows:

	Wardwell Contracting	
	With Oper.	W/O Oper.
12-14 Wheeler	\$53.00	
16-18 Wheeler	75.00	
Lowbed/tractor	82.00	
Bachhoe 416	62.00	\$40.00
Skid Steer/grinder	190.00	
D-5 Dozer	85.00	62.00
D-6 Dozer	92.00	69.00
Excavator 1 yd.	110.00	87.00
Excavator-2 yds.	130.00	107.00
Excavator/ramhoe	210.00	187.00
220 EX	180.00	157.00
Gradall/595	117.00	93.00
Gradall/495	110.00	86.00
Gradall/880	115.00	92.00
Grader	105.00	78.00
Roller 72"	69.00	48.00
Roller 84"	74.00	52.00
Loader 950	83.00	60.00
Loader 966	89.00	66.00
Read Screen		42.00

Be it resolved by the Bucksport Town Council in town council assembled that the contract for equipment rental be awarded to Wardwell Contracting for the period 7-1-2008 to 6-30-2009 at the rates listed above.

Adopted 7-10-2008

Yes 5 No 0 Abstained 1 (Joel Wardwell)

Attested: Kathy Downes, Town Clerk

**AMENDMENT TO THE BUCKSPORT TOWN CODE, APPENDIX M,
GENERAL ASSISTANCE, APPENDIX B**

Shall an ordinance be adopted entitled “**Amendment to the Bucksport Town Code, Appendix M, General Assistance Ordinance, Appendix B**”, such ordinance being for the purpose of amending Appendix B Food Maximums which is being changed as a result of enactment of the Stimulus Bill by increasing the amount allowed for food per month.

The amendment will reads as follows:

The maximum amounts allowed for food are established in accordance with the U.S.D.A. Thrifty Food Plan. Through October 1, 2009, those amounts are:

<u>Number in Household</u>	<u>Weekly Maximum</u>	<u>Monthly Maximum</u>
1	46.51	200
2	85.35	367
3	122.33	526
4	155.35	668
5	184.42	793
6	221.40	952
7	244.65	1052
8	279.53	1202

Note: For each additional person add \$150 per month

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

**RESOLVE #R-2009-101 RELEASING CDBG LIENS FILED AGAINST
PROPERTY OWNED BY ROBERT & KRISTEN ELLIS**

Whereas, the Town of Bucksport having received the amount secured by certain rehabilitation grant selling agreements by and between Robert and Kristen Ellis and the Town of Bucksport Community Development Program, dated October 16, 2006, in the original amount of \$5,000, recorded in Volume 4659, Page 2, and dated August 21, 2006, in the original amount of \$4,076.63, recorded in Volume 4591, Page 143, of Hancock County Registry of Deeds; and,

Whereas, Robert and Kristen Ellis agreed in the event that the ownership of there property located at 37 Mechanic Street, Bucksport, Maine became vested in a person or entity other than themselves within five years of the date of the agreement, than a percentage of the grant amount would be payable to the Town of Bucksport without notice in accordance with the following schedules which have been attached as part of this Resolve; and,

Whereas, Robert and Kristen Ellis have entered into a Purchase and Sales Agreement to sell the property and are requesting that the Town of Bucksport consider releasing the liens without receiving the balance of payments due in the amounts of \$3,000.00 for Grant 1 and \$2,445.98 for Grant 2, and totaling \$5,445.98; and,

Whereas, they are requesting forgiveness for the total amount due to the Town of Bucksport since the property has been on the market for two years and they have finally been able to obtain an offer in the amount of \$70,000, while the amount necessary to pay off the loan is \$67,894.04 plus closing cost in addition to repairs that have to be completed as part of the sale:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to sign a Release of Rights Acquired by Rehabilitation Grant Selling Agreement for Robert and Kristen Ellis releasing them of the responsibility of repaying the Town of Bucksport the balances due from the Rehabilitation Grants that were recorded at the Hancock County Registry of Deeds in Book 4591 Page 143 and Book 4659 Page 2.

Be it further resolved that the release not be issued until proof is provided that no funds are left from the sale for the seller and if there are funds left, they be returned to the town.

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

**RESOLVE #R-2009-102 AUTHORIZING SALE OF TAX AND SEWER LIENS
ACQUIRED PROPERTY**

Whereas, the following properties have become tax or sewer lien acquired; and,

Whereas, the owner of record has been notified and allowed to redeem the property for full payment of taxes, interest and cost; and,

Whereas, the following owners of record have not responded:

Herbert Grindle, Heirs of	5 Central Street	Map 33 Lot 66	Land only
Dorothy Obrien	Central Lane	Map 33 Lot 67	Land only
Michael Prescot	318 Central Street	Map 5 Lot 69	Land and Building
Wayne Taylor	River Road	Map 46 Lot 8	Land and Shed

Be it resolved by the Bucksport Town Council in town council assembled that the above properties be offered for bid pursuant to the following conditions:

1. The record is reviewed by legal counsel to verify that all proper steps have been taken by the Town of Bucksport.
2. That the minimum bid be set at the amount due for taxes, interest and cost for each property.
3. That the bid will be awarded to the highest qualified bidder except in the case that the owner of record should submit a bid, the award will be made to the owner of record for an amount equal to all taxes, sewer fees, interest and cost due.

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

RESOLVE #R-2009-103 SEEKING PROPOSALS FOR AN ENERGY AUDIT OF PUBLICLY OWNED BUILDINGS

Whereas, the 2009-2010 Capital Improvement Plan calls for energy audits to be completed at the transfer station, public safety building, town garage and wastewater treatment facility; and,

Whereas, it is recommended that the services of a consultant be obtained to assist the town to complete these audits:

Whereas, the energy audit for each building should consist of identifying improvements that can be undertaken by the town that will reduce the amount of energy required at each building and identification of alternatives that are deemed cost effective:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to seek proposals from interested firms to complete an energy audit of the transfer station, public safety building, town garage and wastewater treatment facility.

Be it further resolved that the request include school buildings if so desired by the School Board.

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

RESOLVE #R-2009-104 SEEKING PROPOSALS FOR A CONSULTANT TO ASSIST WITH A STUDY OF THE SILVER LAKE BOAT LANDING

Whereas, improvements are necessary at the public boat landing located on property of the town on Silver Lake Road; and,

Whereas, the problems include the lack of an adequate landing and parking area for vehicles and trailers;

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to seek proposals from interested firms to conduct a study of the Silver Lake Boat Landing to identify the needed improvements to the facility and alternatives.

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

Police Chief Selection- Twenty-eight applications from within the State of Maine and nationally were received. All applicants have police management experience and most have a degree in criminal justice. Two of the applicants have a law degree and two have a degree in public administration. I have reviewed all of the resumes and scheduled interviews with six of the applicants. I expect to complete my interviews by April 17 and should have my recommendations for the committee by the last week of April.

Waterfront Walkway Extension- The additional blocks needed to extend the retaining wall the entire length of the project have been ordered. They should be delivered in the next few days. Bids have been requested for installing pavers or paving and imprinting the new walkway. All bids will be received by April 29 at which time the Town Council will decide the type of surface the new walkway will be constructed of. The Highway Department will be returning once the blocks are received to complete the retaining wall, including backfill; to install riprap along the top of slope; and to fine grade the base. I am in the process of purchasing the six new light poles and lamps that will be needed to light the new walkway extension. I should have that finalized by April 17.

Central Street Parking- The Planning Board, MDOT Road Opening Permit, and MDOT Storm Drain Hookup Permit have been received from MDOT. An application for a MDOT Entrance Permit has been submitted and the permit should be received shortly. The contractor will be laying out the project next week with construction beginning shortly.

Enterprise Grant- The contractor has laid out the project and has provided the engineer with a number of submittals. The contractor will be making arrangement with the landscape subcontractor to relocate the trees and shrubs that are located within the construction limit. The project should start in the next few weeks.

Central Street Improvement- No funds have been included in the B-TIP for improvements to Central Street or Route 46. I have had a discussion with Deputy Commissioner, Bruce VanNote whether the Department would consider the town taking the lead on a project to reclaim and pave the section of Central Street from Broadway to the Race Course Road. He is taking the request under advisement and has asked that I contact him next week to see if there is any interest on the part of Department's to further the discussion.

Concession Stand and Bathroom Facility- The mason is back at work and should have all of the masonry work completed by April 15. Later this spring the interior will be painted and the Highway Department will be installing the water and sewer connections as well as constructing the access walkway leading from Miles Lane to the facility.

Bucksport High School Improvements- The Facilities Committee has received schematic plans for renovations to the bathrooms and entrance to the gym. Plans are being made available for review and comment. I believe the School Department is in the

process of obtaining quotes or will be obtaining quotes for full architectural services for the project in the next few weeks.

Treatment Plant and Pump Station- The Request for Proposal has been submitted for the Programmable Logic Controller (PLC). Proposals are due on April 22. There has been quite a lot of interest in the project so several proposals are expected. Dave is still working with Charter Machine Company to provide the town with a proposal to rebuild the dewatering press. This will be the last of the major projects identified as part of the upgrade for the treatment plant and pump stations.

Bucksport Development Corporation- The board held its first meeting in two years on March 23, 2009. The members in attendance discussed new membership to the board. Several individuals were identified as possible new board members. A meeting will be held on May 12th to further discuss membership on the board and to set goals for the ensuing year.

Senior Citizens Study- I am in the process of completing the findings and recommendations that will be submitted to the committee for comment. The next meeting of the committee will be held either May 4 or May 11. Once the Chairperson for the committee returns from vacation, the date for the meeting will be set.

Football Field Improvements- Mike Millett will have the preliminary plans completed by April 13. Comments will be forwarded to him by April 14. He has agreed to have the final plans to the office of the Superintendent of Schools no later than April 15. Specifications and bid documents will be ready at that time to seek proposals from area contractors. The new utility poles have been delivered and will be installed in conjunction with the field improvements.

Financial Status- I am providing you the Revenue and Expense Reports for the period ending 3-31-2009. We have completed 75% of the fiscal year and revenues continue to be on track to meet projections, but some accounts continue to fall short in comparison to last year. These accounts include excise tax and interest on investments. Expense accounts continue to generally meet projections except for winter salt and sand. These overdrafts will easily be offset by balances in overtime and fuel accounts.

**RESOLVE #R-2009-2 AWARDING CONTRACT FOR CONCRETE
FOUNDATION AND FLOOR FOR CONCESSION STAND AND TOILET
FACILITY AT MILES LANE AND FOOTBALL FIELD**

Whereas, bids were requested from area contractors for construction of a slab and frost wall for a new concession stand and bathroom facility at the Miles Lane Fields and High School Football Field; and,

Whereas, bids were received as follows:

S. F. Eastman, LLC	\$19,500
Wardwell Construction & Trucking	\$32,900
Wardwell Contracting	\$23,787

Be it resolved by the Bucksport Town Council in town council assembled that the contract for construction of a concrete slab and frost wall for the concession stand and bathroom facility be awarded to S.F. Eastman, LLC in an amount not to exceed \$19,500, that the necessary insurance certificate be provided by the contractor, and the contract not signed until the total cost of the project and be reported back to the Town Council.

Be it further resolved that the cost of this project be charged to the Miles Lane Concession Stand and Bathroom Facility Reserve.

Adopted 7-10-2008

Yes 6 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-3 REGARDING REQUEST FROM ORRINGTON TO USE
THE ANIMAL SHELTER**

Whereas, the Town of Orrington has requested the use of the Bucksport Animal Shelter for a one year period; and,

Whereas, a recommendation should be obtained from the Bucksport Animal Control Officer whether there is capacity at the shelter to provide this service:

Be it resolved by the Bucksport Town Council in town council chamber that the Town of Orrington's request to utilize the Bucksport Animal Shelter be approved pursuant to the same conditions as the neighboring communities Orland and Prospect.

Adopted 7-10-2008

Yes 6 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-4 APPROVING EXPENDITURE FOR IMPROVEMENT TO
THE JEWETT SCHOOL PARKING LOT**

Whereas, it is necessary to repair areas at the Jewett School and Swimming Pool Parking Lot; and,

Whereas, the Bucksport Highway Department has removed the broken pavement and clay soils in an area 170' by 60'; and,

Whereas, the Bucksport Highway Department had previously extended the existing parking lot by graveling an area 45' by 90' to provide additional parking opportunities; and,

Whereas, the cost of doing the repairs and paving the area is estimated at \$20,000; and,

Whereas, the balance in the Jewett School Reserve Account is approximately \$22,000:

Be it resolved by the Bucksport Town Council in town council assembled that an expenditure not to exceed \$20,000 be authorized from the Jewett School Reserve Account to do repairs and pave an area totaling 14,200 square feet at the Jewett School and Swimming Pool Parking Lot.

Be it further resolved that the cost of the improvement be charged to the Jewett School Reserve Account.

Adopted 7-10-2008

Yes 6 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-5 APPROVING EXPENDITURES FOR IMPROVEMENTS
TO SILVER LAKE ROAD AND RUSSELL HILL ROAD**

Whereas, the Capital Improvement Plan calls for reconstruction of 1,800' feet on Silver Lake Road (from the Harriman farm to the causeway and 3,300' on Russell Hill Road (from Route 46 to the Clement farm); and,

Whereas, it is estimated that the Russell Hill Road improvements will costs \$107,799 and the Silver Lake Road improvements will cost \$51,765; and,

Whereas, a public information meeting will be held on July 23, at 6:30 p.m. with interested property owners along Russell Hill Road to review plans prepared by Millett Associates:

Be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Highway Department be authorized to proceed with the reconstruction of 1,800' on Silver Lake Road and 3,300' on Russell Hill Road at an estimated cost of \$107,799 for Russell Hill Road and \$51,765 for Silver Lake Road.

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

Adopted 7-10-2008

Yes 6 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-6 REFERRING REQUEST FOR ORDINANCE CHANGES
TO THE ORDINANCE COMMITTEE**

Whereas, several request have been received or recommended to amend ordinances of the Town of Bucksport; and,

Whereas, these changes include:

1. amend the Land Use Ordinance to limit the use of outdoor wood boilers in certain areas of the compact area
2. amend the Land Use Ordinance to permit the use “guiding services” in the Rural District
3. amend the Land Use Ordinance to permit intrastate/interstate transmission lines
4. amend Chapter 4, that section relating to the Board of Appeals

Be it resolved by the Bucksport Town Council in town council assembled that the requested changes to the ordinances noted above be referred to the Ordinance Committee for recommendation.

Adopted 7-10-2008

Yes 6 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-7 AUTHORIZING EXPENDITURE FROM THE TIF
ACCOUNT FOR PURCHASE OF AMERICAN FLAGS TO BE DISPLAYED
ALONG MAIN STREET AND ROUTE 1**

Whereas, it is proposed to install for display 50 American flags 3' x 5' along Main Street and Route 1, and,

Whereas, the cost of each flag and holder is \$33.50, resulting in a total cost of \$1,675; and,

Whereas, the flagpoles are interchangeable so that they can be used with other flags that might be displayed along the above routes:

Be it resolved by the Bucksport Town Council in town council assembled that it be authorized to expend an amount not to exceed \$837.50 for purchase of 25 3' X 5' American flags with interchangeable poles and holders.

Be it further authorized that the cost of this purchase be paid for from TIF Revenue Account.

Adopted 7-10-2008

Yes 5 No 1 Abstained _____ (Michael Ormsby)

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-8 REGARDING REQUEST TO FUND REPEAL OF THE
SCHOOL CONSOLIDATION ACT**

Whereas, a previous request to fund repeal of the School Consolidation Act from local funds was denied by the town council at the advice of legal counsel; and,

Whereas, the new proposal was to expend funds remaining from donations made to the town several years ago for a purpose that has been closed out; and,

Whereas, legal counsel has also advised against using donated funds for repeal of school consolidation:

Be it resolved by the Bucksport Town Council in town council assembled that this matter be tabled indefinitely as advised by legal counsel.

Adopted 7-10-2008

Yes 6 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-9 AUTHORIZING CONTRACT FOR PURCHASE OF A
COPIER FOR THE TOWN OFFICE**

Whereas, the 2008-2009 Capital Improvement Plan for Town Office Equipment calls for the purchase of a new copier; and,

Whereas, the estimated amount budgeted for this purchase is \$10,000; and,

Whereas, quotes were received as follows:

Ikon Office Solutions, Inc.	Ricoh MP3500	\$9,639.00
SymQuest Group, Inc.	Sharp MX-M350N	\$7,134.00
Budget Document Technology	Konica Minolta Bizhub 350	\$5,041.00

Whereas, all machines reviewed were found to have comparable features to each other and the existing machine; and,

Be it resolved by the Bucksport Town Council in town council assembled that the contract for purchase of a copier be awarded to Budget Document Technology for a cost not to exceed \$5,041.00.

Be it further resolved that the cost be charged to Town Office Equipment Reserve.

Adopted 7-10-2008

Yes 6 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

CSO Facility Open House - The open house for the new CSO Facility has been scheduled for 11:00 a.m. on Friday, August 8, 2008. I expect a good turnout so I hope all members of the Town Council can attend. We will also be extending an invitation to the public at large.

Website- The new website will be in operation by July 15. The site will continue to be built as time goes on. The town council minutes and agendas will be posted beginning with the July 31 meeting.

Football Field Surface- The committee has rendered a decision to resod the field rather than to install a turf surface. The committee's full report will be presented at the next town council meeting.

Housing with Services- I am continuing to discuss the proposal with the consultant. I hope to have a final copy by the July 31 town council meeting.

Road Projects- The reclaim project on Forsythe Avenue and a portion of Spruce Street has been completed and the streets should be paved within the next two weeks. The project on Silver Lake should be ready for pavement by July 18. The crew will begin the project on Russell Hill Road by or about July 28. The project should be ready for pavement by the third week of August. They will then proceed to Moosehorn Stream to complete the bridge replacement project on the Upper Long Pond Road. During that period, we also expect to complete work on Buckley Avenue and the upper end of Pond Street. The last project will be reclaiming on Millvale (old Hincks Road). The goal is to begin that project by October 1.

RESOLVE #R-2009-10 REGARDING SCHOOL CONSOLIDATION

Whereas, the Bucksport Town Council is being given the opportunity to provide direction regarding several items pertaining to School Consolidation; and,

Whereas, these items include whether an Alternative Organizational Structure (AOS) or a Regional School Unit (RSU) should be formed, what formula should be used to share cost between member communities above Essential Programs and Services (EPS), and whether the town should retain all properties related to education or turn them over to the RSU, if an RSU is formed; and,

Whereas, the Superintendent of Schools and Town Manager provided information regarding each item:

Be it resolved by the Bucksport Town Council in town council assembled that the following recommendations regarding school consolidation be made:

1. It is the preference of the Bucksport Town Council that a RSU rather than an AOS be formed.
2. It is the preference of the Bucksport Town Council that the buildings be transferred to the RSU, if formed, but the Town of Bucksport chooses to retain the right of use and/or ownership of properties previously identified by the Bucksport Town Council except that the high school softball field and supportive structures and the cultural arts facility at the middle school be added to the list. Further, the agreement should include a provision that requires all building and facilities transferred to the RSU will be return to the town in case the RSU is dissolved and any changes to historic use would require a vote of the citizens.
3. It is the preference of the Bucksport Town Council, if an RSU is formed, the cost of education beyond the limits of EPS be based on 50 percent state valuation and 50 percent student population, except that the RSU phase in the new method of cost sharing over a two year period. During the first year of the RSU costs above EPS will be shared based on the percent currently being paid by each town. During the second year, one-half of the additional funds shall be allocated based on the percentage basis used for year 1 and one-half based on 50% valuation and 50% student population.

Date Acted on 7-31-2008

Voted Yes 6 No 1 Abstained _____ (Dave Keene)

Attest, Kathy Downes, Town Clerk

**RESOLVE #R-2009-11 AUTHORIZING PURCHASE FROM POLICE
EQUIPMENT RESERVE ACCOUNT**

Whereas, the Bucksport Police Department has been extended the opportunity to purchase one in cruiser video unit(s) at \$1,600 per unit by the Maine Bureau of Highway Safety; and,

Whereas, the actual cost to the department for the unit without financial support from an outside source is \$4,500; and,

Whereas, the department is scheduled for a new unit in 2010; and,

Whereas, the purchase of the unit now will eliminate the need to purchase a new unit in 2010; and,

Whereas, the opportunity to purchase a unit now with the assistance of federal funds may not be available in 2010:

Be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Police Department be authorized to purchase a new Watchguard DV-1 in-cruiser video unit for a cost not to exceed \$1,600.

Be it further resolved that the cost of the unit be paid for from Police Equipment Reserve.

Date Acted on 7-31-2008

Voted Yes 7 No 0 Abstained _____

Attest, Kathy Downes, Town Clerk

**RESOLVE #R-2009-12 AUTHORIZING FUNDING FOR THE CONCESSION
STAND AND BATHROOM FACILITY FOR THE HIGH SCHOOL AND MILES
LANE AREA**

Whereas, the Town of Bucksport proposes to construct a concession stand and bathroom facility to serve the football field and Miles Lane Fields; and,

Whereas, the estimated cost of completing the facility as designed by Gordon/Stanley is \$120,000; and,

Whereas, currently \$39,000 has been transferred to a special reserve account for the project; and,

Whereas, if the town council wants to proceed with the project, it will be necessary to transfer \$81,000 from Undesignated Fund Balance Account to fund the project; and,

Whereas, a public hearing was held on the matter and comments were received from the public:

Be it resolved by the Bucksport Town Council in town council assembled that additional funding to complete the funding package for the new concession stand and bathroom facility to support the football field and Miles Lane Fields be appropriated from Undesignated Fund Balance Account in the amount of \$81,000 and that such funds be transferred to the Bathrooms and Concession Stand Project Construction Account.

Adopted August 14, 2008

Yes 7 No 0 Abstained _____

Attested True Copy

Kathy Downes, Town Clerk

RESOLVE #R-2009-13 AWARDED CONTRACTS FOR CONSTRUCTION OF THE CONCESSION STAND AND BATHROOM FACILITY

Whereas, the Bucksport Town Council has appropriated funds for the construction of a concession stand and bathroom facility to support the high school football field and Miles Lane Fields; and,

Whereas, the Town of Bucksport will serve as the general contractor for the project; and,

Whereas, proposals have been received from several local subcontractors:

Be it resolved by the Bucksport Town Council in town council assembled that the following contracts be awarded to area subcontractors for the following work for construction of a concession stand and bathroom facility:

- S. F. Eastman, LLC - frost walls and concrete floor
- Knox Masonry, masonry work and associated materials
- Osborne's Plumbing & Heating, Inc – plumbing and fixtures
- T & D. Electric- electrical and associated materials
- EBS materials
- Viking Lumber materials

Be it further resolved that the Town Manager be responsible to coordinate and administer the project within the limits of the budget.

Adopted August 14, 2008

Yes 7 No 0 Abstained _____

Attested True Copy

Kathy Downes, Town Clerk

**RESOLVE #R-2009-14 AWARDED CONTRACT FOR REPLACEMENT OF
WINDOWS AT THE TOWN OFFICE**

Whereas, problems continue with some of the windows at the Bucksport Town Office after numerous attempts to fix the windows; and,

Whereas, when there is a wind driven rain, water seeps by the window seals and runs into the building causing damage to ceiling tiles and insulation; and,

Whereas, a proposal has been received to replace four double pane windows and three single pane windows on the Main Street level of the town office with better quality windows; and,

Whereas, the cost of removing the old windows and installing the new windows is \$5,600

Be it resolved by the Bucksport Town Council in town council assembled that the contract to replace four double and three single windows at the town office be awarded to Gerald Ouellette, General Contractor, in the amount of \$5,600.

Be it further authorized that the cost of the improvement be paid for from the Town Office Reserve Account.

Date Acted on 7-31-2008

Voted Yes 7 No 0 Abstained _____

Attest, Kathy Downes, Town Clerk

**RESOLVE #R-2009-15 AUTHORIZING THE COST OF A SOIL SURVEY FOR A
PARCEL OF LAND ADJACENT TO THE MIDDLE SCHOOL**

Whereas, the Bucksport Town Council referred an offer received from Buck Estates to purchase 51 acres of land adjacent to Bucksport Middle School to the Finance Committee for a recommendation; and,

Whereas, the members of the Finance Committee have reviewed and discussed the offer and agree that before a final recommendation can be made to the town council, a wetland study should be completed; and,

Whereas, the cost of a wetland study is estimated not to cost more than \$5,200; and,

Whereas, the owner, Buck Estates, has agreed to pay for half of the survey if the town agrees to pay the other half; and,

Whereas, the members of the committee feel that there may be merit for the town to consider purchasing the property but would not recommend doing so unless the extent of wetlands is known:

Be it resolved by the Bucksport Town Council in town council assembled to authorize an appropriation not to exceed \$2,600 towards the cost of preparing a wetland study of the parcel of land adjacent to the middle school totaling 51 acres and currently owned by Buck Estates.

Be it further resolved that the cost of the survey be charged to Undesignated Fund Balance.

Date Acted on 7-31-2008

Voted Yes 6 No 0 Abstained 1 (Joel Wardwell)

Attest, Kathy Downes, Town Clerk

**RESOLVE #R-2009-16 AUTHORIZING AGREEMENT WITH SOIL
PREPARATION, INC. FOR DISPOSAL OF SEPTIC WASTE**

Whereas, the agreement with Soil Preparation, Inc. for disposal of septic waste will be expiring at the end of August 2008, and,

Whereas, Soil Preparation has offered the town of Bucksport a three year contract for an annual fee of \$2,250 and \$.07 per gallon for all gallons of septic waste disposed of at the site; and,

Whereas, state law requires the town to designate a site for disposal of septic waste but does not require the town to pay the disposal fee; and,

Whereas, the town in the past has agreed to pay the disposal fee in the amount of \$.05 per gallon with conditions:

Be it resolved by the Bucksport Town Council in town council assembled that the agreement with Soil Preparation, Inc. be approved pursuant to the following conditions:

1. The agreement will be for a period of two years.
2. The town will continue to pay the disposal fee at Soil Preparation, Inc. in the amount of \$.07 per gallon but such payment will be limited to 1,000 gallons per residential lot every three years, the home must be located in Bucksport, and a disposal permit must be obtained from the town office prior to the septic tank being pumped.

Date Acted on 7-31-2008

Voted Yes 7 No 0 Abstained _____

Attest, Kathy Downes, Town Clerk

**RESOLVE #R-2009-17 ADOPTING POLICY PERTAINING TO PAYMENTS
AND MULTIPLE UNPAID BILLS**

Whereas, the Tax Collector and Treasurer for the Town of Bucksport has requested that the Town Council adopt a policy pursuant to 36 M.R.S.A. Section 906, that any tax payment received from an individual as payment for any property tax be applied against outstanding or delinquent taxes due on that property in chronological order beginning with the oldest unpaid tax bill provided, however, that no such payment shall be applied to any tax for which an abatement application or appeal is pending unless approved in writing by the taxpayer; and,

Whereas, if this policy is adopted that it remains in effect until rescinded by the Municipal Officers:

Be it resolved by the Bucksport Town Council in town council assembled that pursuant to 36 M.R.S.A. Section 906, that any tax payment received from an individual as payment for any property tax be applied against outstanding or delinquent taxes due on that property in chronological order beginning with the oldest unpaid tax bill, provided, however, that no such payment shall be applied to any tax for which an abatement application or appeal is pending unless approved in writing by the taxpayer; and,

Be it further resolved that this policy remain in effect until rescinded by the Municipal Officers.

Date Acted on 7-31-2008

Voted Yes 7 No 0 Abstained _____

Attest, Kathy Downes, Town Clerk

**RESOLVE #R-2009-18 REGARDING REPORT FROM THE FOOTBALL FIELD
SURFACE STUDY COMMITTEE**

Whereas, the Bucksport Town Council sanctioned a committee to study the different options available to improve the grass surface for the football field; and,

Whereas, the committee has concluded the study and has provided recommendations to the town council for consideration:

Be it resolved by the Bucksport Town Council in town council assembled that the town council will take under advisement and consideration the recommendations of the study committee as it pertains to the grass surface at the football field and will act on the matter accordingly.

Be it further resolved that the members of the town council would like to extend their appreciation to all the members of the study committee for the commitment of time and effort.

Date Acted on 7-31-2008

Voted Yes 7 No 0 Abstained _____

Attest, Kathy Downes, Town Clerk

**RESOLVE #R-2009-19 AUTHORIZING WRITE-OFFS FOR OUTSTANDING
AMBUALNCE BILLS**

Be it resolved by the Bucksport Town Council in town council assembled that write-offs for ambulance billing for the period 4-1-2007 to 6-30-2007 in the amount of \$8,089.37 be authorized.

Date Acted on 7-31-2008

Voted Yes 7 No 0 Abstained _____

Attest, Kathy Downes, Town Clerk

RESOLVE #R-2009-20 REGARDING SPONSORSHIP OF PAPER TALK

Whereas, a request has been received by the Bucksport Town Council in town council assemble to consider sponsoring the magazine Paper Talks; and,

Whereas, the 2008 edition will be in recognition of World War II veterans from Hancock County, including veteran from the Town of Bucksport; and,

Whereas, a request has been made for \$860:

Be it resolved by the Bucksport Town Council in town council assembled that the request to sponsor the 2008 edition of the magazine Paper Talks in the amount of \$860 be approved.

Be it further resolved that the cost be charged to Undesignated Fund Balance.

Date Acted on 7-31-2008

Voted Yes 7 No 0 Abstained _____

Attest, Kathy Downes, Town Clerk

**RESOLVE #R-2009-21 AUTHORIZING ISSUANCE OF EASEMENT TO
MICHAEL LAUB AND NANCY LAUB**

Whereas, Michael and Nancy Laub of 46 Marsh Road, Bucksport have requested that the Town of Bucksport consider granting them an easement over property formerly owned by Tessie Hodgkins and now tax acquired by the Town; and,

Whereas, the easement is to be used as an access driveway to their property on Marsh Road, such driveway being in existence since 1975; and,

Whereas, the easement is non-exclusive and for the purpose of a way:

Be it resolved by the Bucksport Town Council in town council assembled that an easement be granted to Michael and Nancy Laub over property tax acquired by the town and formerly owned by Tessie Hodgkins, such easement being 50 feet wide and extending from Bucksmills Road to the residence of Michael and Nancy Laub.

Date Acted on 7-31-2008

Voted Yes 7 No 0 Abstained _____

Attest, Kathy Downes, Town Clerk

RESOLVE #R-2009-22 REGARDING AGREEMENT FOR ALS BACKUP WITH CAPITAL MOBILE HEALTH

Whereas, Capital proposes to provide full paramedic ambulance services to the municipalities served by the Town of Bucksport (when needed and requested) in the case of multiple simultaneous calls, a mass casualty incident, ALS backup when Bucksport does not have a paramedic available, or when Bucksport is not available to respond; and,

Whereas, Capital is and has provided this service in the past; and,

Whereas, Capital proposes to be reimbursed \$150 per ALS backup:

Be it resolved by the Bucksport Town Council in town council assembled that the mutual aid agreement with Meridian Mobile dba Capital Ambulance for mutual aid paramedic ambulance service be approved.

Be it further resolved that the Town Manager be authorized to sign the agreement.

Adopted August 14, 2008

Yes 7 No 0 Abstained _____

Attested True Copy

Kathy Downes, Town Clerk

**RESOLVE #R-2009-23 AUTHORIZING EXPENDITURES FROM THE
RECREATION FACILITY RESERVE**

Whereas, it has become necessary to refurbish the woodchips at the Elm Street children's playground; and,

Whereas, the cost for 30 cubic yards of GT-Impax Engineered Wood Fiber is \$1,809.00, delivered to Bucksport:

Be it resolved by the Bucksport Town Council in town council assembled that the purchase of 30 cubic yards of GT-Impax Engineered Wood Fiber from Marturano Recreation Co. for use at the Elm Street children's playground be approved in the amount of \$1,809.00.

Be it further resolved that the cost of this improvement be paid from Recreation Facility Reserve Account.

Adopted August 14, 2008

Yes 7 No 0 Abstained

Attested True Copy

Kathy Downes, Town Clerk

RESOLVE #R-2009-24 AUTHORIZING EXPENDITURE FROM WATERFRONT RESERVE FOR WALKWAY EXTENSION IMPROVEMENTS

Whereas, while the waterfront walkway extension, from Peary's Landing to Route 1, needed to be located beyond the permitted limits due to circumstances that were not known at the time the permit application was filed; and,

Whereas, Maine Department of Environmental Protection is aware of the change; and,

Whereas, it is necessary to file an application for an amendment to the permit; and,

Whereas, this requires the assistance of an engineer; and,

Whereas, the initial permit application was filed by Pine Tree Engineering, and,

Whereas, the work includes preparing as-built plans; and,

Whereas, the cost for the work is estimated not to exceed \$4,000:

Be it resolved by the Bucksport Town Council in town council assembled that the firm Pine Tree Engineering be engaged to assist the town with its application for an amendment to its Natural Resources Protection Act Permit for the walkway extension.

Be it further resolved that the cost of this service be charged to the Waterfront Reserve Account.

Adopted August 14, 2008

Yes 7 No 0 Abstained _____

Attested True Copy

Kathy Downes, Town Clerk

RESOLVE #R-2009-25 AUTHORIZING EXPENDITURE FROM THE PUBLIC SAFETY BUILDING RESERVE ACCOUNT

Whereas, it was necessary to complete improvements to the underground fuel storage tank at the Public Safety Building for work that was discovered in conjunction with the annual inspection of the tank and piping as required by Maine Department of Environmental Protection; and,

Whereas, the work has to be completed by a certified tank installer; and,

Whereas, the cost of the improvement was \$1,100; and,

Whereas, the cost was not expected; therefore, funds were not included in the budget:

Be it resolved by the Bucksport Town Council in town council assembled that cost of doing repairs to the underground fuel storage tank at the Public Safety Building be authorized for payment in the amount of \$1,100.

Be it further resolved that the cost be charged to the Public Safety Reserve Account.

Adopted August 14, 2008

Yes 7 No 0 Abstained _____

Attested True Copy

Kathy Downes, Town Clerk

**RESOLVE #R-2009-26 REGARDING SMALL COMMUNITY PROGRAM
GRANT**

Whereas, the Town of Bucksport has received notice from the Maine Department of Environmental Protection that grant funds in the amount of \$13,500 have been awarded to the town to pay the expenses of pollution abatements projects; and,

Whereas, the funds can be used for construction and final design; and,

Whereas, the town proposes to replace one residential malfunctioning septic waste system with the funds:

Be it resolved by the Bucksport Town Council in town council assembled that the Town of Bucksport accept the grant funds from Maine Department of Environmental Protection in the amount of \$13,500 and that such funds be used to replace a malfunctioning septic waste facility located in Bucksport.

Be it further resolved that the project be administered in accordance to the rules established for the purpose of the program by the Code Enforcement Officer.

Adopted August 14, 2008

Yes 7 No 0 Abstained _____

Attested True Copy

Kathy Downes, Town Clerk

RESOLVE #R-2009-27 AUTHORIZING THE CODE ENFORCEMENT OFFICER TO FILE A NUISANCE COMPLAINT IN DISTRICT COURT

Whereas, the Code Enforcement Officer is seeking authorization from the Bucksport Town Council to file a complaint in district court regarding nuisance conditions on property at 115 School Street; and,

Whereas, the Code Enforcement Officer has made every effort to obtain compliance from the property owners, to no avail; and,

Whereas, the nuisance condition includes a shed, which has structural, defects caused by wood rot and decay and is at risk of collapsing:

Be it resolved by the Bucksport Town Council in town council assembled that the Code Enforcement Officer, Jeffrey Hammond be authorized to file a complaint in district court against the owners of property located at 115 School Street for a nuisance condition more specifically, a dilapidated shed.

Adopted August 14, 2008

Yes 6 No 1 (Michael Ormsby)

Attested True Copy

Kathy Downes, Town Clerk

**RESOLVE #R-2009-28 AUTHORIZING A SUBORDINATION AGREEMENT
FOR SHARON DUNBAR**

Whereas, Sharon Dunbar did execute a mortgage dated March 14, 2006 to Town of Bucksport Community Development Program covering certain real estate more commonly known as 1486 River Road Map 45 Lot 14 to secure a note in the sum of \$9,900 in favor of Town of Bucksport Community Development Program; and,

Whereas, Citicorp Trust Bank proposes to execute a mortgage and note to the owner but requires that the Town of Bucksport agree to subordinate its mortgage to Citicorp; and,

Whereas, the subordination agreement results in the town's security interest in the property becoming subject to and of lower priority than the lien of some other or late security instrument; and,

Whereas, the value of the mortgage to the Bucksport Community Development Program is currently \$5,115:

Be it resolved by the Bucksport Town Council in town council assembled that the Subordination Agreement of Sharon Dunbar with Citicorp Trust Bank be issued.

Be it further resolved that the Town Manager be authorized to sign the agreement.

Adopted August 14, 2008

Yes 7 No 0 Abstained

Attested True Copy

Kathy Downes, Town Clerk

RESOLVE #R-2009-29 AUTHORIZING EASEMENT TO CMP FOR UTILITY LINES

Whereas, the Bucksport Regional Health Center proposes to relocate the utility lines serving the center to a new location such point beginning at a pole located at the High School property and extending across Miles Lane to a point on property owned by Bucksport Regional Health Center; and,

Whereas, in order to relocate the utility service, it is necessary for an easement from the Town of Bucksport; and,

Whereas, the Town Charter requires any conveyance or lease of land by the town, except for tax-acquired property, to be by ordinance

Be it resolved by the Bucksport Town Council in town council assembled that an ordinance be introduced such ordinance be entitled “Conveyance of Easement to Central Maine Power (CMP) and Northern New England Telephone Operations LLC dba Fairpoint Communications Inc.” and being for the purpose of conveying an easement to CMP and Fairpoint for the right and easement to erect, bury, maintain, rebuild, respace, patrol, operate, and remove and do all other actions involving electric and communication distribution equipment and facilities, consisting of poles, wires and cables, anchors, guy wires or pushbraces, together with all necessary fixtures and appurtenances beginning at Pole/Pad 2 Miles Lane, Bucksport and located on land referred to as the High School Property and extending across Miles Lane to a point located on property owned by the Bucksport Regional Health Center.

Adopted August 14, 2008

Yes 7 No 0 Abstained _____

Attested True Copy

Kathy Downes, Town Clerk

RESOLVE #R-2009-30 TOLLING AND STANDSTILL AGREEMENT RELATED TO PENOBSCOT RIVER MERCURY CONTAMINATION

Whereas, the law firm Sidley Austin, representing the company Mallinckrodt LLC has requested that the Bucksport Town Council consider signing a Tolling and Standstill Agreement related to Penobscot River mercury contamination in order to avoid a lawsuit; and,

Whereas, the request was referred to the town's attorney, Lee Bragg from the law firm Bernstein Shur for a recommendation; and,

Whereas, he has reported to the Town Council that he was inclined to recommend the agreement be signed in order to avoid the lawsuit:

Be it resolved by the Bucksport Town Council in town council assemble that the Tolling and Standstill Agreement related to Penobscot River Mercury Contamination be approved and signed by the Town Manager as recommended by the town's attorney Lee Bragg with the firm Bernstein Shur.

Adopted August 14, 2008

Yes 7 No 0 Abstained _____

Attested True Copy

Kathy Downes, Town Clerk

**RESOLVE #R-2009-31 APPROPRIATING FUNDS FOR HIGHWAY
IMPROVEMENTS**

Whereas, the 2008-2009 Capital Improvement Plan calls for reclaiming and making some vertical realignments on one mile of Millvale Road or previously known as Hincks Road; and,

Whereas, funds are included in the 2008-2009 capital improvement plan for reclaiming and paving the road and for all materials; and,

Whereas, it was anticipated that the necessary personnel and equipment needed to support the project would be provided by the highway department, and,

Whereas, it has become apparent that the highway department will not be able to complete the project this year without some outside help; and,

Whereas, the increase in the cost of pavement will well exceed the cost of outsourcing the required support; and,

Whereas, it has been estimated the cost of outsourcing the required equipment and personnel is \$12,000; and,

Whereas, the added cost of pavement, if the project is delayed until next year at current pavement prices is \$30,000:

Be it resolved by the Bucksport Town Council in town council assembled that an amount not to exceed \$12,000 be appropriated from Undesignated Fund Balance Account and transferred to Highway Improvement Account to provide the needed support to complete the Millvale highway improvement proposed by the 2008-2009 CIP.

Adopted August 14, 2008

Yes 6 No _____ Abstained 1 (Joel Wardwell)

Attested True Copy

Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

Website- The town's new website is now in operation. The site can be accessed by using bucksport.biz. As a citizen, you can now obtain a copy of the Town Code and all ordinances of the town. In addition, all minutes of the town council, once approved, will also be posted including all resolves. Take a few minutes to visit the site and let me know what you like and do not like. We will continue to add to the site as time goes on.

Enterprise Grant- I should be receiving the plans for the proposed improvements from Pine Tree engineering by August 15. I will schedule a meeting with the Waterfront Committee to review the plans once I get back from vacation. I plan to also have the town council review and approve the plans during the August 28th town council meeting.

Maine Investment Grant- I just received the agreement from Pine Tree Engineering regarding development of plans for removing the building and constructing the new parking lot on the lot recently purchased from Joe Benjamin. I will be asking the town council to act on the award of the engineering contract at the August 28th meeting. I also received notice from the Office of Community Development that our project representative will be Terry Steven. I am awaiting a call from her to begin the necessary paperwork required to proceed with the project.

Silver Lake Property- The road extending from Silver Lake Road to the field area overlooking the boat landing has been improved so that we can now access the field to mow it. I plan on having the field mowed by the end of fall. If you have a chance, take a walk to the area. It is a great property to enjoy.

Highway Improvements- The Silver Lake Road project is ready for pavement. We are still waiting for a date to pave the road from the paving company. The road base on Buckley Avenue has been replaced and the road should be paved at the same time as the Silver Lake Road project. The highway crew has started work on the Russell Hill Road and work on Moosehorn Stream Bridge should begin by the first week in September pending the amount of rainfall that the area will be receiving during the next two weeks.

Financial Status- I have provided financial reports for the period ending 7-31-2008. At this time, expenditures are in line with projections. Revenues, particularly excise tax are running behind last year by \$5,000. It is still too early to see if the trend will continue for the rest of the year. All other revenues seem to holding with projections.

School Consolidation- I have provided you with a draft of the proposed plan. I have also submitted the plan to legal counsel for review. I hope to receive your comments regarding the matter at the August 28th meeting. This will give you time to review the plan and note your questions.

**RESOLVE #R-2009-32 REGARDING REQUEST TO MAINTAIN A PORTION
OF THE SO-CALLED GULLY ROAD**

Whereas, Frank Partridge has requested that the town council consider maintaining, on a seasonal basis, a portion of the Gully Road, “to a blueberry field on top of the hill”, as voted by the town council in 1981; and,

Whereas, to the best of Mr. Partridge knowledge, that has never occurred; and,

Whereas, Mr. Partridge has outlined additional reasons why the town council should consider maintaining the road in his letters to the town manager dated August 6, 2008 and August 22, 2008, copies of which have been provided to the town council; and,

Whereas, the Gully Road was presumed abandoned in 1981 by the Bucksport Town Council since the way had not been kept passable for motor vehicles at public expense for a period of 30 years or more consecutive; and,

Whereas, the town council in 1981 had agree to seasonally maintain a portion of the abandoned way, which at no time has occurred; and,

Whereas, 23 M.R.S.A., Section 3028 outlines, once a public way is presumed abandoned, the town has no further obligation to repair or maintain the way and is not liable for any maintenance it does provide or for any defect in a public easement; and,

Whereas, 23 M.R.S.A., Section 3028 provides that if a road was abandoned on or after September 3, 1965, a public easement remains; and,

Whereas, 23 M.R.S.A., Section 3105 provides that the town’s legislative body may authorize the use of municipal equipment to maintain and repair public easements, to a level determined; however, there is no requirement that public easements be kept safe and passable; and,

Whereas, Bucksport has significant miles of abandoned public ways that the public easement still exist of which none are being maintained by the town; and,

Whereas, authorization by the town council to maintain all or portion of a public easement would most likely result in requests for maintenance of other public easements; and,

Whereas, resources are currently limited for the upkeep and maintenance of existing public ways:

Be it resolved by the Bucksport Town Council in town council assembled that the request from Frank Partridge to maintain a portion of the so-called Gully Road be denied for the following reasons:

1. agreeing to maintain one public easement would most likely result in additional request which the town is unable to financially support due to increased cost of maintaining existing public roads
2. the road is abandoned and the town council chooses not to maintain public easements
3. the town council has denied similar request in the past

Adopted August 28, 2009

Yes 6 No 0 Abstained _____

Attested Kathy Downes, Town Clerk

RESOLVE #R-2009-33 REGARDING PROPOSAL FOR CONSULTANT FOR SERVICES TO DEVELOP HOUSING WITH SERVICES FOR ELDERLY

Whereas, to date the Town Council, with support from Planning Insights, Inc. of Yarmouth, Maine in association with Craig Nelson of Doyle & Nelson of Augusta has identified by use of a marketing study need for independent service enhanced apartments and assisted living housing for households in Bucksport that are moderate/middle and low to very low income; and,

Whereas, there is a need to obtain the services of a development consultant for the purpose of managing the process related to the planning and development of a proposed retirement housing complex with related services for the Town of Bucksport; and,

Whereas, a draft proposal has been submitted to the Bucksport Town Council by Planning Insight to consider; and,

Whereas, the proposal outlines the scope of services and fee structure; and,

Whereas, the proposed fee and scope of services is not clear to the town council:

Be it resolved by the Bucksport Town Council in town council assembled that the issue be referred to the Finance and Housing Committees for further discussion and clarification.

Be it further resolved that the committees render a joint recommendation to the town council once such has been determined.

Adopted August 28, 2009

Yes 6 No 0 Abstained _____

Attested Kathy Downes, Town Clerk

RESOLVE #R-2009-34 REFERRING APPOINTMENT TO THE PLANNING BOARD TO THE APPOINTMENTS COMMITTEE

Whereas, Frederick Berry has submitted his resignation as a member of the Bucksport Planning Board effective at the conclusion of the September 2008 regularly scheduled meeting; and,

Whereas, there is a need to fill the vacancy as soon as possible:

Be it resolved by the Bucksport Town Council in town council assemble that the vacant position on the Bucksport Planning Board created by the resignation of Frederick Berry be referred to the Appointments Committee for a nomination.

Adopted August 28, 2009

Yes 6 No 0 Abstained _____

Attested Kathy Downes, Town Clerk

**RESOLVE #R-2009-35 APPROVING PLANS FOR IMPROVEMENTS AT
PEARY'S LANDING AND ALONG MAIN STREET**

Whereas, plans outlining the details for improvements proposed at so-called Peary's Landing and along Main Street as prepared by Pine Tree Engineering have been reviewed by the Waterfront Committee and Bucksport Town Council; and,

Whereas, generally, the plans are for a walkway extending from the waterfront walkway on Peary's Landing to Main Street, a water pond including waterwheel and fountain, a cupola and clock on the CSO Building, new informational signs along Main Street and new crosswalk markings; and,

Whereas, the Waterfront Committee has recommended that the plans be approved pursuant to the following changes:

1. that the plans include the flower baskets to be installed on poles along Main Street
2. that the benches proposed at the sitting area adjacent to the gateway be removed from the plans since the town already has the benches
3. that efforts be made by the engineer to turn the clock on the CSO building 45 degrees to Main Street and the bridge
4. that the plans include two post to be installed adjacent to the gateway to attach banners advertising public events
5. that the proposed walkway from Flag Point to Main Street be bid as an alternate
6. that repaving of the parking lot at Peary's Landing be bid as an alternate

Be it resolved by the Bucksport Town Council in town council assembled that the plans prepared by Pine Tree Engineering for improvements at Peary's landing and along Main Street be approved.

Be it further resolved that the project be put out to bid as soon as possible.

Adopted August 28, 2009

Yes 6 No 0 Abstained _____

Attested Kathy Downes, Town Clerk

**RESOLVE #R-2009-36 AWARDDING CONTRACT FOR DESIGN OF PARKING
LOT AND DEMOLITION OF BUILDING AT LOCATED PROPERTY OFF
CENTRAL STREET**

Whereas, the Town of Bucksport is the recipient of a Maine Investment Trust grant in the amount of \$92,300 for the purpose of removing a building and constructing a public parking lot on property formerly owned by Joe Benjamin; and,

Whereas, there is the need to prepare plans and specifications to place the project to bid; and,

Whereas, Pine Tree Engineering has proposed to prepare the plans and specifications and to provide construction administration for a cost not to exceed \$4,000:

Be it resolved by the Bucksport Town Council in town council assembled that the firm Pine Tree Engineering Services be engaged to prepare plans and specifications for improvements on land previously owned by Joe Benjamin and located off Central Street at a cost not to exceed \$4,000.

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

Adopted August 28, 2009

Yes 6 No 0 Abstained _____

Attested Kathy Downes, Town Clerk

**RESOLVE #R-2009-37 REGARDING THE PURCHASE OF THE 51 ACRES
ADJACENT TO THE BUCKSPORT MIDDLE SCHOOL FROM BUCK
ESTATES**

Whereas, the members of the Finance Committee have deliberated the issue and recommend that the Bucksport Town Council purchase the property pursuant to the following conditions:

1. The purchase price to be offered at \$95,000, the amount that the property is assessed for by the town for purposes of real estate taxes.
2. That the town sells over a period of time, portions of the property that serve little or no benefit to the town but will help offset the purchase cost.

Whereas, a wetland study has been completed and identified approximately 4 to 5 acres of low value forested wetlands; and,

Whereas, potential uses for the property include:

1. Portion of the property adjacent to the Bucksport Middle School could serve as a potential site for wind power in turn lowering the electrical cost for the Bucksport Middle School and Miles Lane School.
2. Portions of the property could be used for mitigation of wetlands for other projects that require an offset.
3. The property could serve as an outdoor environmental classroom for area schools.
4. The property could be used to expand the Miles Lane Trail.
5. The property could be used for development of affordable housing for elderly and families.

Whereas, a public hearing was held to receive comments from interested citizens whether or not the town should consider purchasing the property:

Be it resolved by the Bucksport Town Council in town council assembled that the Town of Bucksport approve the purchase of the property adjacent to the Bucksport Middle School consisting of 51+ acres and offer Bucksport Estates \$95,000, the assessed value, for the property.

Be it further resolved, if the offer is accepted, that the Town Manager is authorized to sign all necessary documents regarding the purchase and the cost for the property be charged to Undesignated Fund Balance.

Adopted 9-11-2008

Yes 6 No 0 Abstained 1 (Joel Wardwell)

Attested Kathy Downes, Town Clerk

RESOLVE #R-2009-38 AUTHORIZING EXPENSES TO BE CHARGED TO THE RECREATION EQUIPMENT RESERVE ACCOUNT

Whereas, it was necessary to repair the John Deere tractor used by the Bucksport Recreation Department; and,

Whereas, the cost of the repairs was \$2,021.14; and,

Whereas, the cost was unexpected and not included in the 2008-2009 budget; and,

Whereas, there is a Recreation Department Equipment Reserve Account for the purpose of funding unexpected repairs to equipment and replacement of equipment that has reached its useful life:

Be it resolved by the Bucksport Town Council in town council assembled that the cost of repairing the John Deere tractor in the amount of \$2,021.14 be charged to the Recreation Department Equipment Reserve Account.

Adopted 9-11-2008

Yes 7 No 0 Abstained

Attested Kathy Downes, Town Clerk

RESOLVE #R-2009-39 AWARDDING BID FOR PURCHASE OF ROAD SALT

Whereas, bids were received in conjunction with the Hancock County Regional Planning Committee joint purchase program for winter salt; and,

Whereas, bids were received as follows:

	<u>Per ton</u>
International Salt	\$93.97
Cargill	\$75.71
Mid-Atlantic Salt	\$64.00
Harcros	\$86.00

Whereas, the public works director has reviewed the bid specifications provided by Mid-Atlantic and has reported that the salt proposed for delivery meets bid specifications:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for purchase of winter salt for the 2008-2009 winter season be awarded to Mid-Atlantic Salt at the per ton cost of \$64.00.

Adopted 9-11-2008

Yes 7 No 0 Abstained

Attested Kathy Downes, Town Clerk

RESOLVE #R-2009-40 AWARDDING BID FOR PURCHASE OF WINTER SAND

Whereas, the Town of Bucksport requested bids from area contractors for winter sand; and,

Whereas, bids were received as follows:

	Stock Pile	Delivered
Stockton Sand & Gravel	\$4.50	\$7.50
Vaughn Thibodeau & Sons	\$6.00	\$10.50

Whereas, the public works director recommends purchasing the sand from the low bidder:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for purchase of winter sand be awarded to the low bidder Stockton Sand and Gravel for \$4.50 per cubic yard for sand purchased from the stockpile and \$7.50 per cubic yard if sand is delivered to the storage facility located on Central Street.

Adopted 9-11-2008

Yes 7 No 0 Abstained

Attested Kathy Downes, Town Clerk

**RESOLVE #R-2009-41 AWARDED BID FOR PURCHASE OF A RAMP
LEADING TO THE TOWN DOCK TO PROVIDE HANDICAP ACCESS**

Whereas, the Town of Bucksport requested bids from interested fabricators to furnish a 4' X 12' aluminum ramp to provide handicap access from the town pier to the dock; and,

Whereas, the following bids were received:

Docks Works, Inc.	\$2,950
Superior Docks	\$3,900

Whereas, Pine Tree Engineering recommends that the bid be awarded to the low bidder, Docks Works, Inc.

Be it resolved by the Bucksport Town Council in town council assembled that the contract to provide an aluminum ramp to provide handicap access from the pier to the dock be awarded to Docks Works, Inc in the amount of \$2,950.

Be it further resolved that the cost for the ramp be paid for from the proceeds of the Small Harbor Improvement Program grant received by the town.

Adopted 9-11-2008

Yes 7 No 0 Abstained

Attested Kathy Downes, Town Clerk

RESOLVE #R-2009-42 AWARDDING CONTRACT TO PRINT THE 2007-2008 TOWN REPORT

Whereas, the Town of Bucksport requested that Evangel Printers provide a quote to print the 2007-2008 town report; and,

Whereas, Evangel Printers has proposed to print 500 copies, 64 pages with a full color cover for a cost of \$3,076; and,

Whereas, Evangel Printers will adjust the price by \$36.19 per page for any addition or reduction:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to print the 2007-2008 Town Report be awarded to Evangel Printers in the amount of \$3,076 for 500 reports with a full color cover.

Be it further resolved that an addition or reduction of \$36.19 be made to the cost for every page over or under 64 pages.

Adopted 9-11-2008

Yes 7 No 0 Abstained

Attested Kathy Downes, Town Clerk

RESOLVE #R-2009-43 ACCEPTING FUNDS FROM MAINE MUNICIPAL INVESTMENT TRUST GRANT AND APPROVING PROPOSED EXPENDITURES

Whereas, the Town of Bucksport has been awarded a Maine Municipal Investment Trust grant in the amount of \$92,600 from the Department of Economic and Community Development to remove a building from a parcel of land recently purchased by the Town of Bucksport and located off Central Street adjacent to MacLeod's Restaurant and across from Jed Prouty Inn, and to develop the lot into a public parking lot; and,

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

Whereas, it is necessary for the legislative body of the town to vote to accept the grant and to expend the funds for the purpose stated above; and,

Whereas, the Bucksport Town Council is the legislative body for the Town of Bucksport:

Be it authorized by the Bucksport Town Council in town council assembled and after public hearing, that grant funds approved pursuant to the Maine Municipal Investment Trust program be accepted from the Office of Economic and Community Development.

Be it further resolved that the funds be expended to remove a building and to develop the lot to a public parking lot with 17 spaces.

Adopted 9-11-2008

Yes 7 No 0 Abstained

Attested Kathy Downes, Town Clerk

Road Projects- Pavement on Silver Lake Road, Buckley Avenue, Federal Street, Kenny Road and Willins Road is expected on September 19 pending the weather. It has been extremely difficult to maintain a schedule with the paving company. Several dates have been scheduled, but each time the company has found a reason not to come in. I will be keeping a close eye on them as we approach September 19 to make sure they fulfill their requirement. The Highway Department should have Russell Hill Road ready for pavement by September 26. Hopefully, the paving company will be able to pave the improved area shortly after it is ready. Replacement of the bridge across Moosehorn Stream will begin on Monday, September 15.

Concession Stand- The footings and foundation have been poured and stripped. The plumber and electrician should have all of the work that has to be done under the slab by the end of today. The floor should be poured either on September 12 or 15. The mason will begin as soon as the floor has cured.

Natural Gas – I met with representatives from Bangor Gas regarding the possibility of extending natural gas to the industrial park and within the compact area. The company has agreed they will consider the request once they receive information from the town indicating the potential penetration rate and suggested locations for the lines. The information will be assembled within the next few months and forwarded to the company. If it is deemed feasible, Bangor Gas will not pursue the project until 2009.

School Consolidation- The members of the RSU Planning Committee are rapping up their work. The draft copy of the plan was voted on September 5. The draft has now been submitted to the school's legal counsel for review and comment. Once comments are received, the members of the committee will meet to complete their duties. The final plan may be impacted by a citizens' referendum in Orland regarding the issue of school choice. They will be voting on the issue at the November election

Right to Know- A training session for elected officials regarding the Right to Know Law will be held in Augusta at the MMA Convention on October 8, 2008 at 3:45 p.m. I plan on going to convention that day so if any council member wants to jump in with me, I have room for three. If the MMA training session is not convenient, I can help you access the MMA website so that you can obtain your training electronically or you can attend a training meeting in Bangor on September 16.

Housing for Elderly With Services- A meeting has been requested by Planning Insight to discuss their proposal with members of the town council and housing committee. I have scheduled the meeting for 6:30 p.m., Tuesday, September 16 at the Jewett School. I hope you can all attend.

**“CONVEYANCE OF EASEMENT TO CENTRAL MAINE POWER (CMP) AND
NORTHERN NEW ENGLAND TELEPHONE OPERATIONS LLC DBA
FAIRPOINT COMMUNICATIONS INC.”**

Shall an ordinance be adopted entitled “Chapter 11, Bucksport Town Code, Section 11-120 Conveyance of Easement to Central Maine Power (CMP) and Northern New England Telephone Operations LLC dba Fairpoint Communications Inc.” and being for the purpose of conveying an easement to CMP and Fairpoint for the right and easement to erect, bury, maintain, rebuild, respace, patrol, operate, and remove and do all other actions involving electric and communication distribution equipment and facilities, consisting of poles, wires and cables, anchors, guy wires or pushbraces, together with all necessary fixtures and appurtenances beginning at Pole/Pad 2 Miles Lane, Bucksport and located on land referred to as the High School Property and extending across Miles Lane to a point located on property owned by the Bucksport Regional Health Center.

Adopted 9-11-2008

Yes 7 No 0 Abstained

Attested Kathy Downes, Town Clerk

**PROCLAMATION IN RECOGNITION OF
“EASE THE PAIN OF HUNGER WALK”**

Whereas, Ease The Pain Hunger Walk is a family oriented three mile walk to raise money for the Bucksport Food Pantry; and,

Whereas, the event is organized by the Ease the Pain Hunger Committee, consisting of citizens who are representing local businesses and church groups to help the Bucksport Food Pantry meet the ever increasing need for clothing and food; and,

Whereas, the event will be held the last Sunday of September, rain or shine; and,

Whereas, the walk begins and ends at St Vincent de Paul’s Church; and,

Whereas, registrations begin at 11:30 a.m.; and,

Whereas, funds are raised by each walker who gathers pledges on behalf of Bucksport Community Concern for the purpose of supplying the food pantry:

Be it proclaimed by the Bucksport Town Council in town council assembled that the event “Ease the Pain of Hunger Walk” is an extremely important activity necessary to raise the needed funds to support the Bucksport Food Pantry and that every citizen is urged to participate either by walking and/or by making a pledge.

Be it further proclaimed that the Bucksport Town Council extends its gratitude and appreciation to all citizens who participate in this event and are willing to donate time and resources to help the needy of our community and of neighboring communities. Your efforts of kindness and generosity will help “ease the pain of hunger” and will be appreciated by many needy individuals who may not be as fortunate.

Adopted 9-25-2008

Yes -7- No 0 Abstained _____

**Attested,
Kathy Downes, Town Clerk**

RESOLVE #R-2009-44 SETTING RATE TO BE CHARGED FOR UNPAID SEWER FEES

Whereas, M.R.S.A Title 30-A Section 3406, Subsection 1, allows municipal officers to charge interest on delinquent accounts at a rate not to exceed the highest lawful rate set by the Treasurer of State for municipal taxes; and,

Whereas, the Sewer Ordinance was recently amended to allow for interest to be charged for accounts delinquent 90 days after the bill is due; and,

Whereas, the rate of interest set by the Bucksport Town Council for unpaid taxes is 11% annum for the 2008-2009 fiscal year:

Be it resolved by the Bucksport Town Council in town council assembled that the interest rate to be charged for delinquent sewer accounts for the 2008-2009 fiscal year be 11% annum.

Adopted 9-25-2008

Yes 7 No 0 Abstained _____

**Attested,
Kathy Downes, Town Clerk**

**RESOLVE # R-2009-45 AUTHORIZING PURCHASE OF ICE CONTROL
EQUIPMENT**

Whereas, there is the need to transfer the ice control equipment from the “old” downtown truck to a truck that currently is not equipped to dispense calcium chloride and salt electronically; and,

Whereas, the liquid calcium tank on the “old” truck fits on a truck body equipment with a hopper sander while the new truck has a Tenco side tilt body; and,

Whereas, a quote has been received from Tenco New England Inc. to transfer the electronic controls and equipment to the new truck and to provide a new 150 gallon tank; and,

Whereas, the proposed costs to transfer all the usable equipment is \$5,887 and \$4,028 for the new tank; and,

Whereas, the total cost to complete the work is \$9,915; and,

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

Be it resolved by the Bucksport Town Council in town council assembled that the contract to transfer ice control equipment to a new truck and to purchase a new 150 gallon calcium chloride tank that will fit on the new truck for the downtown be granted to Tenco New England Inc. in the amount of \$9,915.

Be it further resolved that the cost of this purchase be paid for from Highway Equipment Reserve Account.

Adopted 9-25-2008

Yes 7 No 0 Abstained _____

**Attested,
Kathy Downes, Town Clerk**

**RESOLVE #R-2009-46 AUTHORIZING PURCHASE OF RECORDING
EQUIPMENT**

Whereas, the CEO has requested that the Bucksport Town Council consider authorizing the purchase of digital audio recording equipment to record planning and appeal board meetings; and,

Whereas, the recordings would be used in the preparation of the minutes for the meetings; and,

Whereas, as recording secretary for both boards, the CEO finds it difficult to document the proceedings and participate as code enforcement officer and advisor to the boards; and,

Whereas, it has been proposed that a portable recorder be purchased that can be used to record meetings at any location; and,

Whereas, the cost of the unit including a line feed, a one gig CF card and recorder is \$631:

Be it resolved by the Bucksport Town Council in town council assembled that the CEO be authorized to purchase a digital recorder at a cost not to exceed \$631.

Be it further resolved the cost of the new recorder be charged to the Town Office Equipment Reserve Account.

Adopted 9-25-2008

Yes 7 No 0 Abstained _____

**Attested,
Kathy Downes, Town Clerk**

RESOLVE #R-2009-47 APPROVING APPOINTMENT TO THE PLANNING BOARD

Whereas, the Appointment Committee has nominated Edward Belcher to fill the unexpired term of Fred Berry for the Bucksport Planning Board:

Be it resolved by the Bucksport Town Council in town council assembled that Edward Belcher be appointed to the Bucksport Planning Board to fill the unexpired term of Fred Berry.

Adopted 9-25-2008

Yes 7 No 0 Abstained _____

Attested,
Kathy Downes, Town Clerk

RESOLVE #R-2009-48 APPROVING ABATEMENT FOR A SEWER USER

Whereas, Jim McAllian, at 50 Pine Street, has during the last twenty years, paid a sewer user fee for an apartment that is located above a detached garage located on the property; and,

Whereas, the apartment is not winterized and no one has lived in the apartment for the last 19 years; and,

Whereas, there is no intent to utilize the building in the future for residential purposes; and,

Whereas, Mr. McAllian is requesting that he not be required to pay a user fee since the building will be vacant; and,

Whereas, the Sewer Ordinance requires that any building that is hooked up to the town sewer must have a separate service, be assessed a minimum user rate, and if located within 200 feet of a public sewer must be tied to the public sewer; and,

Whereas, Mr. McAllian proposes to remove the sewer connection if that is what is required in order to no longer be charged:

Be it resolved by the Bucksport Town Council in town council assembled that Mr. McAllian no longer be charged a sewer user fee for the building that serves as a garage and apartment, located at 50 Pine Street, as long as the apartment is no longer used and the sewer service is disconnected from the building.

Adopted 9-25-2008

Yes 7 No 0 Abstained

**Attested,
Kathy Downes, Town Clerk**

**RESOLVE #R-2009-49 REAUTHORIZING PURCHASE OF PAVEMENT FOR
THE 2008 CONSTRUCTION SEASON**

Whereas, Vaughn Thibodeau and Sons was awarded the contract for paving for the 2008 construction season; and,

Whereas, the company realized a significant increase in asphalt prices from \$350 per ton in May to \$870 per ton in September; and,

Whereas, the increase was not anticipated; therefore, the company has requested that the town consider renegotiating the contract to reflect the unexpected increase; and,

Whereas, the cost of the increase is equivalent to a \$26 per ton; and,

Whereas, if granted the price of binder would increase from \$63.80 per ton to \$89.90 per ton and surface mix will increase from \$66.70 per ton to \$92.70 per ton; and,

Be it resolved by the Bucksport Town Council in town council assembled that the contract for pavement for the 2008 construction season be amended to reflect the following changes:

1. the contract to complete the work is to be awarded to The Lane Construction Company and not Vaughn Thibodeau and Sons
2. the cost for binder be \$91.00 per ton
3. the cost of surface be \$104.50
4. the work commence no later than October 3, 2008
5. the roads to receive binder will include Silver Lake Road, Russell Hill Road, Buckley Avenue, Kenny Drive, and Willins Rd,
6. the roads to receive surface will include Federal Street, Franklin Street and Spofford Avenue

Be it further resolved that the additional cost due to the increase be charged to Undesignated Fund Balance.

Adopted 9-25-2008

Yes 6 No 0 Abstained 1 (Joel Wardwell)

**Attested,
Kathy Downes, Town Clerk**

AMENDMENT TO THE BUCKSPORT TOWN CODE APPENDIX M GENERAL ASSISTANCE ORDINANCE, APPENDICES A, B, C, and D

Shall an ordinance be introduced entitled "Amendment to the Bucksport Town Code, Appendix M, General Assistance Ordinance Appendices A, B, C, and D" such being for the purpose of replacing the existing Appendices A, B, C, and D, dated October 1, 2007 to October 1, 2008 with revised appendices dated October 1, 2008 to October 1, 2009 as provided by Maine Municipal Association.

Be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Town Council introduces an ordinance entitled "Amendment to the Bucksport Town Code, Appendix M, General Assistance Ordinance, Appendices A, B, C, and D". All other appendices are to remain unchanged.

Adopted 10-9-2008

Yes 6 No 0 Abstained _____ Absent: Michael Ormsby
Attested: **Kathy Downes, Town Clerk**

RESOLVE #R-2009-50 AUTHORIZING ACCEPTANCE OF GRANTS TO SUPPORT BUCKSPORT BAY HEALTHY COMMUNITIES COALITION

Whereas, the Town of Bucksport/ Bucksport Bay Healthy Communities Coalition has been offered a grant in the amount of \$3,367.73 from Waldo County Hospital/Healthy Waldo County for the benefit of the Town of Prospect; and,

Whereas, a grant increase in the amount of \$1,500 has been granted by the Maine Center for Disease Control and Prevention to the Town of Bucksport/ Bucksport Bay Healthy Communities Coalition for the purpose of planning to develop infrastructure for lead poisoning prevention:

Be it resolved by the Bucksport Town Council in town council assembled that a grant in the amount of \$3,367.73 from Waldo County Hospital/Healthy Waldo County and a grant increase in the amount of \$1,500 from the Maine Center for Disease be accepted by the Town of Bucksport on behalf of the Bucksport Bay Healthy Communities Coalition.

Be it further resolved that expenditure of these grant funds be administered by Mary Jane Bush, Director for Bucksport Bay Healthy Communities Coalition, as outlined by the grant agreements.

Adopted 10-9-2008

Yes 6 No 0 Abstained _____ Absent: Michael Ormsby

Attested: **Kathy Downes, Town Clerk**

**RESOLVE #R-2009-51 AUTHORIZING EXPENDITURE FROM THE TOWN
OFFICE RESERVE ACCOUNT**

Whereas, after conducting the annual building inspection, it was determined that three additional windows need to be replaced at the Town Office; and,

Whereas, a quote has been received from Gerry Ouellette in the amount of \$1,500 for all labor and material to replace the three additional windows:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to install three additional replacement windows at the town office be awarded to Gerry Ouellette in the amount of \$1,500.

Be it further resolved that the cost for the replacement windows be charged to the Town Office Reserve Account.

Adopted 10-9-2008

Yes 6 No 0 Abstained _____ Absent: Michael Ormsby

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-52 AWARDING CONTRACT FOR PAINTING AND
IMPRINTING OF CROSSWALKS**

Whereas, one of the projects identified for the Enterprise Grant is to imprint and paint seven crosswalks along Main Street; and,

Whereas, it was necessary to pull this project from the remaining projects in order to have ample time to complete the installation before the winter months; and,

Whereas, the method of imprint selected must be completed before the pavement cures to a time when the process cannot be applied; and,

Whereas, quotes were obtained from three contractors; and,

Whereas, only one contractor, T. W. Paving Inc. submitted a quote in the amount of \$20,230:

Be it resolved by the Bucksport Town in town council assembled that the contract for seven new imprinted and painted crosswalks along Main Street be awarded to T. W. Paving, Inc. in the amount of \$20,230.

Be it further resolved that the cost of the contract be charged to the Enterprise Grant Program.

Adopted 10-9-2008

Yes 6 No 0 Abstained _____ Absent: Michael Ormsby

Attested: Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

Enterprise Grant- The final plans have been reviewed to assure that all comments received from the different review committees and boards have been addressed. The plans will be submitted for bid October 17 and the bid opening will be on November 7th. The project calls for substantial completion by the end of June 2009. All permits for the project have been received.

Maine Investment Trust Grant- The property survey will commence during the week of October 17th. The plans should be completed and reviewed by all parties and permits obtained by the end of November. Bids for the demolition of the building and construction of the parking lot should be requested by December 1. The project calls for completion by June 1, 2009.

Concession Stand and Toilet Facility- Progress with the concession stand and toilet facility continues. The mason will have completed by October 13 all of the concession stand while the bathroom facility should be completed by the last week in October. The carpenter will then begin to install the roof, sheeting for the exterior walls and vinyl. The electrician has also been busy installing the conduit and electrical boxes. Once the exterior is completed, work will commence on the interior of the building.

Highway Improvements- All pavement has been placed and the bridge across Moosehorn Stream is now 70% complete. It is expected the bridge will be open to traffic by the last week in October. There are only a few days of work remaining on Russell Hill Road. Once the road projects have been completed, the crew will begin to haul winter sand.

School Consolidation- The draft plan has been completed and will be submitted by each perspective board to the Department of Education for review and comment. Once that has been completed, the committee will vote on the final plan.

Natural Gas- A letter of interest will be mailed out within the next couple weeks to all building owners in the compact area, from the Verso Mill to the Orland/Bucksport town line and from Main Street to Broadway to determine the interest from residential and commercial building owners regarding the use of natural gas. That information as well as potential routes will be forwarded to Bangor Gas for their consideration.

Financials for the Period Ending 9-30-2008- Revenue accounts are meeting projections; however, some of the accounts, particularly excise tax, have fallen behind last year's levels. Expense accounts generally continue to meet projections. Revenue and expenses reports have been provided for review. Should any questions arise, please feel free to contact the Finance Director or myself.

2009 CDBG Program- At this time, the only application that I propose the town submit is for housing funds to complete some of the improvements at Gardner Commons that

could not be completed with the HUD and MSHA funds. If the town council agrees, the Letter of Intent must be submitted in early January 2009.

Building and Facility Inspections- All town owned buildings and facilities have been inspected. Reports will be completed by October 15, and copies made available to town council members at that time.

Treatment Plant Improvements- Leftover funds from the CSO project totaling approximately \$150,000 are being used to upgrade equipment at the treatment plant. Recent purchases have included a new sludge pump and the replacement of the weirs in the clarifiers. Quotes are now being received for electrical upgrades to the School Street, Broadway and Pine Street pump stations. Other improvements will include upgrades to the dewatering press and installation of a SCADER System.

Waterfront Walkway Extension- The amended permit has been received from Maine DEP for the “as built” walkway; therefore, the Highway Department will return to finish the project as soon as all winter sand has been hauled and all the necessary road maintenance has been completed for the construction season. I expect the project to be completed by June 30, 2009.

AMENDMENT TO THE BUCKSPORT TOWN CODE APPENDIX M GENERAL ASSISTANCE ORDINANCE, APPENDICES A, B, C, and D

Shall an ordinance be adopted entitled "Amendment to the Bucksport Town Code, Appendix M, General Assistance Ordinance Appendices A, B, C, and D" such being for the purpose of replacing the existing Appendices A, B, C, and D, dated October 1, 2007 to October 1, 2008 with revised appendices dated October 1, 2008 to October 1, 2009 as provided by Maine Municipal Association.

Be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Town Council adopts an ordinance entitled "Amendment to the Bucksport Town Code, Appendix M, General Assistance Ordinance, Appendices A, B, C, and D". All other appendices are to remain unchanged.

Adopted 10-30-2008

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-53 AWARDING CONTRACT TO MILLETT ASSOCIATES
FOR DESIGN PLANS FOR A SECTION OF FRANKLIN STREET**

Whereas, the 2006-2011 Capital Improvement Plan calls for reconstruction 600' of Franklin Street extending from MacDonald Street to Second Street during the 2009 construction season; and,

Whereas, Millett Associates has proposed to provide the construction plans for a cost of \$2,000:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to prepare construction plans for a portion of Franklin Street extending from MacDonald Street to Second Street be awarded to Millett Associates in the amount of \$2,000.

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

Adopted 10-30-2008

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-54 AWARDING CONTRACT TO EASTERN SKIES
ENVIRONMENTAL SERVICES FOR AN ASBESTOS STUDY**

Whereas, it is necessary to have an asbestos study completed of the building located on property formerly owned by Joe Benjamin and located off Central Street before the building can be torn down; and,

Whereas, a quote has been received from Eastern Skies Environmental Services in an amount not to exceed \$1,500 to complete the study:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to conduct an asbestos study of the building located on Central Street on property formerly owned by Joe Benjamin be awarded to Eastern Skies Environmental Services in an amount not to exceed \$1,500.

Be it further resolved that the cost of the study be paid from the Maine Investment Trust Fund Grant.

Adopted 10-30-2008

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

RESOLVE #R-2009-55 AUTHORIZING EXPENDITURE FROM THE POLICE EQUIPMENT RESERVE FOR A NEW CRUISER AND SETUP COST

Whereas, the 2008-2009 Capital Improvement Plan calls for the purchase of a new police cruiser to replace a 1991 model year cruiser; and,

Whereas, bids were received as follows:

Quirk Ford of Augusta	2008 Ford Crown Victoria FH426	\$21,398
	2008 Ford Crown Victoria FH444	\$22,029
	2009 Ford Crown Victoria in-coming stock	\$22,995
	2009 Dodge Charger	\$22,677
	2009 Chevrolet Impala	\$22,242

Whereas, there will be the additional cost of re-equipping the new cruiser which includes:

flashers	\$ 69.00
edge bar, strobe	\$ 709.99
siren/speaker	\$ 369.97
security screen	\$ 99.99
clear shield	\$ 39.99
divided seat	\$ 29.99
window barrier	\$ 99.99
pro max	\$ 99.99
installation	\$1,300.00
striping	\$ 365.00
Total	\$3,184.90

Be it resolved by the Bucksport Town Council in town council assembled that the contract for a new 2008 Ford Crown Victoria (FH426) cruiser be awarded to Quirk Ford of Augusta in the amount of \$21,398.

Be it further resolved that the Bucksport Police Department be authorized to expend an amount not to exceed \$3,184.90 for purchase of new equipment, striping and installation of the equipment and that such costs be charged to the Police Department Equipment Reserve Account.

Adopted 10-30-2008

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-56 AUTHORIZING WRITE-OFF FOR UNCOLLECTIBLE
AMBULANCE RECEIVABLES FOR THE PERIOD 7-1-2007 TO 9-30-2007**

Be it resolved by the Bucksport Town Council in town council assembled that it be authorized to write-off uncollectible ambulance receivables for the period 7-1-2007 to 9-30-2007 in the amount of \$8,298.20.

Adopted 10-30-2008

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

RESOLVE #R-2009-57 AUTHORIZING A COMMITTEE TO STUDY THE SERVICES BEING OFFERED TO SENIOR CITIZENS OF THE COMMUNITY

Whereas, the Town of Bucksport provides or sponsors numerous services and activities to senior citizens of the community; and,

Whereas, even though the senior citizen population has increased significantly in the community during the last ten years, the number of participants receiving services has gone down significantly; and,

Whereas, it may be necessary to evaluate the current programs to determine their effectiveness; and,

Whereas, if the town council chooses to proceed with a committee to study the issues outlined above, membership on the committee should include representatives from the Bucksport Senior Citizens' Group, Bucksport Healthy Community Coalition, Adult Education, Recreation Department, Town Council and citizens at large; and,

Whereas, the purpose of the study committee would be to determine the needs of senior citizens of the community and to render recommendations how the existing programs to senior citizens could be improved to meet their needs:

Be it resolved by the Bucksport Town Council in town council assembled that a study committee be established called the "Senior Citizens' Service Study Committee", being the purpose of the committee is to evaluate the needs of senior citizens of the community and to render recommendations how the existing programs may be improved to meet the needs.

Be it further resolved that membership on the committee will include three members from the Bucksport Senior Citizens Group, three members from Bucksport Healthy Community Coalition, one member representing Bucksport Adult Education, the recreation director, two members of the Bucksport Town Council and up to two citizens at large.

Be it further resolved that the committee report back their findings to the Bucksport Town Council no later than April 1, 2009.

Adopted 10-30-2008

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

RESOLVE #R-2009-58 AUTHORIZING A POLICE AND DISPATCH STUDY COMMITTEE

Whereas, the Bucksport Town Council set as a goal for the 2008-2009 fiscal year to study the feasibility of outsourcing a portion of the dispatch services resulting from retirement of the dispatcher supervisor; and,

Whereas, there is a need to examine the administrative structure of the Bucksport Police Department to determine if changes are necessary in lieu of the police chief retiring in the near future:

Be it resolved by the Bucksport Town Council in town council assembled that a study committee be established named the Police and Dispatch Study Committee consisting of three members of the Bucksport Town Council, two members of the Bucksport Police Committee, two members representing the fire department and ambulance service, and up to three citizens at large, being for the purpose of studying the feasibility of outsourcing a portion of the dispatch services and whether the administrative structure of the police department should be changed upon retirement of the police chief.

Be it further resolved that the study committee is to return its recommendations to the Bucksport Town Council no later than March 31, 2009.

Adopted 10-30-2008

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-59 REGARDING WINTER MAINTENANCE OF PUBLIC
PARKING LOT OFF ELM STREET**

Whereas, members of the Finance Committee have met to determine whether or not the public parking lot previously owned by Northeast Historic Film, but now public, should be maintained by the town during the winter season; and,

Whereas, the committee agreed to recommend to the Bucksport Town Council that the parking lot be maintained by the town pursuant to the following conditions:

1. The parking lot must continue to be available as a public parking lot.
2. The parking lot will not be given priority when it is plowed and/or sanded but will be plowed and sanded along with all other off-street public parking areas.
3. All roads, streets, and school parking lots, will continue to have preference over all public parking areas.
4. Snow will be removed from the parking lot only when snow is picked up along Main Street.

Be it resolved by the Bucksport Town Council in town council assembled that the recommendation of the Finance Committee be accepted pursuant to conditions outlined above.

Acted on 11-13-2008

Yes 7 No 0 Abstained _____

Attested by: Kathy Downes, Town Clerk

RESOLVE #R-2009-60 AWARDDING CONTRACT FOR PURCHASE OF VEHICLE EXHAUST VENTILATION SYSTEM

Whereas, the Bucksport Fire Department received a grant from FEMA in the amount of \$74,500 to install a vehicle exhaust removal system at the Bucksport Public Safety Building; and,

Whereas, proposals were requested from nine companies of which three responded to the Request for Proposals; and,

Whereas, the proposals ranged from \$25,000 to \$68,000; and,

Whereas, a committee of the department reviewed the proposals and chose to go with AirVac 911, the low bidder but modified the scope of the work to include more areas to be served by the new unit and added more features; and,

Whereas, the department may use left over funds from the approved amount towards Prevention and Education that meets FEMA guidelines:

Be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Fire Department be authorized to proceed with the purchase of a vehicle exhaust ventilation system for the Public Safety Building (fire side) from Air Vac 911 as recommended by the fire department's committee and that the cost of the purchase not exceed \$52,000.

Be it further resolved that cost of the project be charged to the 2007 FEMA Grant and a local match equal to 5% of the grant but not exceed \$3,705 be charged to the Public Safety Reserve Account.

Acted on 11-13-2008

Yes 7 No 0 Abstained _____

Attested by: Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

Enterprise Grant- Bids will be received and opened on Friday, November 14 at 2:00 p.m. for the project. Since I do not expect another town council meeting in November, I will have the town council consider awarding the contract at the December meeting. The project is scheduled to be completed by June 2009.

Maine Investment Trust Fund Grant- The asbestos study has been completed and no asbestos was found. The project will be implemented by awarding two contracts. One contract is to remove the building and the other is to build the parking lot. I expect the demolition contract to be out to bid by December 1st. Plans for the parking lot will be available for review by the town council by the first meeting in December.

Financials for the Period Ending 10-31-2008- I have provided you copies of the Expense and Revenue Reports for the period ending 10-31-2008. Expenses and revenues overall are within projections; however, revenues are falling short over last year by about 8%. The biggest reduction is in Excise Tax. In 2007-2008, \$265,093 had been collected for Excise Tax by October 31, versus during the 2008-2009 fiscal year \$240,187 was collected. At this time, no problems have developed with any of the major expenditures lines. Should you have any questions regarding the contents of any of the reports, please see myself or Debbie.

Concession Stand and Bathroom Facility- The roof has been completed and all masonry work has been completed except the for the walls for the bathroom stalls. That cannot be started until the plumber has installed the necessary hardware and piping. Once that is completed and all the exterior doors have been installed, the mason will complete his work as long as that portion of the building can be heated. If that is not possible, then the remaining masonry will be completed next spring. The Highway Department has been working on the ground work and installing a conduit for the electrical service. The carpenter will be returning next week to begin to finish the exterior of the building.

Road Projects- All road projects except for the one mile on Millvale have been completed. That includes the installation of two replacement culverts at the bog on Silver Lake Road. The crossing at that location has been a problem over the last few years, and the replacement of the two culverts was necessary. Design plans for a section of Franklin, from MacDonald to Second Street are under way. The plans should be available by early 2009.

Natural Gas- The letters have been prepared and should be mailed out by Friday, November 14. We have asked that all letters be returned no later than by November 30. About 500 letters will be sent out.

SENIOR CITIZENS SERVICE STUDY COMMITTEE

1. Posted notice in the local paper giving opportunity to citizens at large to serve on the committee
2. During the regular meeting of the town council in December, town council will be asked to designate the citizens at large to serve on the committee
3. First meeting of the committee will be on December 16th.
4. Process for committee:
 - a. develop a survey to obtain comments from senior citizens regarding the existing senior citizens' program and other needs
 - b. hold a public hearing to obtain comments from the public regarding services to senior citizens
 - c. meet with the Senior Citizens' Group and Director to receive information regarding the existing program
 - d. meet with representative (s) from Eastern Agency on Area Aging to review and receive information on programs being offered to EAAA
 - e. meet with members of the Bucksport Healthy Communities Coalition to obtain input from the group that they may have available that will assist the committee understand the needs of the senior citizens in the community.
 - f. prepare recommendations to improve the use of the center and programs offered to senior citizens
 - g. publish the findings and recommendations
 - h. refer recommendations to the town council
 - i. town council, after public comment, will consider adopting the recommendations

POLICE ADMINISTRATION AND DISPATCH STUDY COMMITTEE

Dispatch subcommittee

1. Posted notice in the local paper giving opportunity to citizens at large to serve on the committee
2. During the regular meeting of the town council in December, town council will be asked to designate the citizens at large to serve on the committee
3. First meeting of the committee will be on December 22th.
3. Process for committee:
 - a. town Manager will request proposal from Hancock County RCC and Penobscot County RCC for late night shift equivalent to 48 hours per week
 - b. committee will examine the type and number of calls received during the hours that outsourcing is being considered
 - c. committee will meet with public safety staff to discuss pro's and con's of outsourcing late night shift
 - d. committee will meet with other communities that have outsourced their dispatch
 - e. committee will publish their findings with the local press
 - f. committee will render recommendation to the town council
 - g. Town Council will schedule a public hearing before considering the recommendation made by the committee, if outsourcing is recommended

Police Administration subcommittee

1. First meeting of the committee will be on January 5, 2009
2. Process for committee:
 - a. review the existing job description for police chief
 - b. meet with police chief to discuss a typical day for a police chief in Bucksport
 - c. meet with police officers of the Department to see if they have any suggested changes for the role of Police Chief
 - d. review other community Police Chief Job Descriptions
 - e. make suggested changes to the job description, if any
 - f. review patrolmen duties and contacts during evening and late nights hours
 - g. review current policy on how contacts are monitored during hours that patrol officers do not have supervision
 - h. meet with patrolmen on evening and night duty to discuss what are the typical evening and night encounters and issues
 - i. render recommendation to the town council regarding supervision during evening and late night hours
 - j. town council will consider recommendation

RESOLVE #R-2009-61 AWARDING CONTRACT FOR DOWNTOWN IMPROVEMENTS

Whereas, through its engineer, Pine Tree Engineering, the town of Bucksport requested bids for improvements to be completed in conjunction with the 2008 Enterprise Grant; and,

Whereas, bids were received as follows:

Item No.	Description	R F Jordan	Lane Con.	T -Buck	Atlantic Mechan.	Farley
1.	Erosion Control	\$ 237.13	\$ 800.00	\$ 2,000.00	\$ 2,480.00	\$ 433.00
2.	Site Prep.	\$ 1,399.61	\$ 3,000.00	\$ 20,000.00	\$ 7,670.00	\$11,953.60
3.	Walkways	\$ 26,139.00	\$ 32,000.00	\$ 30,000.00	\$10,481.00	\$25,878.65
4.	Pond	\$ 52,436.00	\$ 102,000.00	\$ 96,000.00	\$48,930.00	\$68,967.42
5.	Waterwheel	\$ 7,898.44	\$ 17,000.00	\$ 11,000.00	\$11,250.00	\$ 3,867.56
6.	Footbridge	\$ 32,184.00	\$ 24,000.00	\$ 15,000.00	\$13,745.00	\$ 6,670.17
7.	Electrical	\$ 7,290.01	\$ 7,000.00	\$ 15,000.00	\$ 5,701.00	\$ 8,520.78
8.	Cupola	\$ 7,924.07	\$ 9,000.00	\$ 8,000.00	\$11,777.00	\$11,090.56
9.	Signage	\$ 26,053.00	\$ 38,000.00	\$ 60,000.00	\$47,126.00	\$26,228.50
10.	Landscaping	\$ 6,619.18	\$ 4,800.00	\$ 4,000.00	\$ 6,823.00	\$11,203.15
11.	Parking Lot	\$ 6,808.67	\$ 8,000.00	\$ 6,500.00	\$ 6,110.00	\$10,203.17
12.	Kiosk	\$ 7,357.00	\$ 4,100.00	\$ 3,700.00	\$ 5,806.00	\$ 4,498.77
Total Base Bid		\$ 182,346.05	\$249,700.00	\$271,200.00	\$177,899.00	\$189,515.41
1A.	Flag Point Walk.	\$ 18,216.39	\$ 16,000.00	\$ 13,000.00	\$ 6,286.00	\$ 15,437.95
2A	Overlay Pavement	\$ 15,455.89	\$ 14,320.00	\$ 14,000.00	\$ 21,694.00	\$ 12,276.00
3A	Historic Markers	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
Total Plus 2A & 3A		\$ 200,802.28	\$267,020.00	\$288,200.00	\$202,593.00	\$204,791.41

Whereas, the contract is to be awarded on the basis of the total base bid and alternatives that are selected; and,

Whereas, it is proposed that Alternative 2 & 3 be selected; and,

Whereas, the balance of unencumbered funds from the Enterprise Grant totals \$125,000:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for improvements to Main Street and so-called Peary's Landing in conjunction with the 2008 Enterprise Grant be awarded to R. F. Jordon for a total contract amount of \$200,802.28 which will include Alternatives 2A and 3A.

Be it further resolved that the project be paid for from the balance of the CDBG Enterprise Funds and an amount from TIF Revenues not to exceed \$80,000.

Adopted 12-18-2008

Yes 7 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-62 AUTHORIZING CONTRACT FOR DEMOLITION OF THE BUILDING AT 8 CENTRAL STREET

Whereas, bids have been requested to demolish and dispose of a building located at 8 Central Street; and,

Whereas, the bids were received as follows:

	Per Ton	Total
DM & J	\$62.00	\$13,810
J. F. Butler LLC	\$60.00	\$20,800
K. J. Dugas	\$95.88	\$23,875.90
Lane Construction	\$85.00	\$23,280
T Buck	\$1.00	\$39,180
Wardwell Const. & Trucking	\$85.00	\$23,700
SR General Contractor	\$89.00	\$29,990
Thomas Dicenso, Inc.	\$125.00	\$43,500
Joseph Buchanan Con.	\$50.00	\$30,468
Thibodeau, Inc	\$58.00	\$31,420
Eastwood Cont.	\$180.00	\$39,359
R F Jordon	\$30.00	\$20,450
A. J. Scott	\$89.00	\$20,780
Sitewerx	\$75.00	\$22,700

Be it resolved by the Bucksport Town Council in town council assembled that the bid for demolition and disposal of the building located at 8 Central Street be awarded to DM & J in the amount of \$13,810.

Be it further resolved that the cost of the contract be charged to the 2008 Maine Investment Trust Grant.

Adopted 12-18-2008

Yes 6 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-63 APPROVING PLANS FOR THE NEW PARKING LOT TO BE LOCATED AT 8 CENTRAL STREET

Whereas, Pine Tree Engineering has completed the plans for the new parking lot to be located at 8 Central Street; and,

Whereas, the members of the Bucksport Town Council are being given the opportunity to review the plans:

Be it resolved by the Bucksport Town Council in town council assembled that the plans for the new parking lot to be located at 8 Central Street be approved pursuant to the following changes:

1. Shrubbery should be included on the back side of the parking lot.
2. Curbing should be installed on the back side of the lot.
3. All surface water from the parking lot should be contained within the site.
4. The light fixtures should be relocated not to impact the nearby home.
5. The owner of the right of way north of the site should be contacted to determine whether there is an interest in allowing the town the use of the right of way as an access into the parking area.
6. The island between the proposed parking area and Central Street should be outlined by granite curbing or slip form curbing.
7. Power to the site should be accessed from the utility line extending across the southerly corner of the property.

Adopted 12-18-2008

Yes 6 No 0 Abstained

Attested by Kathy Downes, Town Clerk

**RESOLVE#R-2009-64 AUTHORIZING EXPENDITURE FROM THE HIGHWAY
EQUIPMENT RESERVE ACCOUNT**

Whereas, recent storm drain main pipe blockages revealed that the root cutting jetter head obtained with the trailer pressure-jetting machine was no longer functioning; and,

Whereas, experience over the past 20+ years has shown that the older clay tile sewer mains and several of the storm water sub-drains continue to suffer from tree root intrusion; and,

Whereas, prices were obtained for a replacement root cutting kit from two different companies; and,

Whereas, a Patriot Root Cutter Model WJ-49P kit was priced at \$2,475.00 and a Smart Cutter kit was priced at \$3,146.00; and,

Whereas, the Patriot Model uses the jetter water to rotate the cutter head and push the unit through the pipe and must be lubricated thoroughly after each use; and,

Whereas, the Smart Model is built with stainless steel parts and uses the jetter water only to push the unit forward and hydraulic fluid is used to turn the rotating head resulting in better performance and eliminating the need to lubricate the unit each time it is used:

Whereas, the Public Works Director is recommending that the Smart Cutter be purchased due to the unit requiring minimum post-use attention and the stainless steel parts will wear better in the environment that the unit is exposed to:

Be it resolved by the Bucksport Town Council in town council assembled that the purchase of a new Smart Cutter kit in the amount of \$3,146.00 be authorized.

Be it further resolved that 50% of the cost be charged to the Highway Equipment Reserve Account while the remaining 50% be charged to the Sewer Reserve Account.

Adopted 12-18-2008

Yes 6 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-65 AUTHORIZING DEVELOPMENT OF A PLAN TO IMPROVE THE GRASS SURFACE TO THE FOOTBALL FIELD

Whereas, a study committee rendered a recommendation to the Bucksport Town Council that the grass surface to the football field be replaced and the drainage system improved; and,

Whereas, the surface of the field has deteriorated significantly during the recent season of play; and,

Whereas, if the town council chooses to pursue this matter, a plan of action must be prepared during the winter months in order to commence the project as early as possible next spring so that the grass surface will be ready for the season opener in the fall of 2009; and,

Whereas, it is proposed that two alternatives be considered, one being short term in duration and a second option being of long duration and reflecting the recommendation of the committee's findings; and,

Whereas, input from the town council during the planning period is imperative:

Be it resolved by the Bucksport Town Council in town council assembled that the town manager be authorized to prepare two work plans, one to repair the existing surface of the football field while the second option will reflect the recommendation of the study committee, both plans identifying the scope of the project including details of the proposed improvements, cost estimates, work schedule and funding plan.

Be it further resolved that this matter be referred to the members of the Finance Committee in order to provide guidance to the town manager and recommendation to the town council.

Adopted 12-18-2008

Yes 6 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-66 AUTHORIZING CONTRACT WITH MILLETT ASSOCIATES FOR ENGINEERING SERVICES TO IMPROVE THE SURFACE OF THE FOOTBALL FIELD

Whereas, the services of a civil engineer will be necessary to assist the committee to prepare plans that are needed to direct the improvements to drainage system and the grass surface for the football field; and,

Whereas, Millett Associates has previously provided engineering services to the town regarding this project; and,

Whereas, the scope of the service will include plans for drainage improvements and grading; and,

Whereas, Millett Associates has suggested a budget not to exceed \$3,500 which will include a new survey plan with elevations and cross sections of the field area, soil analysis and plan development for a new drainage system and new grass surface; and,

Whereas, the town will provide as much support as possible in order to minimize the cost of these services:

Be it resolved by the members of the Bucksport Town Council in town council assembled that the contract for engineering services to improve the drainage and the grass surface for the football field be awarded to Millett Associates in an amount not to exceed \$3,500.

Be it further resolved that the cost for these services be charged to Undesignated Fund Balance.

Adopted 12-18-2008

Yes 6 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-67 AUTHORIZING THE TOWN MANAGER TO SEEK PROPOSALS FOR AN ENERGY AUDIT FOR MUNICIPAL AND SCHOOL BUILDINGS

Whereas, the Energy Plan approved by the Bucksport Town Council in 2007 called for energy audits to be conducted in all municipally owned buildings including all schools; and,

Whereas, the proposed RSU Plan also calls for the development of an Energy Plan for schools;

Whereas, the municipal buildings will include the town garage, public safety building, wastewater treatment facility and transfer station; and,

Whereas, school facilities will include the Luman Warren School, Miles Lane School, High School and Bucksport Middle School; and,

Whereas, the Superintendent of Schools has agreed to work with the town to undertake this effort; and,

Whereas, it will be necessary to identify a scope of service that includes conservation measures and new alternatives:

Be it resolved by the members of the Bucksport Town Council in town council assembled that the town manager in coordination with the superintendent of schools, be authorized to develop a Request for Proposal that outlines the scope of service for an energy audit of the municipal and school buildings outlined above, such audit is to identify energy savings and new energy alternatives.

Be it further resolved that the proposed Request for Proposal be submitted for review by the School Board (the section pertaining to school buildings) and Bucksport Town Council for final approval before actually requesting proposals.

Adopted 12-18-2008

Yes 6 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-68 AUTHORIZING REQUEST FOR PROPOSALS FOR ENGINEERING SERVICES TO ADDRESS DRAINAGE ISSUES IN THE AREAS OF THE TOWNSITE, BUCKSPORT APARTMENTS, WENBELLE APARTMENTS AND POND STREET EXTENSION

Whereas, drainage problems exist in the so-called Townsite resulting from an inadequate drainage system and excessive storm water generated from nearby properties; and,

Whereas, drainage problems also exist in the area of Wenbelle Apartments, Miles Lane, Pond Street Extension, and Route 1; and,

Whereas, the town seeks to address the problem, including seeking CDBG funds if it is determined that the areas are occupied by more than 51% low to moderate income households; and,

Whereas, the drainage deficiencies are creating health and safety issues for many of the households in both areas; and,

Whereas, it is necessary to obtain the services of an engineer to assist the town to determine the magnitude of the problem and to identify reasonable and feasible alternative to address the deficiency:

Be it resolved by the Bucksport Town Council in town council assembled that the town manager be authorized to seek proposals from interested engineering firms to study the drainage problems that exist in the so-called Townsite and the area in the vicinity of Wenbelle Apartments.

Adopted 12-18-2008

Yes 6 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

**RESOLVE #R-2009-69 APPOINTING CITIZENS AT LARGE TO THE SENIOR
CITIZENS STUDY COMMITTEE**

Whereas, the town council has voted to establish a committee to study the services provided to senior citizens of the community; and,

Whereas, the committee will include three members of the town council and four citizens at large; and,

Whereas, the following citizens have been identified: Donna Carter, Sue Ann Craig, Mary Jane Bush and Tim Emery:

Be it resolved by the members of the Bucksport Town Council in town council assembled that the individuals listed above be appointed as the citizens at large to serve on the Senior Citizens Study Committee.

Adopted 12-18-2008

Yes 6 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

**RESOLVE #R-2009-70 APPOINTING CITIZENS AT LARGE TO THE POLICE
AND DISPATCH STUDY COMMITTEE**

Whereas, the Bucksport Town Council has voted to establish a study committee to determine the feasibility of outsourcing a portion of the dispatch service; and,

Whereas, the committee will also review the job description for the police chief position to determine whether changes are necessary in lieu of Chief Gray's retirement and to determine whether there is a need to change the supervisory structure for the evening and night shift for police officers; and,

Whereas, several citizens responded to the notice that was placed in the local paper requesting citizens at large to serve on the committee; and,

Whereas, the following individuals responded to the request: Peter Stewart, Tim Levesque, Paul McCann, Robert Briggs and Clayton Burgess.

Be it resolved by the Bucksport Town Council in town council assembled that Peter Stewart and Robert Briggs be appointed as the citizens at large to serve on the Police Administration Study Committee.

Be it further resolved that Tim Levesque, Paul McCann and Clayton Burgess be appointed to serve on the Dispatch Study Committee as the citizens at large.

Adopted 12-18-2008

Yes 5 No 0 Abstained 1 (Paul McCann)

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-71 AUTHORIZING LOCAL ELECTION ON THE PROPOSED REGIONAL SCHOOL UNIT (RSU)

Whereas, the Regional School Planning Committee has completed its responsibility for preparing a plan for a Regional School Unit, and,

Whereas, the Consolidation School Act requires a vote of the citizens on the plan prior to January 31, 2009; and,

Whereas, the Bucksport Town /Clerk requires ample time to prepare election documents, including absentee ballots:

Whereas, the polls shall be opened at 7:00 a.m. and closed at 8:00 p.m.:

Be it resolved by the Bucksport Town Council in town council assembled that the Question set forth below be placed on the ballot of a Special Referendum Election of the Town of Bucksport to be held on January 27, 2009; that a public hearing be held on this question on January 12, 2009; that the Notice of Municipal Referendum Election and the Notice of Public hearing be approved in form presented to this meeting; and that an attested copy of this Resolve be placed on file with the Town Clerk of the Town of Bucksport:

Do you favor approving the school administrative reorganization plan prepared by the Reorganization Planning Committee to reorganize the Bucksport School Department, the Orland School Department and Maine School Administrative District No. 18 (Prospect and Verona Island) into a regional school unit, with an effective date of July 1, 2009?

Be it further resolved that the purpose of this vote is to ratify the action of the members of the Bucksport Town Council taken on December 11, 2008 by signing the Notice of Public Hearing and Notice of Municipal Referendum Election pertaining to the question outlined above.

Adopted 12-18-2008

Yes 6 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-72 REGARDING FINANCING FOR HOUSING STUDY

Whereas, the members of the Bucksport Town Council were considering funding the services of a consultant, Housing Insight, to assist the town identify a developer and financing to develop elderly housing units with services for senior citizens regardless of income; and,

Whereas, the members of the Housing Committee recommended that the town council take no action on the matter until additional information could be obtained that would determine the feasibility for the proposed services; and,

Whereas, the possibility of implementing this project is significantly impacted by the state of the economy:

Be it resolved by the Bucksport Town Council in town council assembled that the project be postponed until the state of the economy improves creating more opportunity for the project to be successfully developed.

Be it further resolved that the issue be revisited by the Town Council during the July 2009 regular town council meeting.

Adopted 12-18-2008

Yes 7 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

**RESOLVE #R-2009-73 ESTABLISHING THE EMPLOYEE SHARE FOR
HEALTH INSURANCE**

Whereas, employees are required to share the cost for health insurance premiums; and,

Whereas, the employment contracts with the bargaining units call for an increase in employee share of the premiums if the cost increased 5% or more over the previous year; and,

Whereas, the town received notice from its carrier, Maine Municipal Association that the cost increase effective 1-1-2009 will be 5.9%; and,

Whereas, the contract called for increases from employees as follows:

- An increase of \$1.00 per week or \$25.00 for employees with single coverage
- An increase of \$2.00 dollars per week or \$36.00 for employees with employee coverage with dependents
- An increase of \$3.00 per week or \$37.00 for family coverage

Whereas, Maine Municipal has extended dependent coverage to the age of 25 years:

Be it resolved by the Bucksport Town Council in town council assembled that the employee share of the premiums for health insurance effective 1-1-2009 will be as follows:

- \$25.00 per week for single coverage
- \$36.00 per week for employee and dependent coverage
- \$37.00 per week for family coverage.

Be it further resolved, in addition to the employee share outlined above, the town will not pay for dependent coverage for any dependent older than 21 years of age who is not enrolled as a full-time student at an accredited high school, college, university, or trade school effective 7-1-2009. Employees who choose this coverage will pay the full cost.

Be it further resolved, effective July 1, 2009, employees who choose no coverage either for themselves, their spouse or dependents will receive in lieu of the coverage \$1,000 for each twelve month period.

Adopted 12-18-2008

Yes 7 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-74 AWARDDING BID FOR SALE OF CRUISER

Whereas, the town requested bids for sale of a 2001 Ford Crown Victoria cruiser; and,

Whereas bids were received as follows:

C&S Motors \$721.00

Rodney Hurd \$400.00

Whereas, each bidder included a check for 10% of their bid amount:

Be it resolved by the Bucksport Town Council in town council assembled that the bid be awarded to the high bidder, C&S Motors in the amount of \$721.00.

Be it further resolved that the funds generated from the sale net of the advertisement cost will be credited to the Police Equipment Reserve Account.

Adopted 12-18-2008

Yes 7 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-75 AUTHORIZING EXPENDITURE FROM THE TOWN GARAGE RESERVE

Whereas, unexpected cost were incurred due to a voluntary audit by the Department of Labor at the Bucksport Town Garage; and,

Whereas, the funds necessary to address the deficiencies identified by the Department of Labor were not included in the annual budget; and,

Whereas, these improvements needed to be completed in order to comply with Workplace Safety Policies; and,

Whereas, these improvements included the following:

Purchase of replacement chains and hooks for the overhead cranes at the cost of \$2,349.00

Load capacity signs at the cost of \$179.70

Installation of an emergency shut-off switch for the fuel pump \$706.29

Installation of an outside extinguisher cabinet \$146.94

Be it resolved by the Bucksport Town Council in town council assembled that expenditures totaling \$3,381.99 for the purpose of addressing costs incurred by the Public Works Department to correct deficiencies identified by the Department of Labor at the town garage be authorized and charged to the Town Garage Reserve Account.

Adopted 12-18-2008

Yes 7 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

RESOLVE #R-2009-76 AUTHORIZING EXPENDITURE FROM THE RECREATION FACILITY RESERVE

Whereas, unexpected repairs had to be completed to the basketball court and skating rink; and,

Whereas these cost were as follows:

Skating rink \$1748.50

Lights to the basketball court \$700.10

Be it resolved by the Bucksport Town Council in town council assembled that the cost for repairs to the basketball court and skating rink be approved in the amount of \$2,448.60

Be it further resolved that the cost outlined above be charged to the Recreation Facility Reserve.

Adopted 12-18-2008

Yes 7 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

**RESOLVE #R-2009-77 ACCEPTING GRANT FROM JUVENILE JUSTICE
ADVISORY GROUP, CHALLENGING CHOICES**

Whereas, the Town of Bucksport applied for a grant from the State of Maine Juvenile Justice Advisory Group to fund the town of Bucksport's Challenging Choices in the amount of \$34,670.00; and,

Whereas, notice was received by the town on December 15, 2008 that funding in the amount of \$34,670.00 would be received for two years, pending for year two availability of funding and proof of success; and,

Whereas, the contract will be received shortly with information about any special conditions that must be met to satisfy program guidelines:

Be it resolved by the Bucksport Town Council in town council assembled that the grant awarded by Juvenile Justice Advisory Group, Challenging Choices through the Maine Department of Corrections with regard to the Juvenile Delinquency Program in the amount of \$34,670 be accepted.

Be it further resolved that acceptance of the grant is pursuant to Mary Jane Bush and Barbara Ames administering the grant according to program guidelines.

Adopted 12-18-2008

Yes 7 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

**RESOLVE #R-2009-78 AUTHORIZING APPLICATION TO DECD FOR A
CDBG DIRECT BUSINESS SUPPORT GRANT**

Whereas, Union River Boat Company has requested that the Town of Bucksport consider applying for a CDBG Business Assistance Grant in the amount of \$100,000; and,

Whereas, the funds would be used to provide working capital for forming a joint-venture between Union River Boat Company and Lyman-Morse Boatbuilding to build production boats in Mid-Coast Maine and Bucksport; and,

Whereas, Union River Boat Company expects this project to retain and create ten jobs in 2009 and an additional ten jobs in 2010; and,

Whereas, all projects must document that at a minimum, 51% of jobs created or retained as a result of the funded activity must be taken/held by persons of low and moderate income as defined by HUD; and,

Whereas, in the event that job creation requirements are not met, the applicant community will be responsible for immediate repayment to DECD of all CDBG funds expended on the project; and,

Whereas, the applicant will be required, if the project is located within a Pine Tree Development Zone, to create or retain at least two jobs for low and moderate income households and if the project is not located within a Pine Tree Development Zone the applicant will have to create or retain a minimum of three jobs for low and moderate income households; and,

Whereas, the town will contractually bound the applicant to repay the grant if the jobs for low or moderate income households are not created or retained as required:

Be it resolved Bucksport Town Council in town council assembled that the Town of Bucksport pursue submittal of an application for a CDBG Business Assistance Grant in the amount of \$100,000 to assist Union River Boat Company form a joint-venture with Lyman-Morse Boatbuilding to build production boats.

Be it further resolved that Union River Boat Company will contractually be bound to the town to repay the grant to the Office of Economic and Community Development should the company not be able to create the jobs for low and moderate income households as required by the program guidelines.

Adopted 12-18-2008

Yes 7 No 0 Abstained

Attested by Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

Concession Stand and Bathroom Facility- The exterior of the building has been completed and the ceiling for the concession part of the building has been strapped and sheeted. The mason will be returning to complete the bathroom petitions as soon as power is hooked up to the building. The sewer and water hookup will not be completed until next spring.

CDBG Application for Housing Assistance Grant- The Letter of Intent to apply for a \$250,000 Housing CDBG will be submitted to the Office of Community Development by the end of December. Funds are being requested to complete the items that could not be completed due to the lack of funds. Proposed improvements will include a new underground fuel tank, ceiling fans for all of the apartments, tenant storage space in the basement, parking lot drainage improvements, upgrade of the kitchen, raised garden beds and a covered porch to improve client access into the facility. The application is due by March 3, 2009.

Waterfront Walkway Extension- The Highway Department has installed most of the conduit and bases for the light poles. As of this report, only one base needed to be installed and approximately 150' of electrical conduit. The final lift of gravel has also been placed for approximately 1/3 of the new extension. The crew will begin work soon on the new retaining wall to be built along most of the walkway at the foot of the slope. The walkway should be ready for pavement as soon as hot top is available next spring.

Bangor Gas Survey- The surveys are in and the results are being mapped. A total of 564 surveys were mailed out and 302 were returned. Of those returned, 242 responded favorably while the 60 indicated no interest. These results will be forwarded to Bangor Gas in the next few weeks for their consideration.

Windmill Project- This project was put on the back burner this summer in anticipation of the results of a similar project in Saco. The performance of that unit is being tracked and the results should help the town make an informed decision whether this is a viable alternative to pursue. The Saco unit will have been in operation one year this spring.

Street and Road Projects- Millett Associates continue to develop the plans for reconstruction of a section of Franklin Street from the intersection of MacDonald Street to Second Street. The plans should be available for review by the Town Council in March. A meeting will be scheduled with the Road and Street Committee by the middle of January to update the Road and Street Plan. The results of the committee's findings will be reflected in the 2009-2010 Capital Improvement Plan. In addition, a bid request will be submitted the beginning of March for pavement for one mile on outer Millvale Road.

Executive Director/Chamber of Commerce- The Bucksport Bay Area Chamber of Commerce has recently advertised for a new Executive Director. At the request of the chamber, I have agreed to serve on the selection committee.

RESOLVE #R-2009-79 REGARDING ACCEPTANCE OF A GRANT FOR DHS

Whereas, the State of Maine, Department of Health and Human Services has approved additional grant funds in the amount of \$25,084; and,

Whereas, these funds will be used to engage parents and guardians in the workplace, schools and the community to underscore the importance of monitoring underage drinking by distributing information through the Chamber of Commerce, local health centers, schools and other community organizations; and,

Whereas, funds will also be used to integrate the Drug Free Workplace Policy with the Androscoggin Wellness Program model and will be remarketed to Chamber of Commerce members:

Be it resolved by the Bucksport Town Council in town council assembled that additional funds in the amount of \$25,084 from the Department of Health and Human Services/ Essential Substance Abuse Prevention Services be accepted by the Town of Bucksport and be used for the purpose of underscoring the importance of monitoring underage drinking and integrating a drug free workplace policy within a workplace wellness program.

Be it further resolved that the contract will be administered in accordance to the contract conditions and regulations by the Director of the Bucksport Healthy Communities Coalition, Mary Jane Bush.

Adopted 12-18-2008

Yes 7 No 0 Abstained _____

Attested by Kathy Downes, Town Clerk

**RESOLVE #R-2009-80 REFERRING APPOINTMENTS TO COMMITTEES AND
BOARDS TO THE APPOINTMENT COMMITTEE**

Whereas, there are several vacancies on boards and committees of the town; and,

Whereas, these vacancies are as follows:

Planning Board – 1- five year position
Board of Assessment Review- 1- three year position
1- alternate position – 1 year
Zoning Board of Appeals – 1- five year position
Parks and Recreation- 2- three year positions
Conservation Committee- 3- three year positions
Cemetery Committee- 6- one year positions
Sealer of Weights and Measurements – 1- one year position
Harbor Master – 1-one year position
Health Officer – 1- one year position
Street Naming and Numbering Officer – one position
Economic Development Committee- one position
Micro Loan Committee – one position

Be it resolved by the Bucksport Town Council in town council assembled that the above appointments be referred to the Appointments Committee for nominations.

Adopted 1-8-2009

Yes 7 No 0 Abstained _____

Attested by Town Clerk

Kathy Downes

**RESOLVE #R-2009-81 PERTAINING TO THE SIGNING OF TREASURER'S
WARRANTS**

Whereas, MSRA Title 30-A 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 during 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 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.

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

Adopted 1-8-2009

Yes 7 No 0 Abstained _____

Attested by Town Clerk

Kathy Downes

**RESOLVE #R-2009-82 AUTHORIZING 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 represents decisions of the Bucksport Town Council; and,

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

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

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager and/or Mayor are authorized to sign documents when necessary for matters that have been approved by a majority of the members of the Bucksport Town Council.

Adopted 1-8-2009

Yes 7 No 0 Abstained _____

Attested by Town Clerk

Kathy Downes

CONSIDER RESOLVE #R-2009-83 REGARDING THE 2007-2008 MUNICIPAL AUDIT

Whereas, the members of the Bucksport Town Council have received a copy of the Audited Financial Statements and management letter for Town of Bucksport for the period 7-1-2007 to 6-30-2008; and,

Whereas, all recommendations relating to the municipal departments have been addressed; and,

Whereas, the Finance Director will be working with the Bucksport School Department to address the deficiencies relating to the Bucksport School Department; and,

Whereas, once the deficiencies for the School Department have been addressed, a copy of the Response Letter will be made available to the members of the Town Council; and,

Whereas, several adjustments will have to be considered by the Bucksport Town Council regarding the Bucksport School Department's Schedule of Departmental Operations; however, the adjustments will not affect the overall financial status for the Town; and,

Whereas, approval of the audit will not impair the ability of the Town Council to consider those adjustments or does approval of the audit result in approval of those adjustments as such relates to the Bucksport School Department:

Be it resolved by the Bucksport Town Council in town council assembled that the audited financial statement for the Town of Bucksport for the period 7-1-2007 to 6-30-2008 be accepted and a copy be provided to the Bucksport Town Clerk for the permanent records of the town.

Adopted 1-8-2009

Yes 7 No 0 Abstained _____

Attested by Town Clerk

Kathy Downes

RESOLVE #R-2009-84 REGARDING TAX ACQUIRED PROPERTY

Whereas, several properties became tax acquired on December 26, 2008; 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.

- | | | |
|----------------|----------------|-----------------|
| Map 01-Lot 01 | Map 47- Lot 07 | Map 32- Lot 264 |
| Map 15- Lot 12 | Map 47- Lot 08 | Map 46- Lot 08 |
| Map 07-Lot 04 | Map 08- Lot 57 | |
| Map 52-Lot 03 | Map 13-Lot 12 | |
| Map 46-Lot 33 | Map 29-Lot 50 | |
| Map 33-Lot 66 | Map 33-Lot 67 | |
| Map 43-Lot 15 | Map 05- Lot 69 | |
| Map 43-Lot 16 | Map 18- Lot 76 | |

That the following property is to be retained by the town:
Map 02-Lot78

That the following properties are to be offered to the owner of record upon payment of taxes, interest and cost due or to enter into a payment arrangement that is satisfactory to the Bucksport Town Council within 60 days after notice has been mailed.

- Map 07-Lot 44
- Map 46 –Lot 46
- Map 46- Lot 52
- Map 21-Lot 37

Adopted 1-8-2009

Yes 7 No 0 Abstained _____
Attested by Town Clerk

Kathy Downes

RESOLVE #R-2009-85 REGARDING UNPAID PERSONAL PROPERTY TAXES

Be it resolved by the Bucksport Town Council in town council assembled that the following unpaid personal property taxes be referred to the Finance Committee for a recommendation on how to proceed with the collection of the outstanding personal property taxes.

Adopted 1-8-2009

Yes 7 No 0 Abstained _____

Attested by Town Clerk

Kathy Downes

RESOLVE #R-2009-86 AUTHORIZING PURCHASE OF A SNOWBLOWER

Whereas, the existing snowblower attachment used to remove snow from sidewalks and streets is in need of replacement; and,

Whereas, the tractor that powers the blower was replaced in 2008 but it was hoped that the old blower attachment would be adequate until the 2009-2010 snow season; and,

Whereas, due to the amount of large snowstorms that have occurred during the current snow season, the blower attachment has been extremely difficult to keep in operation; and,

Whereas, a quote was obtained for a new replacement unit from the supplier, Howard P. Fairfield, in the amount of \$8,600; and,

Whereas, funds were included in the 2008-2009 Capital Improvement Plan to replace the unit but the purchase was deferred:

Be it resolved by the Bucksport Town Council in town council assembled that the purchase of a replacement snowblower attachment for the sidewalk plow be authorized in the amount of \$8,600.

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

Acted on January 29, 2009

Yes 6 No 0 Abstained _____

Attested: _____

Kathy Downes, Town Clerk

RESOLVE #R-2009-87 AUTHORIZING ENGAGEMENT OF A LAW FIRM TO REPRESENT THE TOWN ASSESSOR IN THE APPEAL FROM BANGOR GAS

Whereas, Bangor Gas has appealed its property value for the 2008-2009 tax year; and,

Whereas, Bangor Gas pays approximately \$80,000 in property taxes per year; and,

Whereas, it is the belief of the town that the assessment is fair and equitable; and,

Whereas, the town's current legal counsel, Bernstein, Shur and Nelson has a conflict and cannot represent the town regarding this matter; and,

Whereas, Carol Oliver, Town Assessor has identified Jim Katsiaficas with the firm Perkins/Thompson as a possible candidate to represent the town; and,

Whereas, Attorney Katsiaficas has significant experience in municipal law; and,

Whereas, it is rate per hour is \$175:

Be it resolved by the Bucksport Town Council in town council assembled that Carol Oliver, Assessor be authorized to engage Attorney James Katsiaficas with the firm Perkins/Thompson to represent the town regarding the appeal of property taxes by Bangor Gas.

Be it further resolved that the cost of the services is to be charged to the Undesignated Fund Balance and that the town council will be provided with an update of the cost on a monthly basis.

Acted on January 29, 2009

Yes 6 No 0 Abstained _____

Attested: _____

Kathy Downes, Town Clerk

RESOLVE #R-2009-88 AUTHORIZING CONTRACT FOR ENGINEERING SERVICES FOR DRAINAGE STUDY IN THE TOWNSITE AND MILES LANE AREAS

Whereas, the Bucksport Town Council authorized the Town Manager to seek proposals from selected engineering firms to provide engineering services to prepare preliminary plans to address drainage problems, including alternatives, in the area of the Townsite and Miles Lane (from Broadway to Route 1); and,

Whereas, proposals were received as follows:

Pine Street Engineering	\$5,139
Millett Associates	\$1,900

Whereas, the services will include:

- a. Gather available plan data for the project area.
- b. Review the project areas in the field with the town to formalize concerns and issues that surround the projects.
- c. Delineate the drainage area for each project area and calculate, using TR-20 methodology, expected runoff in the project areas for the 10 year and 25 year storm events.
- d. If necessary, augment the existing plans with some basic survey information relative to grades and/or physical locations of structures to better determine the elevations or constraints.
- e. Itemize/identify the drainage issues in each project area based on field walk, research, and discussions with the Town.
- f. Develop possible solutions to address each drainage issue.
- g. Develop possible costs associated with each option noted above.
- h. Develop a preliminary plan of drainage improvements for each area. The plan will be either on aerial photographs or a large scale topographic map.
- i. Review meeting with town representatives.
- j. Attend one public hearing.
- k. Finalize the report including preliminary design concept and associated costs.

Be it resolved by the Bucksport Town Council in town council assembled that the firm Millett Associates be engaged to complete preliminary plans for drainage improvements in the Townsite and Miles Lane areas for a cost of \$1,900.

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

Acted on January 29, 2009

Yes 6 No 0 Abstained _____

Attested: _____

Kathy Downes, Town Clerk

RESOLVE #R-2009-89 AUTHORIZING PARTICIPATION IN THE MAINE SERVICE CENTER 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 members for 2009 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 2009 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., town council member.

Acted on January 29, 2009

Yes 6 No 0 Abstained _____

Attested: _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-90 AWARDED CONTRACT FOR IMPROVEMENTS TO
PUMP STATION #3**

Whereas, funds are remaining from the Rural Development Grant received for the CSO Project and these funds may be used to complete other sewer and treatment facility improvements; and,

Whereas, approximately \$150,000 remains to be spent; and,

Whereas, a project was identified to replace the pumps and priming system in Pump Station #3

Whereas, bids were requested and received as follows:

Sullivan & Merritt Construction, Inc.	\$29,500
Stevens Electric & Pump Service, Inc.	\$28,475
Penta Corporation	\$30,918
Apex Construction, Inc.	\$33,200
T-Buck Construction, Inc	\$44,244

Whereas, Rural Development has reviewed the bids and specifications and has approved the award to the low bidder Stevens Electric & Pump Service, Inc. in the amount of \$28,475:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to replace the pumps and priming system in Pump Station #3 be awarded to Steven Electric & Pumps Service, Inc. in the amount of \$28,475.

Be it further resolved that the cost of the improvements be paid for from leftover funds from the Rural Development Grant for the CSO Project.

Acted on February 12, 2009

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-91 AWARDING CONTRACT FOR ENGINEERING
SERVICES FOR SEWER LINE REPLACEMENT**

Whereas, funds may become available pursuant to the stimulus package being purposed by President Obama and being considered by Congress; and,

Whereas, it is expected that funds will be made available for infrastructure improvements including new sewer lines; and,

Whereas, in conjunction with the town's CSO Plan, the sewer lines on First Street and a portion of Franklin Street should be replaced; and,

Whereas, there maybe an opportunity to obtain the necessary funds to complete the project from funds obtained from the stimulus package if it is approved by Congress and signed into law by the President; and,

Whereas, projects will need to be ready for construction within 90 days after the legislation is passed; and,

Whereas, it would be prudent to complete design plans for the projects so that the town could be in a position to take advantage of the funds should they become available; and,

Whereas, a proposal has been received from Millett Associates to complete the plans and specifications for the project for the cost of \$3,650

Be it resolved by the Bucksport Town Council in town council assembled that the firm Millett Associates be engaged to prepare plans and specifications for replacement of the sewer lines along First Street and a portion of Franklin Street from, Third Street to the intersection of Spofford Avenue in the amount of \$3,650.

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

Acted on February 12, 2009

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-92 AUTHORIZING TRANSFERS FOR THE BUCKSPORT SCHOOL
DEPARTMENT FOR FISCAL YEAR 2007-2008**

Whereas, Article 6 Section 6.07 of the Bucksport Town Charter outlines the format for approval of the budget for the Bucksport School Department; and,

Whereas, on May 31, 2007, the Bucksport Town Council approved a budget for the period of 7-1-2007 to 6-30-2008 for the Bucksport School Department pursuant to the format outlined by Section 6.07 of Article 6 of the Bucksport Town Charter; and,

Whereas, Article 6 Section 6.08 of the Bucksport Town Charter states that "Once the Town Council has approved the Department of Education Budget, such line appropriations shall be expended under the direction and control of the Board of Education, but no such appropriations shall be exceeded except by consent of the Town Council"; and,

Whereas, the Bucksport School Department exceeded certain line items more specifically Line 7-Debt Service by \$5,049 and Line 10-All Other Costs by \$44,056; and,

Whereas, accrued summer salaries in the amount of \$90,373 was charged against Undesignated Fund Balance, but no specific appropriation was included in the budget for the 2007-2008 Bucksport School Department Budget:

Be it resolved by the Bucksport Town Council in town council assembled that the following line items for the Bucksport School Department Budget for the period 7-1-2007 to 6-30-2008 be amended as follows:

Line 7-Debt Service be amended by increasing the appropriation by \$5,049 reflecting an amended total appropriation of \$1,122,591

Line 10-All Other Costs be amended by increasing the appropriation by \$44,056 reflecting an amended total appropriation of \$1,921,040

Line 9-Transportation be amended by reducing the appropriation by \$43,915 reflecting an amended total appropriation of \$457,625

Line 1-Instructional Salaries and Benefits be amended by reducing the appropriation by \$5,190 reflecting an amended total appropriation of \$6,287,807

Be it further resolved that the reserve for Accrued Summer Salaries be increased by \$90,373, an amount necessary to cover the increase in summer salaries for the period ending 6-30-2008, and that such amount be applied against the balance for the period ending 6-30-2008.

Acted on February 12, 2009

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-93 APPROVING RECOMMENDATIONS OF THE POLICE
STUDY COMMITTEE**

Whereas, the members of the Police Study Committee were charged with the responsibility of reviewing the job description for the Police Chief position to determine whether changes should be made to it and to make such recommendations to the Town Council; and,

Whereas, the committee was also assigned the responsibility of reviewing the level of supervision for patrol officers during weekend, evening and night hours and to recommend any change to the Town Council; and,

Whereas, the members of the committee recommend that the job description be amended as follows:

1. amend the requirement to reside within eight miles of the Bucksport Public Safety Building to read: **Reside within twelve road miles of the Bucksport Public Safety Building.**
2. add language to Necessary Special Requirements to read: **Must complete the New Chief/Sheriff Seminar Training offered by the Maine Criminal Justice Academy within the first year of employment.**
3. add language to Essential Duties to read: **Directs all internal investigations of the Department.**
4. add language to Requirements of Work to read: **Willingness and ability to respond to emergency calls in support of departmental personnel.**

Whereas, the committee also recommends that the matter pertaining to the supervision of patrolmen during weekend, evening and night hours continue as it is currently being done; and,

Whereas, when the new Police Chief is selected, he or she should be required to submit a plan to the Town Manager and Town Council outlining his or her recommendation how staff will be supervised during hours that the Chief and or Sergeant are off duty.

Be it resolved by the Bucksport Town Council in town council assembled that the recommendations of the Police Study Committee regarding the job description for the new Police Chief and the supervision of patrol officers during hours that the Chief and Sergeant are off duty be accepted as recommended by the committee and outlined above.

Acted on February 12, 2009

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**RESOLVE #R-2009-94 APPROVING APPOINTMENTS FOR THE ENSUING
YEAR**

Whereas, the members of the Appointments Committee have nominated the following individuals for the following positions:

Arthur Sawyer- (one year) Sealer of Weights and Measurements
Melanie Findlay- (ongoing) member of the Economic Development Committee
Steve Larson- (ongoing) member of the Micro-Loan Committee

Be it resolved by the members of the Bucksport Town Council in town council assembled that the following appointments be made:

Arthur Sawyer- (one year) Sealer of Weights and Measurements
Melanie Findlay- (ongoing) member of the Economic Development Committee
Steve Larson- (ongoing) member of the Micro-Loan Committee

Acted on February 12, 2009

Yes 7 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

Concession Stand and Bathroom Facilities- As previously reported, all work has been postponed until this spring when the weather is more favorable. The project is 85% complete so it will not take a big effort to complete the project. I will be getting together with the Superintendent of Schools to develop a policy which will outline the responsibilities, procedures and cost for the groups or entities that use the facility. Once an agreement has been formalized, it will be brought back to the town council for approval.

New Parking Lot of Central Street- For the purpose of reference, I will be referring to the new parking lot in the future as the Central Street Parking Lot. If the town council prefers another name, I would suggest that the matter be referred to a committee that would be charged with the responsibility of recommending a name to the town council. In the meantime, bids will be received for the project on February 19. Currently, sixteen companies have obtained plans. The town has also received and recorded an easement from the Bucksport Evangelist Baptist Church for the twelve foot right of way located northeasterly of the property owned by the town that will be used to provide access into the new parking lot. A new street light has been installed across the street from the lot that lights up the area very well. That will eliminate the need to install lighting fixtures in the new parking lot.

Regional School Unit- Now that the citizens have voted to form the new RSU, I will be working with the Superintendent of Schools to implement the wishes of the citizens. One area that will take considerable effort on my part will be the transfer of property to the RSU. As you may know, there is quite a list of properties that have to be transferred as well as a significant number of properties that will be shared. I will be working with the Superintendent to make sure that the wishes of the citizens and town council are reflected in the transfer deeds and leases. I will also extend my services to assist with a joint energy audit if the superintendent chooses to proceed in that direction.

Financials for the Period Ending 1-31-2009- I have enclosed copies of the Revenue and Expense Reports for the period ending 1-31-2009. Revenue accounts continue to meet projections, but several accounts have fallen behind last year's levels. This is true of excise tax and interest earnings. I expect that trend to continue until the economy improves. The expense accounts seem to be trending at projected levels or lower. If the trend continues, we will be in very good shape on the expense side by the end of the fiscal year. If you have any questions regarding the financials contact Debbie or me.

Improvements at the Wastewater Treatment Facility and Sanitary Sewers- Several weeks ago, it was necessary to hire a contractor to clean out a section of the interceptor sewer line extending from the CSO Building to the Verona-Bucksport Bridge. Gravel and debris accumulated during the years at the bottom of the pipe reducing the volume of flow by at least 50%. The contractor was able to clean the line and remove several cubic yards of debris. We hope to continue this effort to include the line all the way to Pump Station 2 as we move forward into the new fiscal year. Two new sludge pumps have

been purchased and installed and all remote pump station have been wired for emergency power. Bids have been solicited for repairs to Pump Station 3. Work should begin on the project as soon as the contract can be signed and the parts are delivered to the site. I am now in the process of preparing the Request for Proposals for a new SCADER system. David has also been working to obtain a report from a qualified consultant for improvements to the dewatering press. Once the report is in, I will begin the process of obtaining a quote to complete the work. I expect that the cost of the SCADER System and improvements to the press will be paid for from the proceeds of the remaining funds for the CSO Project.

Dispatch Study Committee-The committee has met several times to review statistics and to identify the information they will require in order to render a recommendation to the town council. Proposals have also been requested from Hancock County Regional Dispatch Center and Penobscot Regional Communications Center. I have received a proposal from Penobscot but I am still waiting for the one from Hancock. The committee will be meeting with several other towns to discuss their experience with outsourcing their dispatch. I expect those meeting to occur within the next several weeks. We have also advertised to fill the position should the town council choose not to outsource the service. I expect the committee will have completed their work by the end of March.

Senior Citizen Study Committee- The committee members have met with the Senior Citizens' Group, Eastern Agency on Area Aging and provided input into a recent survey that was mailed to all households for their comments regarding services to senior citizens. As of today well over three hundred surveys have been received. The deadline for the survey to be returned is February 13. Once the results of the surveys are tallied, the information will be forwarded to the members of the committee and will be used to formulate their recommendations to the town council. I expect their work to be completed by the end of March.

Energy Committee- This committee has not been convened since last summer because of my lack of time to lead the effort. I do expect within the next few months, once the budget and Capital Improvement Plan for the new fiscal year have been completed that I will be able to commit the time needed to move the committee's efforts on. I do want to point out, work has continued to bring focus to those alternatives that will benefit the town, I have just not had the time to bring the issues to the committee for their consideration.

GARDNER COMMONS

Proposed improvements to be completed with CDBG funds if received:

Purchase and install ceiling fans for apartments and common areas

Develop tenant storage areas in basement

Install dehumidifier for basement area

Address drainage issue in parking area

Upgrade kitchen from residential to community kitchen

Upgrade rear entrance to include extended porch

Install handicap door openers for internal hallway doors

Install heater in bathrooms where needed

Install raised covered garden

Develop office space in the basement area for building manager

Screened in porch area for summer sitting

**RESOLVE #2009-95 AWARDING CONTRACT FOR CONSTRUCTION OF
CENTRAL STREET PARKING**

Whereas, bids were requested for construction of Central Street Parking Lot; and,

Whereas, bids were received from fifteen contractors and the bid results are reflected on an attached bid tabulation; and,

Whereas, the apparent low bidder is R.F. Jordan & Sons Construction, Inc. who bid \$52,285.00; and,

Whereas, R. F. Jordan & Sons Construction, Inc. is also the low bidder for the alternates; and,

Whereas, it is recommended that Alternates 1A and 2A be accepted; and,

Whereas, these improvements are being paid for from the proceeds of a Maine Investment Trust Fund Grant:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for constructing Central Street Parking Lot be awarded to R.F. Jordan & Sons Construction Corporation in the amount of \$52,285.00.

Be it further resolved that Alternates 1A and 2A be approved and that the cost of the alternates and base bid be paid for from the proceeds of the Maine Investment Trust Fund Grant.

Acted on 2-26-2009

Yes 5 No 0 (Absent: Robert Carmichael & Joel Wardwell)

**Attested,
Kathy Downes, Town Clerk**

RESOLVE #R-2009-96 REGARDING REQUEST TO PARTICIPATE IN THE LOWER PENOBSCOT WATERSHED COALITION

Whereas, the Town of Bucksport has received an invitation to participate in the Lower Penobscot Watershed Coalition; and,

Whereas, the coalition is a group which includes over forty individuals representing thirty-five non-profits and special interest organizations, municipalities, land trusts, state and federal agencies, and academia who are working to develop a regional perspective for watershed stewardship involving the Lower Penobscot River; and,

Whereas, the community of Bucksport is greatly impacted by activities that are related to the Penobscot River:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to notify the Steering Committee Chair, Gordon Russell, that the Town of Bucksport seeks to participate in the activities of the Lower Penobscot Watershed Coalition and that the Town Manager should be notified when meetings or special events are held.

Acted on 2-26-2009

Yes 5 No 0 (Absent: Robert Carmichael & Joel Wardwell)

**Attested,
Kathy Downes, Town Clerk**

RESOLVE #R-2009-97 AUTHORIZING WRITE-OFFS FOR AMBULANCE SERVICE

Be it resolved by the Bucksport Town Council in town council assembled that uncollectible ambulance fees totaling \$7,330.96 for the period 10-1-2007 to 12-31-2007 be written-off.

Acted on 2-26-2009

Yes 5 No 0 (Absent: Robert Carmichael & Joel Wardwell)

**Attested,
Kathy Downes, Town Clerk**

**RESOLVE #R-2009-98 AUTHORIZING EXPENDITURE FROM RECREATION
EQUIPMENT RESERVE**

Whereas, it was necessary to do repairs to the maintenance vehicle for the Recreation Department in order to have the vehicle operative for the summer season; and,

Whereas, the cost of the repairs was \$1,650; and,

Whereas, funds are available in the Recreation Equipment Reserve Account for unexpected repairs:

Be it resolved by the Bucksport Town Council in town council assemble that the cost of repairing the recreation maintenance truck be authorized in the amount of \$1,650.

Be it further resolved that the cost be charged to the Recreation Reserve Account.

Acted on 2-26-2009

Yes 5 No 0 (Absent: Robert Carmichael & Joel Wardwell)

Attested,
Kathy Downes, Town Clerk

BUDGET WORKSHOPS

Thursday, March 26, 2009	Protection and Recreation
Thursday, April 2, 2009	Highways, Solid Waste and Wastewater Treatment
Thursday, April 16, 2009	Social Services, Debt Service, Cemetery and CIP
Thursday, May 7, 2009	General Government and Revenues
Tuesday, May 19, 2009	Set preliminary budget
Thursday, May 28 ,2009	Public hearing and final budget approval

RESOLVE #R-2009-99 REGARDING APPOINTMENTS FOR THE ENSUING YEAR

Be it resolved by the members of the Bucksport Town Council in town council assembled that the following appointments be approved:

Gail Hallowell is appointed to a five year term on the Planning Board

David Grant is appointed to a one year term on the Board of Assessment Review

Daniel See is appointed to a three year term on the Board of Assessment Review

Jeremy Daigle is appointed to a five year term on the Zoning Board of Appeals

Linda Plourde, Gaylen Gray and John Christopher are appointed to a three year term on the Conservation Committee

David Grant is appointed to a one year term as Harbor Master

Valerie Sulya is appointed to a one year term as Health Officer

Patricia Gray and Nickey D. S. Wight are appointed to a three year term on the Parks and Recreation Committee

Adopted 3-12-2009

Yes 5 No 0 Abstained _____

**Attested, Kathy Downes
Town Clerk**

TOWN MANAGER'S REPORT

Senior Citizen Survey- I am providing copies of the results of the Senior Citizens Survey. Within the next few weeks, I will be referring to the results of the survey to prepare a list of goals and objectives to address some of the issues identified by the survey. These goals and objectives will be provided to the study committee for their review and consideration. Please let me know if you have any questions or suggestions once you have a chance to review the results.

Dispatch Committee- The committee has met several times to discuss the feasibility of outsourcing the 11:00 p.m. to 7:00 a.m. shift. The committee rendered a decision during a meeting on March 11; however, information was lacking from one of the agencies that a proposal was requested from. Since then, the proposal has been received and offers a different perspective than anticipated. For that reason, I have scheduled a meeting of the committee for Monday, March 16 at which time the new information will be shared with the members. Once the committee has had the opportunity to review and discuss the material, a final recommendation will be rendered to the town council.

2009 CDBG Housing Application- The application was submitted to the Office of Economic and Community Development Office on March 6. The application request \$250,000 in grant funds to complete improvements at Gardner Commons. A decision should be rendered by the end of April.

2009 CDBG Economic Development Assistance Application- The application was submitted to the Office of Economic and Community Development on March 6. The application seeks \$100,000 to assist a local business expand and create new jobs. A decision should be rendered by the end of April.

Financials Ending 2-28-2009 I have provided you with the Revenue and Expense Reports for the months ending 2-28-2009. I believe all revenue accounts are in line to meet projections; however, overall revenues are running about \$60,000 below last year's numbers. Expenses are basically in line with projections except for several small accounts and the sand and sand account for highway. These overdrafts can be easily offset the balances in fuel and overtime account.

RSU- Attached is a list of tasks that have to be completed by the Superintendent of Schools prior to the new RSU being formed. I will assist with the transfer and use of property and providing some guidance how the town can provide some of the initial operating cash flow.

Waterfront Walkway- The highway crew will begin the project as soon as the weather permits. The task most time consuming is installing the retaining wall along the base of the slope. Once the task has been completed, the remaining work should precede relatively well. Within the next few weeks, I will be sending out bid requests for paving and imprinting the new walkway. The town council will be asked to consider the bids once received.

Football Ball Lights and Grass Surface- After some discussion with the Superintendent of Schools, it was agreed that the Superintendent will take the lead on addressing the broken pole. It was agreed that I would be responsible for preparing the Request for Bid for improvements to the grass surface and drainage. Mike Millett is responsible for completing the drainage and grading plan. The goal is to begin the improvements as soon as the weather permits.

Police Chief- I recently posted the notice for applications to fill the position upon Doug's retirement. Applications will be received until the end of March. I expect to have a list of candidates for the Appointments Committee to consider by the middle of April.

RESOLVE #R-2009-100 REGARDING OUTSOURCING DISPATCH SERVICES

Whereas, the members of the Dispatch Study Committee have completed their findings regarding the outsourcing of dispatch services during the hours of 11:00 p.m. to 7:00 a.m.; and,

Whereas, at the final committee meeting, the members of the committee voted 5 to 1 with one member absent to recommend to the Bucksport Town Council that the town continue to provide dispatch services for all shifts, but proceed to install the necessary equipment required to be able to receive dispatch services from Hancock County at a later date if Hancock County chooses to consider such a request; and,

Whereas, the cost of purchasing and installing the equipment is estimated not to exceed \$10,000; and,

Whereas, the cost of this purchased can be paid for from the Dispatch Equipment Reserve; and,

Whereas, the reasons for the decision was as follows:

1. Citizens have not expressed a desire to outsource the existing level of service due to the cost or poor quality of service. Significant support for the service continues from the general public.
2. Time should be allowed to hire and train a new director who will serve HCRCC. The position was vacated approximately three months ago and the Commissioners are currently filling the position on a permanent basis. It was the understanding of the committee members that an individual has been selected and started at the position on March 23, 2009.
3. The Commissioners have decided to hire two new dispatchers whether or not the town transfers its night shift to the HCRCC. Time should be allowed for the new dispatchers to be hired and trained.
4. This option allows the town, once the equipment has been installed, to outsource the service in a very short time frame should such be necessary. This does not guarantee; however, that a similar proposal will be offered by HCRCC.

Be it resolved by the members of the Bucksport Town Council in town council assembled that the town continue to provide dispatch locally as recommended by the committee but not to expend the funds necessary to install the equipment.

Acted on 3-26-2009

Yes 6 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**AMENDMENT TO THE BUCKSPORT TOWN CODE, APPENDIX M,
GENERAL ASSISTANCE, APPENDIX B**

Shall an ordinance be adopted entitled “**Amendment to the Bucksport Town Code, Appendix M, General Assistance Ordinance, Appendix B**”, such ordinance being for the purpose of amending Appendix B Food Maximums which is being changed as a result of enactment of the Stimulus Bill by increasing the amount allowed for food per month.

The amendment will reads as follows:

The maximum amounts allowed for food are established in accordance with the U.S.D.A. Thrifty Food Plan. Through October 1, 2009, those amounts are:

<u>Number in Household</u>	<u>Weekly Maximum</u>	<u>Monthly Maximum</u>
1	46.51	200
2	85.35	367
3	122.33	526
4	155.35	668
5	184.42	793
6	221.40	952
7	244.65	1052
8	279.53	1202

Note: For each additional person add \$150 per month

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

**RESOLVE #R-2009-101 RELEASING CDBG LIENS FILED AGAINST
PROPERTY OWNED BY ROBERT & KRISTEN ELLIS**

Whereas, the Town of Bucksport having received the amount secured by certain rehabilitation grant selling agreements by and between Robert and Kristen Ellis and the Town of Bucksport Community Development Program, dated October 16, 2006, in the original amount of \$5,000, recorded in Volume 4659, Page 2, and dated August 21, 2006, in the original amount of \$4,076.63, recorded in Volume 4591, Page 143, of Hancock County Registry of Deeds; and,

Whereas, Robert and Kristen Ellis agreed in the event that the ownership of there property located at 37 Mechanic Street, Bucksport, Maine became vested in a person or entity other than themselves within five years of the date of the agreement, than a percentage of the grant amount would be payable to the Town of Bucksport without notice in accordance with the following schedules which have been attached as part of this Resolve; and,

Whereas, Robert and Kristen Ellis have entered into a Purchase and Sales Agreement to sell the property and are requesting that the Town of Bucksport consider releasing the liens without receiving the balance of payments due in the amounts of \$3,000.00 for Grant 1 and \$2,445.98 for Grant 2, and totaling \$5,445.98; and,

Whereas, they are requesting forgiveness for the total amount due to the Town of Bucksport since the property has been on the market for two years and they have finally been able to obtain an offer in the amount of \$70,000, while the amount necessary to pay off the loan is \$67,894.04 plus closing cost in addition to repairs that have to be completed as part of the sale:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to sign a Release of Rights Acquired by Rehabilitation Grant Selling Agreement for Robert and Kristen Ellis releasing them of the responsibility of repaying the Town of Bucksport the balances due from the Rehabilitation Grants that were recorded at the Hancock County Registry of Deeds in Book 4591 Page 143 and Book 4659 Page 2.

Be it further resolved that the release not be issued until proof is provided that no funds are left from the sale for the seller and if there are funds left, they be returned to the town.

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

**RESOLVE #R-2009-102 AUTHORIZING SALE OF TAX AND SEWER LIENS
ACQUIRED PROPERTY**

Whereas, the following properties have become tax or sewer lien acquired; and,

Whereas, the owner of record has been notified and allowed to redeem the property for full payment of taxes, interest and cost; and,

Whereas, the following owners of record have not responded:

Herbert Grindle, Heirs of	5 Central Street	Map 33 Lot 66	Land only
Dorothy Obrien	Central Lane	Map 33 Lot 67	Land only
Michael Prescot	318 Central Street	Map 5 Lot 69	Land and Building
Wayne Taylor	River Road	Map 46 Lot 8	Land and Shed

Be it resolved by the Bucksport Town Council in town council assembled that the above properties be offered for bid pursuant to the following conditions:

1. The record is reviewed by legal counsel to verify that all proper steps have been taken by the Town of Bucksport.
2. That the minimum bid be set at the amount due for taxes, interest and cost for each property.
3. That the bid will be awarded to the highest qualified bidder except in the case that the owner of record should submit a bid, the award will be made to the owner of record for an amount equal to all taxes, sewer fees, interest and cost due.

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

RESOLVE #R-2009-103 SEEKING PROPOSALS FOR AN ENERGY AUDIT OF PUBLICLY OWNED BUILDINGS

Whereas, the 2009-2010 Capital Improvement Plan calls for energy audits to be completed at the transfer station, public safety building, town garage and wastewater treatment facility; and,

Whereas, it is recommended that the services of a consultant be obtained to assist the town to complete these audits:

Whereas, the energy audit for each building should consist of identifying improvements that can be undertaken by the town that will reduce the amount of energy required at each building and identification of alternatives that are deemed cost effective:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to seek proposals from interested firms to complete an energy audit of the transfer station, public safety building, town garage and wastewater treatment facility.

Be it further resolved that the request include school buildings if so desired by the School Board.

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

RESOLVE #R-2009-104 SEEKING PROPOSALS FOR A CONSULTANT TO ASSIST WITH A STUDY OF THE SILVER LAKE BOAT LANDING

Whereas, improvements are necessary at the public boat landing located on property of the town on Silver Lake Road; and,

Whereas, the problems include the lack of an adequate landing and parking area for vehicles and trailers;

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to seek proposals from interested firms to conduct a study of the Silver Lake Boat Landing to identify the needed improvements to the facility and alternatives.

Acted on April 9, 2009

Yes 5 No 0

Attested by: Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

Police Chief Selection- Twenty-eight applications from within the State of Maine and nationally were received. All applicants have police management experience and most have a degree in criminal justice. Two of the applicants have a law degree and two have a degree in public administration. I have reviewed all of the resumes and scheduled interviews with six of the applicants. I expect to complete my interviews by April 17 and should have my recommendations for the committee by the last week of April.

Waterfront Walkway Extension- The additional blocks needed to extend the retaining wall the entire length of the project have been ordered. They should be delivered in the next few days. Bids have been requested for installing pavers or paving and imprinting the new walkway. All bids will be received by April 29 at which time the Town Council will decide the type of surface the new walkway will be constructed of. The Highway Department will be returning once the blocks are received to complete the retaining wall, including backfill; to install riprap along the top of slope; and to fine grade the base. I am in the process of purchasing the six new light poles and lamps that will be needed to light the new walkway extension. I should have that finalized by April 17.

Central Street Parking- The Planning Board, MDOT Road Opening Permit, and MDOT Storm Drain Hookup Permit have been received from MDOT. An application for a MDOT Entrance Permit has been submitted and the permit should be received shortly. The contractor will be laying out the project next week with construction beginning shortly.

Enterprise Grant- The contractor has laid out the project and has provided the engineer with a number of submittals. The contractor will be making arrangement with the landscape subcontractor to relocate the trees and shrubs that are located within the construction limit. The project should start in the next few weeks.

Central Street Improvement- No funds have been included in the B-TIP for improvements to Central Street or Route 46. I have had a discussion with Deputy Commissioner, Bruce VanNote whether the Department would consider the town taking the lead on a project to reclaim and pave the section of Central Street from Broadway to the Race Course Road. He is taking the request under advisement and has asked that I contact him next week to see if there is any interest on the part of Department's to further the discussion.

Concession Stand and Bathroom Facility- The mason is back at work and should have all of the masonry work completed by April 15. Later this spring the interior will be painted and the Highway Department will be installing the water and sewer connections as well as constructing the access walkway leading from Miles Lane to the facility.

Bucksport High School Improvements- The Facilities Committee has received schematic plans for renovations to the bathrooms and entrance to the gym. Plans are being made available for review and comment. I believe the School Department is in the

process of obtaining quotes or will be obtaining quotes for full architectural services for the project in the next few weeks.

Treatment Plant and Pump Station- The Request for Proposal has been submitted for the Programmable Logic Controller (PLC). Proposals are due on April 22. There has been quite a lot of interest in the project so several proposals are expected. Dave is still working with Charter Machine Company to provide the town with a proposal to rebuild the dewatering press. This will be the last of the major projects identified as part of the upgrade for the treatment plant and pump stations.

Bucksport Development Corporation- The board held its first meeting in two years on March 23, 2009. The members in attendance discussed new membership to the board. Several individuals were identified as possible new board members. A meeting will be held on May 12th to further discuss membership on the board and to set goals for the ensuing year.

Senior Citizens Study- I am in the process of completing the findings and recommendations that will be submitted to the committee for comment. The next meeting of the committee will be held either May 4 or May 11. Once the Chairperson for the committee returns from vacation, the date for the meeting will be set.

Football Field Improvements- Mike Millett will have the preliminary plans completed by April 13. Comments will be forwarded to him by April 14. He has agreed to have the final plans to the office of the Superintendent of Schools no later than April 15. Specifications and bid documents will be ready at that time to seek proposals from area contractors. The new utility poles have been delivered and will be installed in conjunction with the field improvements.

Financial Status- I am providing you the Revenue and Expense Reports for the period ending 3-31-2009. We have completed 75% of the fiscal year and revenues continue to be on track to meet projections, but some accounts continue to fall short in comparison to last year. These accounts include excise tax and interest on investments. Expense accounts continue to generally meet projections except for winter salt and sand. These overdrafts will easily be offset by balances in overtime and fuel accounts.

**RESOLVE #R-2009-105 AUTHORIZING MEMORANDUM OF
UNDERSTANDING FOR A 2009 EDWARD BYRNE MEMORIAL JUSTICE
ASSISTANCE GRANT**

Whereas, the Town of Bucksport has received notice from the Office of Justice that a 2009 Edward Byrne Memorial Justice Assistance Grant in the amount of \$36,799 is being offered to the town; and,

Whereas, an additional \$18,848 has been approved for Bar Harbor; and,

Whereas, the receipt of these funds must also be approved by the Sheriff for Hancock County; and,

Whereas, the funds can be used to support a wide range of law enforcement activities including but not limited to purchase of equipment, training and personnel cost; and,

Whereas, the Bucksport Police Department proposes to utilize the funds to purchase surveillance cameras to be located at different sites along the waterfront, town garage and public safety building and,

Whereas, Bar Harbor proposes to purchase a variety of law enforcement equipment:

Be it resolved by the Bucksport Town Council in town council assembled that Memorandum of Understanding between the Town of Bucksport, Bar Harbor and County of Hancock for receipt of funds from the 2009 Edward Byrne Memorial Justice Assistance Grant in the amount of \$36,799 for Bucksport and \$18,848 for Bar Harbor be approved pursuant to the following conditions:

All Bucksport expenditures of funds are pre-approved by the Bucksport Town Council.
All expenditures of funds are consistent with all program and agency requirements.

Acted on 4-16-2009

Yes 6 No 0 Abstained _____

Attested: Kathy Downes, Town Clerk

**CHAPTER 2, ADMINISTRATION, ARTICLE 18 - IDENTITY THEFT
PREVENTION PROGRAM**

Shall an ordinance be introduced entitled “Chapter 2, Administration, Article 18 – Identity Theft Prevention Program” such ordinance being for the purpose of establishing an Identity Theft Prevention Program under the Red Flag Rule that contains reasonable policies and procedures to identify relevant Red Flags for new and existing covered accounts; detect Red Flags that have been incorporated into the Program; respond appropriately to any Red Flags that are detected to prevent and mitigate Identity Theft; and ensure the program is updated periodically, to reflect changes in risks to customers or to the safety and soundness of the creditor from Identity Theft. The Red Flag Rule defines “Identity Theft” as “fraud committed using the identifying information of another person” and a “Red Flag” as a pattern, practice, or specific activity that indicates the possible existence of Identity Theft.

**RESOLVE #R-2009-106 AWARDING CONTRACT FOR PAVEMENT
BUDGETED FOR THE 2009 CONSTRUCTION SEASON**

Whereas, bids were requested for the municipalities pavement needs for the 2009 construction season; and,

Whereas, bids were received as follows:

Item	Unit Price	Total Price	Unit Price	Total Price
	Lane	Lane	Thibodeau	Thibodeau
Binder	\$78.00	\$201,630	\$95.00	\$245,575
Joints grinding	\$22.00	\$2,068	\$20.00	\$1,880
Surface	\$79.00	\$131,535	\$104.00	\$173,160
Surface parking lots	\$130.00	\$10,400	\$140.00	\$11,200
Hand placed	\$150.00	\$30,000	\$170.00	\$34,000
Curbing	\$6.00	\$8,400	\$10.00	\$14,000
Reclaim	\$.97	\$21,922	\$1.00	\$22,600
Milling	\$1.92	\$10,560	\$4.00	\$22,000
Waterfront walkway	\$185.00	\$13,875	\$24.00	\$11,016
Total		\$430,390		\$537,231

Whereas, the unit prices are based on the Eastern Barge Price of Asphalt at \$250 per ton at the time of bid opening; and,

Whereas, the unit prices will be adjusted accordingly based on price changes to the Eastern Barge Price for asphalt:

Be it resolved by the Bucksport Town Council in town council assembled that the pavement bid for the 2009 construction season be awarded to The Lane Construction Corp. for the unit prices noted above, such to be adjusted accordingly if the Eastern Barge Prices deviates from \$250 per ton.

Adopted
May 7, 2009

Yes 5 No 0 Abstained: Joel Wardwell

Attested by:
Kathy Downes, Town Clerk

**RESOLVE #R-2009-107 AUTHORIZING PRE-PURCHASE OF PAVEMENT
BUDGETED IN THE 2009-2010 BUDGET**

Whereas, the price of asphalt is vulnerable to changes based on supply and demand; and,

Whereas, the cost of pavement could go up substantially as it did in 2008; and,

Whereas, the Town has budgeted to purchase a significant amount of asphalt for the 2009 construction season; and,

Whereas, a significant amount of the roads and parking lots scheduled for pavement during the 2009 construction season are ready to be paved now:

Be it resolved by the Bucksport Town Council in town council assembled that the Town Manager be authorized to proceed before the end of the 2008-2009 fiscal year to pave those roads, streets and parking lots that are identified for pavement in the 2009-2010 municipal budget and ready for pavement, such cost to be deferred to the 2009-2010 budget.

Be it further resolved that no expenditure is to be authorized until the 2009-2010 budget has been adopted and the final amounts appropriated for pavement of streets and roads, parking lots, and highway improvements have been adopted.

Adopted
May 7, 2009

Yes 6 No 0

Attested by:
Kathy Downes, Town Clerk

**RESOLVE #R-2009-108 AWARDING CONTRACT FOR IMPRINTING OR
INSTALLING PAVERS FOR THE SIDEWALK EXTENSION ALONG THE
WATERFRONT**

Whereas, bids were requested from qualified contractors to imprint or install pavers for the proposed walkway extension along the waterfront more specifically from Peary's Landing to Route 1:

Whereas, bids were received as follows:

Pavers

	Unit Price	Total Price
Family Tree Landscaping	\$14.25	\$68,400
E Skip Grindle	\$ 5.79	\$27,792
Robert Wardwell	\$ 7.40	\$35,520
Atlantic Landscaping	\$ 9.37	\$44,976

Imprinting

Zebra Striping	\$4.15 (\$7.04)	\$19,920
1st Impression	\$4.50	\$21,600
Hagar Enterprise	\$8.49	\$40,752
T.W. Paving	\$9.67	\$46,416

An additional \$2.89 per square feet must be added to the imprinting unit cost for pavement.

Be it resolved by the Bucksport Town Council in town council assembled that the bid to provide and install pavers for the waterfront walkway extension be awarded to E Skip Grindle for the unit price of \$5.79 per square foot for materials and installation.

Be it further resolved that the bids for imprinting the proposed walkway be rejected since it is more financially feasible to install pavers than to pave, imprint and coat the new walkway.

Also, that the cost of the project be charged to the Waterfront Reserve Account.

**Adopted
May 7, 2009**

Yes 6 No 0

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

**RESOLVE #R-2009-109 AUTHORIZING THE PURCHASE OF LIGHTS FOR
THE WATERFRONT WALKWAY EXTENSION**

Whereas, six new poles and lights have to be purchased for the walkway extension along the waterfront; and,

Whereas, the supplier of Antique Street Lamps is Visible Light Inc.; and,

Whereas, the distributor is Gilman Electric; and,

Whereas, a quote has been received from Gilman Electric for 6 Antique Street lights and posts as follows:

Item	Quantity	Unit Price	Total
Post	6	\$1,075	\$6,450
Lights	6	\$ 665	<u>\$3,990</u>
Total			\$10,440

Be it resolved by the Bucksport Town Council in town council assembled that the purchase of six Antique Street lamps and poles be authorized from Gilman Electric in the total amount of \$10,440.

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

Adopted
May 7, 2009

Yes 6 No 0

Attested by:
Kathy Downes, Town Clerk

RESOLVE #R-2009-110 AWARDED CONTRACT FOR A PLC SYSTEM FOR THE WASTEWATER TREATMENT FACILITY

Whereas, bids were requested for a new Programmable Logic Control System for the wastewater treatment facility and pump stations; and,

Whereas, bids were received as outlined by the attached list; and,

Whereas, the results of the bid request was forwarded to Rural Development for their review and approval; and,

Whereas, Rural Development has approved the award in the amount of \$96,986 and has indicated that there is ample funds remaining from the CSO Project to cover the cost of the contract; and,

Whereas, the Superintendent for the wastewater system has recommended that the bid be awarded to the low bidder (base bid and alternates) The Fitch Company in the amount of \$96,986 which includes the base bid and Alternates #1 to 6.

Be it resolved by the Bucksport Town Council in town council assembled that the contract for a new Programmable Logic Control System be awarded to The Fitch Company in the amount of \$96,986 which will include the base bid and alternates 1-6.

Be it further resolved that the cost of the project be paid for from Rural Development grant funds left over from the CSO Project.

**Adopted
May 7, 2009**

Yes 6 No 0

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

RESOLVE #R-2009-111 AWARDED CONTRACT FOR UPGRADE THE DEWATERING PRESS AT THE WASTEWATER TREATMENT FACILITY

Whereas, plans are included in the 2009-2010 Capital Improvement Plan to upgrade the dewatering press at the wastewater treatment facility; and,

Whereas, one quote was received from Charter Machine Company for parts and labor totaling \$27,949.90; and,

Whereas, this project is very specialized and there are few companies that provide this service; and,

Whereas, the press is 20 years old and needs to be upgraded:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to upgrade the dewatering press be awarded to Charter Machine Company in the amount of \$27,949.90.

Be it further resolved that the cost be paid from the Sewer Reserve Account and if approved, portion of the cost be paid by Rural Development with grant funds left over from the CSO Project. It is estimated that approximately \$18,000 remains in the Rural Development Account.

**Adopted
May 7, 2009**

Yes 6 No 0

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

**RESOLVE #R-2009-112 AWARDED BID FOR PURCHASE OF A BACKHOE
FOR THE HIGHWAY DEPARTMENT**

Whereas, the 2009-2010 Capital Improvement Plan calls for replacement of the backhoe used by the Bucksport Highway Department; and,

Whereas, bids were received as follows:

The Oliver Stores 2009 JCB Model 3CX14	\$63,319
Beauregard Equipment 2009 Case Model 580M	\$52,629
Nortax Equipment 2009 John Deere Model	\$57,000
TB Equipment 2009 Terex Model TX760B	\$60,000
TB Equipment 2009 Holland Model B95	\$66,000
R. C. Hazelton 2009 Komatsu Model	\$69,550
G. Milton 2009 Caterpillar Model 420 EST	\$62,870

Whereas, Duane Nadeau, Public Works Director recommends the bid be awarded to Beauregard Equipment in the amount of \$52,629; and,

Whereas, the bid amounts are net of the trade-in values:

Be it resolved by the Bucksport Town Council in town council assembled that the bid for a new 2009 Case Model 580M be awarded to Beauregard in the amount of \$52,629, including the trade- in.

Be it further resolved that the cost of the new backhoe be charged to Highway Equipment Reserve Account and the unit be delivered on or after July 1, 2009.

**Adopted
May 7, 2009**

Yes 6 No 0

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

RESOLVE #R-2009-113 AUTHORIZING EXPENDITURES FROM THE HIGH SCHOOL CAPITAL IMPROVEMENT RESERVE

Whereas, funds remain in the High School Improvement Reserve Account totaling approximately \$400,000; and,

Whereas, the Bucksport School Board and Bucksport Town Council have agreed to use some of the funds to complete improvements to the football field; and,

Whereas, bids were requested and received by the school department; and,

Whereas, the Bucksport School Board awarded the bid during the school board meeting held on May 6 to Eastman Construction in the amount \$76,960:

Be it resolved by the Bucksport Town Council in town council assembled that the Bucksport School Department be authorized to expend an amount not to exceed \$80,000 for a drainage and grass surface improvements for the football field from the High School Capital Improvement Reserve Account.

**Adopted
May 7, 2009**

Yes 6 No 0

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

RESOLVE #R-2009-114 REGARDING MAINE HEARTSAFE COMMUNITY

Whereas, it is known that hundreds of thousand of Americans suffer from cardiovascular disease, and that in Maine heart disease and stroke are leading causes of death; and,

Whereas, it is known that early access to emergency care can increase the chances of survival from a cardiovascular incident; and,

Whereas, it is known that properly administered CPR can provide precious life saving minutes in the case of cardiac arrest; and,

Whereas, early defibrillation is known to be a critical link in the “chain of survival; and,

Whereas, automated external defibrillators (AEDs) are safe, light weight and easy to use by individuals who have been trained; and,

Whereas, Advanced Life Support response vehicles, staffed with advanced life support crews can be critical to survival of cardiac arrest victims; and,

Whereas, the risk factors, signs, and symptoms for cardiovascular disease are readily known; and,

Whereas, the members of the community should be educated to recognize these warnings signs; and,

Whereas, it is appropriate for the community to take action to increase the health of its citizens:

Be it resolved by the Bucksport Town Council in town council assembled that the community of Bucksport achieve the designation of a Maine HeartSafe Community and that the citizens of the Town of Bucksport are given the opportunity to be informed, educated, and are given the choice to participate in this endeavor.

**Adopted
May 7, 2009**

Yes 6 No 0

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

RESOLVE #R-2009-115 APPROVING APPOINTMENTS THAT HAVE OR WILL EXPIRE

Be it resolved by the Bucksport Town Council in town council assembled that the following appointments are approved:

Registrar of Voters- Kathy Downes (2 years) Appointment expires 3-31-2011.

Street Naming and Numbering Coordinator- Jeffrey Hammond (1 year) Appointment expires 6-30-2010.

Code Enforcement Officer and Building Inspector- Jeffrey Hammond (2 years) Appointment expires 6-30-2011.

Plumbing Inspector- Jeffrey Hammond (2 years) Appointment expires 6-30-2011

Health Officer- Valerie Sulya (3 years) Appointment expires 3-31-2012.

Economic Development Committee- Jim Boothby (1 year) Appointment expires 3-31-2010.

Adopted 5-14-2009

Yes 6 No 0 Abstained

Attested by: Kathy Downes, Town Clerk

RESOLVE #R-2009-116 AUTHORIZING WRITE-OFF FOR AMBULANCE SERVICE

Be it resolved by the Bucksport Town Council in town council assembled that the Finance Director be authorized to write-off aged and uncollectible receivables for the Bucksport Ambulance Service for the period January 1 through March 31, 2008 in the amount of \$12,096.00.

Adopted 5-14-2009

Yes 6 No 0 Abstained _____

Attested by: Kathy Downes, Town Clerk

**RESOLVE #R-2009-117 AUTHORIZING PAYMENT FOR CHANGE ORDERS
FOR CENTRAL STREET PARKING LOT**

Whereas, it was necessary to make changes to the construction plans for Central Street Parking Lot; and,

Whereas, the changes included relocating the 12" storm drain pipe crossing Central Street in order to obtain the necessary depth to avoid the waterlines, sewer pipe and telephone conduits; to provide a storm water hookup to three adjacent property owners; and to relocate a section of the telephone conduit installed under Central Street; and,

Whereas, the cost of relocating the telephone conduit is \$3,000 and the cost of adjusting the grade for the storm drain pipe, relocating the storm water manhole and providing two new 4" storm water drains, relocating one 4" storm water pipe, extending the depth of the catch basins, relocating the retaining wall, and paving the additional disturbed street pavement is \$7,915, totaling \$10,915; and,

Whereas, there are project funds remaining from the Maine Investment Trust Grant to cover the cost of the changes:

Be it resolved by the Bucksport Town Council in town council assembled that payment for the change orders necessary to complete the Central Street Parking Lot be approved in the amount of \$10,915.

Be it further resolved that the cost of the change orders be charged to the remaining project funds.

Adopted 5-14-2009

Yes 6 No 0 Abstained _____

Attested by: Kathy Downes, Town Clerk

RESOLVE #R-2009-118 AUTHORIZING APPROPRIATION FROM TIF FUNDS FOR THE WATERFRONT WALKWAY EXTENSION

Whereas, quotes have been received for work required to complete the waterfront walkway extension; and,

Whereas, an additional \$30,000 is necessary from TIF funds to complete the project; and,

Whereas, there are ample funds in the TIF Revenue Account to cover the cost of this project:

Be it resolved by the Bucksport Town Council in town council assembled that \$30,000 be transferred from TIF Account to the Waterfront Reserve Account to complete the financing for the Waterfront Walkway Extension.

Adopted 5-14-2009

Yes 6 No 0 Abstained

Attested by: Kathy Downes, Town Clerk

RESOLVE #R-2009-119 AUTHORIZING CHANGE TO THE GAT AT PERC

Whereas, the Town of Bucksport's Guaranteed Annual Tonnage (GAT) at PERC is 2,100 tons; and,

Whereas, Bucksport's actual tonnage for 2008 was 1,893 tons; and,

Whereas, the Town of Bucksport has an opportunity to trade down its GAT to reflect its actual delivered tons for 2009; and,

Whereas, a community can reduce the risk of penalties resulting from a shortfall by the contracted communities of actual deliveries below GAT by adjusting GAT to reflect as close as possible the actual delivered tons; and,

Whereas, the penalty to be paid by those communities that have not delivered the GAT is equal to the average tipping fee per ton for the year plus the Company's cost of purchasing Supplemental Fuel in BTU value equal to the shortfall:

Be it resolved by the Bucksport Town Council in town council assembled that the Town of Bucksport request to change its effective GAT of 2,100 tons existing as of January 1, 2009, to 1,850 tons.

Be it further resolved that the Town Manager be authorized to submit the request on behalf of the town.

Adopted 5-14-2009

Yes 5 No 1 (Robert Howard)

Attested by: Kathy Downes, Town Clerk

RESOLVE #R-2009-120 REGARDING ANIMAL SHELTER FEES

Whereas, it is proposed to adjust the daily shelter fees for the housing of dogs and cats at the Bucksport Animal Shelter; and,

Whereas, the Animal Control Officer did a survey of surrounding shelters an the proposed fees will continue to be below the fees of surrounding shelters; and,

Whereas, it is recommended that the fees be adjusted as follows:

Change from \$7.00 per day to \$10.00 per day for dog sheltering
Change from \$5.00 per day to \$7.00 per day for cat sheltering

Be it resolved by the Bucksport Town Council in town council assembled that fees for sheltering dogs and cats at the Bucksport Animal Shelter be increased as noted above.

Adopted 5-14-2009

Yes 6 No 0 Abstained

Attested by: Kathy Downes, Town Clerk

**RESOLVE #R-2009-121 AUTHORIZING EXPENDITURE TO INSTALL
SWIMMING POOL DRAINS**

Whereas, new federal pool safety laws came into effect December 19, 2008. As of December 19, 2008 all "public" pools must be equipped with newly approved anti-entrapment drain covers; and,

Whereas, the service of Pine Tree Engineering Services were obtained to assist the town comply with this new requirement; and,

Whereas, with the assistance of the engineer, covers that comply were ordered and have been delivered; and,

Whereas, the services of a local contractor will be obtained to install the covers as directed by the engineer; and,

Whereas, the cost of the covers and the necessary certification is \$3,686.00 and the cost for engineering services is \$850; and,

Whereas, the cost for installing the drains should not exceed \$1,500; and,

Whereas, \$6,000 was budgeted in the Capital Improvement Plan to address this issue:

Be it resolved by the Bucksport Town Council in town council assembled that expenditures not exceeding \$6,000 be authorized to comply with the federal requirement to install anti-entrapment covers at the town swimming pool.

Adopted 5-14-2009

Yes 6 No 0 Abstained _____

Attested by: Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

Road & Street Projects- Work on the outer end of Millvale Road continues. The surface has been reclaimed and gravel has been hauled by the highway crew to establish the crown of the road. The paving company has scheduled next week to get the crown fine graded and to apply the first lift of pavement. The town crew continues to work on the outer slopes and driveways and should have most of the work completed by the time the first lift of pavement is placed or shortly thereafter. Plans for improvements on Franklin Street will be received from the engineer within the next two weeks. Shortly after the plans are received from Millett Associates and approved by the town council, a public hearing will be held with the property owners that will be affected by the project. The paving company is scheduled to mill and pave a portion of Pine Street, Elm Street and Franklin Street in the next few weeks.

Enterprise Grant- Work is progressing well on this project. All of the granite for the pond and the bridge should be delivered by next week. The contractor will begin to install the liner and granite as soon as all of the granite has been delivered. The subcontractor that is responsible for installing the pavers along the new walkway will begin as soon as the pavers are delivered. The street posts have been installed and the cupola should be installed within the next few weeks.

Central Street Parking- The only activities left is to stripe the parking lot and to plant shrubs along the chain link fence.

Concession Stand- The masonry is complete and the walls have been treated with block filler. Painting of the interior will begin next week.

Town Dock- When the floats were installed, it was noted that the pylon closes to the mill moved during the winter. In addition, one of the pilings attached to the pier has become loose. For that reason, the crane that Ed had installed to lift items from the floats to the pier was removed. Repairs will be done to the pile within the next few weeks. Further discussion will have to be conducted with Pine Tree Engineering regarding movement of the pylon.

Crosswalks- The contractor responsible for repainting the crosswalks along Main Street (downtown) will be in as soon as 60 to 70 degree temperature is constant so the paint used on the crosswalks can be applied.

Financial Status 4-30-2009- I have enclosed copies of the Revenue and Expense Reports for the period ending 4-30-2009. If you have any questions, please feel free to see me or Debbie.

**RESOLVE #R-2009-122 AUTHORIZING LETTER OF INTENT FOR A CDBG
BUSINESS ASSISTANCE GRANT FOR LEXINGTON OUTDOORS, INC.**

Whereas, Lexington Outdoors, Inc. proposes to develop a manufacturing facility in the Buckstown Heritage Park; and,

Whereas, Lexington Outdoors, Inc. is looking to seek a Business Assistance Grant in the amount of \$200,000 from the Office of Community Development; and,

Whereas, a Letter of Intent to apply must be submitted by June 5, 2009; and,

Whereas, the full application is not due until August and the Letter of Intent does not commit the Town of Bucksport to submit the application; and,

Whereas, before submitting an application to the Office of Community Development a public hearing will have to be held and the Bucksport Town Council will have to authorize the final submittal of the full application:

Be it resolved by the Bucksport Town Council in town council assembled that the Town of Bucksport be authorized to submit a Letter of Intent to the Office of Community Development for a Business Assistance Grant through the Community Development Block Grant Program in the amount of \$200,000 to assist with the financing of a business owned by Lexington Outdoors Inc. to be located in Buckstown Heritage Park.

Be it further resolved that the Letter of Intent does not commit the Town of Bucksport to file a full-application and such decision will be made by the Bucksport Town Council once a public hearing has been held and the details of a final application is made available to the town council.

Acted on 05/19/2009

****Withdrawn Application****

**RESOLVE #R-2009-123 AUTHORIZING MEMBERSHIP IN MAINE
DOWNTOWN NETWORK PROGRAM**

Whereas, the Maine Development foundation has extended an invitation to the Town of Bucksport to become a member of the Maine Downtown Network; and,

Whereas, the Maine Downtown Center

1. serves as a resource for all Maine communities interested in or undertaking downtown revitalization projects
2. serves as an educator and advocate for strategies for downtown revitalizations
3. oversees and manages the Main Street Maine program

Whereas, an annual participation fee is required, based on population, ranging from \$250 to \$1000; and,

Whereas, Bucksport's annual fee would be \$500; and,

Whereas, the Bucksport Economic Development Committee recommends to the Bucksport Town Council that the town become a member of the Maine Downtown Network Program:

Be it resolved by the Bucksport Town Council in town council assembled that the Town of Bucksport file a Letter of Intent with Maine Development Foundation to become a participating member in the Maine Downtown Network.

Acted on 05/19/2009

Yes 6 No 0 Abstained

Attested _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-124 ADOPTING CAPITAL IMPROVEMENT PLAN FOR
THE PERIOD 7-1-2009 TO 6-30-2010**

Be it resolved by the Bucksport Town Council in town council assembled that the Capital Improvement Plan for the period 7-1-2009 to 6-30-2010 (2010 Budget) be adopted as follows:

CAPITAL IMPROVEMENT PLAN 7-1-2009 TO 6-30-2010

Accounts

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	300,000
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	15,000
Jewett School	6,000
Silver Lake Property	3,000
Public Access Equipment	<u>2,000</u>
	\$566,000

Totals

Tax Appropriation	371,000
TIF Revenues	15,000
Surplus	<u>180,000</u>

\$566,000

Total

Acted on 5-28-2009 Yes 7 No 0

Abstained _____

Attested _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-125 ADOPTING TOWN BUDGET FOR PERIOD
7-1-2009 TO 6-30-2010 (2010 BUDGET)**

Be it resolved by the members of the Bucksport Town Council in town council assembled that expenditures for the town budget totaling **\$10,400,230** for the period 7-1-2009 to 6-30-2010 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	\$ 1,284,357
51	Protection	1,359,836
52	Street & Ways	861,935
53	Health & Sanitation	413,552
54	Community & Social Agencies	57,602
55	Education	5,378,158
56	Recreation & Cultural	223,336
57	Capital Program	566,000
58	Debt Service	20,772
59	Cemetery	4,120
60	County Tax	<u>230,562</u>
	Total Budget Expenditures	\$10,400,230

Be it further resolved that the following revenues be used to reduce the amount to be raised from taxes.

1001	Property Tax School	\$ 5,378,158
1001	Property Tax Municipal	2,309,079
1003	Motor Vehicle Excise	570,000
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	8,504
1010	Town Clerk Fees	7,500
1011	TIF Revenues	92,500
1012	Surplus Revenues	\$ 300,000
1013	Miscellaneous Income	1,000
1014	Homestead Reimbursement	100,664
1016	BETE Reimbursement	258,360
1201	Planning Board Fees	1,000
1202	Code Enforcement Fees	9,000
1203	Plumbing Inspector Fees	3,500
1301	General Assistance	4,000
1301	Tree Growth Reimbursement	14,000

1302	State Revenue Sharing	435,000
1303	Veteran Exemption Reimbursement	2,000
2001	Fire Protection Subsidies	26,340
2002	Ambulance User Fees	189,030
2003	Ambulance Subsidies	36,945
2004	Non Receipting Collection Revenues	98,075
2201	Police Revenues	2,000
2203	Animal Control Fees	2,000
2401	Dispatch Subsidies	11,600
3001	Highway Department Revenues	1,000
3002	Highway Block Grant	68,100
4001	Solid Waste Subsidies	86,237
4002	Recycling Revenues	9,500
4003	Solid Waste Fees	46,500
4004	MCR Revenues	45,000
4005	Budgetary Solid Revenues	65,932
4006	Spofford Funds	4,500
7001	Recreation Subsidies	8,297
7002	Recreation Department Revenues	25,587
7004	Recreation Facility Rent	8,922
7005	Senior Fitness Activity Fees	800
7006	Snowmobile Revenues	1,100
7007	Cable TV Revenues	27,000
7008	Mooring and Docking Fees	<u>2,000</u>
	Total Budget Revenues	\$10,400,230

Acted on 5-28-2009 Yes 7 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

RESOLVE #R-2009-126 ADOPTING SEWER OPERATING BUDGET FOR THE PERIOD 7-1-2009 TO 6-30-2010 (2010 Budget)

Be it resolved by the members of the Bucksport Town Council in town council assembled that expenditures for the sewer operating budget totaling \$459,298 for the period 7-1-2009 to 6-30-2010 be approved as follows:

01	Regular Salaries	\$ 51,932
02	Extra & Overtime	2,034
22	Operator's Expense	600
25	Employee's Benefits	18,359
31	Office Supplies	1,600
32	Software Support	525
33	Postage	2,864
37	Plant Supplies	10,700
39	Plant Chemicals	56,997
41	Equipment Purchase	500
51	Parts and Repair	22,600
61	Telephone	3,060
71	Fuel Heating	6,210
72	Fuel Vehicles	2,500
81	Electricity	41,100
82	Water	1,800
85	Insurance	3,800
86	Testing Cost	2,350
87	Sludge Site Cost	11,150
89	Interest & Debt Cost	122,931
90	Contracted Services	72,100
92	Audit	3,565
93	Reserve	5,000
94	Orland Maintenance	4,397
95	Contingency	<u>10,624</u>
Total		\$459,298

Be it further resolved that the revenues totaling \$459,298 for the period 7-1-2009 to 6-30-2010 be approved as follows:

3510	Users Fees	\$435,000
3515	Interest on Users Fees	0
3520	Entrance Fees	100
3530	Interest on Investments	3,000
3540	Verona Subsidies	6,543
3550	Miscellaneous Revenues	100
3560	Orland Subsidies	9,455
3570	Orland Maintenance	3,600
3580	Verona Revenues	<u>1,500</u>
Total		\$459,298

Acted on 5-28-2009 Yes 7 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-127 SETTING SEWER USER RATE FOR THE PERIOD
7-1-2009 TO 6-30-2010**

Whereas, the sewer user rate needs to be adjusted to reflect the sewer operating budget for the period 7-1-2009 to 6-30-2010; and,

Whereas, a public hearing was advertised and held on 5-28-2009; 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 7-1-2009 to 6-30-2010 be set at \$3.43 per hundred cubic feet.

Acted On May 28, 2009 Yes 6 No 1 Opposed 1 (Robert Howard)

Attested _____

Kathy Downes, Town Clerk

RESOLVE # R-2009-128 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 7-1-2009 to 6-30-2010 (2010 Taxes) are due and payable on July 1, 2009.

Acted on 5-28-2009 Yes 7 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-129 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 2009-2010 (2010 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 9%.

Be it resolved by the Bucksport Town Council in town council assembled that interest shall be charged at the rate of 9% per annum for unpaid taxes, such interest to begin for the first 50% of the tax due on September 1, 2009 and on the remaining 50% on April 1, 2010.

Acted on 5-28-2009 Yes 7 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-130 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 9%

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 5%.

Acted on May 28, 2009 Yes 7 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

**RESOVLE #R-2009-131 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 7-1-2009 to 6-30-2010 (2010 Taxes) to accept prepayment of taxes and to pay no interest for such.

Acted on 5-28-2009 Yes 7 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

RESOLVE #R-2009-132 APPROVING SALARIES AND WAGES FOR THE PERIOD 7-1-2009 TO 6-30-2010

Be it resolved by the Bucksport Town Council in town council assembled that the following wages, salaries and expenses be approved for the period 7-1-2009 to 6-30-2010 for non-contractual employees:

Position	Salary	Hourly Rate	Other
Town Manager and Town Clerk	\$82,585.00		\$4,000 mileage expense stipend
Finance Director	\$40,561.00		
CEO	\$46,681.00	\$22.47	
Assessor	\$55,185.00		Works 10 wks 40 hours 42 wks. 32 hours
Economic Devel. Dir.	\$53,151.00		\$360 cell phone stipend
Director Emer. Ser.	\$57,000.00		Mileage stipend \$500
Police Chief	\$55,000.00/\$56,000		
Public Works Director	\$57,995.00		Use of vehicle to travel home Expense stipend \$500
Recreation Director	\$57,368.00		\$1,600 on-call stipend
Police Sergeant		To be set	
Transfer St.. Oper.		\$16.49	10.03% recycling rev.
Asst. Trans. Oper.		\$11.54	10.03% recycling re.
Part-time opera.		\$9.82	
Office Clerks:			
6 months		\$15.44	
1-years		\$15.59	
2.years		\$15.87	
4-years		\$16.36	
5-years		\$16.53	
8- years		\$16.69	
Deputy Tax Collector			Stipend \$1,975.00
Deputy Treasurer			Stipend \$1,975.00
Sewer Department Clerk			Stipend \$1,000.00
Custodian I		\$9.28	
Custodian II		\$11.00	
Call Firemen		\$8.00	
Reserve Police Officer		\$12.17	
EMT		\$20 per two hour call/ \$8.00 per hour training	
EMT-I		\$24 per two hour call/ \$8.00 per hour training	
Paramedic		\$34.00 per two hour call/ \$8.00 per hour training	
Spare drivers-Highway		\$12.16	
Senior Citizens' Dir.		\$9.82	
Rec. Summer Assist.		\$12.54	
Part-time Assist.		\$11.72	
Maintenance-fulltime recreation		\$12.00	
Harbor Master			\$1,000 stipend
Animal Control			\$372 monthly

Acted on 5-28-2009 Yes 7 No 0 Abstained _____

Attested _____ Kathy Downes, Town Clerk

RESOLVE #R-2009-133 SETTING RATES FOR AMBULANCE SERVICE

Whereas, it has been recommended by the Town Manager that user rates for the Ambulance Service be increased to reflect increased cost of operation; and,

Whereas, the rates were last increased occurred on July 1, 2008; and,

Whereas, it is recommended that the base rates be increased by 3%, and,

Whereas, the current and proposed rates are as follows:

Code	Level of Service	Current Rates	Proposed Rates
A0384	BLS disposable supplies	\$0	
A0392	ALS defibrillation	\$0	
A0394	ALS IV therapy	\$0	
A0396	ALS intubation	\$0	
A0422	Oxygen & supplies	\$0	
A0425	Ground mileage (1-17)	\$9.00 (PLM)	\$9.00 PLM
A0425	Ground mileage (18-50)	\$9.00 (PLM)	\$9.00 PLM
A0426	ALS-Rate non-emergency	\$285.00	\$295.00
A0427	ALS-1 Rate emergency	\$450.00	\$465.00
A0428	BLS Rate non-emergency	\$240.00	\$245.00
A0429	BLS Rate emergency	\$380.00	\$390.00
A0433	ALS-2 Rate emergency	\$655.00	\$675.00

Be it resolved by the Bucksport Town Council in town council assembled that the base fees for ambulance service be increased by 3% effective 7-1-2009, and the new base fees be as noted above.

Acted on **5-28-2009** Yes 7 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-134 REGARDING APPOINTMENT OF A POLICE CHIEF
AND A MEMBER TO THE BUCKSPORT PLANNING BOARD**

Be it resolved by the Bucksport Town Council in town council assembled that Sean Geagan be appointed as Police Chief as recommended by the Appointments Committee pursuant to the following conditions:

1. The first day of employment will be June 15, 2009.
2. The annual starting salary will be \$55,000; after the first six months it will be increased to \$56,000 and to \$57,000 at the end of one year. These adjustments will be effective upon receiving satisfactory work evaluations.
3. The first year of employment will be on a probationary basis.
4. During his first year of employment, he will be evaluated on a quarterly basis by the Town Manager. Input will be obtained from the members of the Police Advisory Committee and Town council members.
5. The work schedule for the vacant position of Sergeant/Detective caused by the appointment will be changed to evening shifts in order to provide direct supervision to on duty patrolmen.
6. The position of Sergeant/Detective will be advertised and open to candidates from within and outside of the department. The selection process will include participation from members of the Police Advisory Committee and experienced laws enforcement administrators. The Town Manager will make the final decision as outlined by the Bucksport Town Charter.
7. The work duties are outlined by the job description "Police Chief", a copy of which is attached to this Letter of Offer.
8. The conditions of employment are as outlined by the Town's Personnel Policies unless amended by this Letter of Offer.
9. He will provide to the Town Manager a list of annual goals for the Bucksport Police Department after your first month of employment as Police Chief.
10. He will provide a monthly written report to the Town Manager regarding the activities of the department including any changes that have occurred during the reporting period.
11. The offer is pending final approval by the Bucksport Town Council at their May 28, 2009 meeting.

Be it further resolved that Rosemary Bamford be appointed to fill the vacant position on the Planning Board caused by the resignation of Allan Gordon.

Acted on 5-28-2009 Yes 7 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

RESOLVE #R-2009-135 AWARD CONTRACT FOR EQUIPMENT RENTAL

Whereas, bids were requested for rental of equipment required to supplement the equipment needs of the Highway Department; and,

Whereas, the following bids were received:

	Wardwell Contract		Wardewell Construct. & Trucking	
	With Oper.	W/Out Oper.	With Oper.	W/O Oper.
12-14 Wheeler	\$55.00		\$50.00/40.00	
16-18 Wheeler	75.00		65.00/50.00	
Lowbed/tractor	87.00		80.00	
Bachhoe 416	62.00	40.00	65.00	\$45.00
Skid Steer/grinder	200.00		190.00	
D-5 Dozer	85.00	52.00	85.00	70.00
D-6 Dozer	92.00	69.00	110.00	110.00
Excavator 1 yd.	110.00	87.00	110.00	110.00
Excavator-2 yds.	135.00	107.00	130.00	130.00
Excavator/ramhoe	210.00	187.00	195.00	
220 EX	180.00	157.00		
Gradall/595	117.00	93.00	110.00	110.00
Gradall/495	110.00	86.00	110.00	110.00
Gradall/880	110.00	86.00	110.00	110.00
Grader	115.00	80.00	100.00	77.50
Roller 72"	69.00	48.00	68.00	48.00
Roller 84"	74.00	52.00	73.00	51.00
Loader 950	83.00	60.00	82.00	60.00
Loader 966	90.00	67.00	88.00	65.00
Read Screen	42.00		41.00	

Be it resolved by the Bucksport Town Council in town council assembled that the contract for equipment rental be awarded to the contractor with the lowest bid for each item of equipment as outlined above and that the Public Works Director will rent the equipment needed by the Highway Department from the contractor with the lowest bid.

Acted on 5-28-2009 Yes 6 No 0 Abstained 1 (Joel Wardwell)

Attested _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-136 AUTHORIZING ACCEPTANCE OF GRANT FROM
DEPARTMENT OF HEALTH AND HUMAN SERVICES**

Whereas, Town of Bucksport on behalf of Bucksport Healthy Communities Coalition has received a grant from Department of Health and Human Services in the amount of \$5,000 to establish a fund to pay for colonoscopies; and,

Whereas, Bucksport Healthy Communities Coalition in collaboration with Bucksport Family Medicine and Bucksport Regional Health Center will pilot and publicize a model that select communities in the state can replicate:

Be it resolved by the Bucksport Town Council in town council assembled that a grant in the amount of \$5,000 from Department of Health and Human Services be accepted to establish a fund to pay for colonoscopies and to pilot and publicize a model that select communities in the state can replicate.

Be it further resolved that the grant will be administered by Bucksport Healthy Communities Coalition through its director and the funds will be expended in accordance to program and contract requirements.

Acted on 5-28-2009 Yes 7 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

RESOLVE R-2009-137 APPROVING PHASE II APPLICATION FOR A 2009 HOUSING ASSISTANCE COMMUNITY DEVELOPMENT BLOCK GRANT

WHEREAS, the **Town** of Bucksport wishes to apply to the Department of Economic and Community Development for a Community Development Block Grant to carry out a community development program; and

WHEREAS, the planning process required by Maine Law and the CDBG Program have been complied with, including participation in the planning process by low and moderate income families and individuals and the community has conducted at least one duly advertised public hearing; and

WHEREAS, the Town of Bucksport is cognizant of the requirement that should the intended National Objective of the CDBG program not be met all CDBG funds must be repaid to the State of Maine CDBG program; and

NOW THEREFORE, be it resolved by the Council of the Community of Bucksport that the Town Manager:

- 1) Is authorized and directed to submit an application for the following program(s) and dollar amount(s) within the State of Maine's CDBG Program:

Program: 2009 Housing Assistance Program Amount: \$250,000

To the Department of Economic and Community Development on behalf of the Community of Bucksport, substantially in the form presented to this council;

- 2) Is authorized to make assurances on behalf of the Community of Bucksport required as part of such applications, and
- 3) Is authorized and directed, upon acceptance of said funds to carry out the duties and responsibilities for implementing and said program(s), consistent with the Charter of the Community of Bucksport and the laws and regulations governing planning and implementation of community development programs in the State of Maine.

DATE ENACTED: 6-11-2009

Municipal Seal

AUTHORIZED SIGNATURES

Name	Date

**RESOLVE #R-2009-138 ACCEPTING FUNDS FROM DHHS FOR LEAD
POISON PREVENTION CONTROL**

Whereas, the Town of Bucksport, in collaboration with Bucksport Healthy Communities Coalition, has been offered a grant in the amount of \$2,000 from Maine Department of Health and Human Services for the purpose of the coalition to serve as a point of contact for lead poisoning prevention outreach activities and communications; and,

Whereas, the coalition will also be asked to help distribute through existing channels targeted marketing materials and training information developed by the Lead Poisoning Prevention Fund:

Be it resolved by the Bucksport Town Council in town council assembled that the grant offered by the Maine Department of Health and Human Services in the amount of \$2,000 for the purpose that the Bucksport Healthy Communities Coalition assist with the communication and outreach activities for lead poisoning prevention be accepted.

Be it further resolved that the Director for the Bucksport Healthy Communities Coalition, under the supervision of the Town Manager, be responsible for the administration of the funds and the expenditure of all funds be carried out in accordance to all state and federal regulations for the program.

Acted on 6-11-2009

Yes 7 No 0 Abstained _____

Attested by:

Kathy Downes, Town Clerk

**RESOLVE #R-2009-139 EXTENDING SNOW REMOVAL CONTRACT FOR
ROUTE 46 FOR THE 2009-2010 SNOW SEASON**

Whereas, the Town of Bucksport chooses to extend its agreement with McIntyre Trucking & Excavation to plow and sand Route 46 for the snow season commencing October 1, 2009 and ending May 15, 2010; and,

Whereas, McIntyre Trucking & Excavation held the contract for the previous snow season and the company has an option to extend the contract for three additional years on a year to year basis pending satisfactory performance; and,

Whereas, McIntyre Trucking & Excavation has requested that the town extend the contract for the 2009-2010 snow season; and,

Whereas, McIntyre Trucking & Excavation's performance was excellent for the 2008-2009 snow season; and,

Whereas, if the extension is granted, the contractor has requested the contract amount be increased by three percent, to \$43,920:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for plowing Route 46 for the snow season commencing October 1, 2009 and ending May 15, 2010 be extended with McIntyre Trucking & Excavation pursuant to the same terms as outlined by the 2008-2009 contract except that the contract amount be increased by 3%.

Acted on 6-11-2009

Yes 6 No 1 (Robert Howard) Abstained

Attested by:

Kathy Downes, Town Clerk

RESOLVE #R-2009-140 EXTENDING CONTRACT FOR HAULING SOLID WASTE TRAILERS TO PERC

Whereas, Wardwell Construction and Trucking Corporation currently has the contract to haul the solid waste trailers from the Bucksport Transfer Station to PERC; and,

Whereas, the town chooses to continue to have Wardwell Construction and Trucking provide the services to the Town; and,

Whereas, Wardwell Construction and Trucking Corporation proposes to continue to provide the services pursuant to the existing contract conditions with exception that the hauling fee be increased by 3% to \$188.00 per trip:

Be it resolved by the Bucksport Town Council in town council assembled that the contract to haul the solid waste trailers from the Bucksport Transfer Station to PERC be extended for the period 7-1-2009 to 6-30-2010 with Wardwell Construction and Trucking Corporation pursuant to the same conditions as the existing contract with the exception that the hauling fee be increased by 3%.

Acted on 6-11-2009

Yes 7 No 0 Abstained _____

Attested by:

Kathy Downes, Town Clerk

RESOLVE #R-2009-141 EXTENDING CONTRACT FOR DISPOSAL OF DEMO DEBRIS, CLEAN WOOD AND METAL FROM THE TRANSFER STATION

Whereas, the Town of Bucksport currently contracts with DM&J to dispose of demolition debris, clean wood and metal collected at the Bucksport Transfer Station; and,

Whereas, DM&J also hauls full containers from the Bucksport Transfer Station to the points of disposal; and,

Whereas, DM&J proposes to continue the contract for the services described above pursuant to the same conditions as the existing contract:

Be it resolved by the Bucksport Town Council in town council assembled that the Town of Bucksport extend the contract for the period 7-1-2009 to 6-30-2010 with DM &J for disposal of demolition debris, metal and clean wood and the rental and hauling of the trailers associated with the disposal of these items pursuant to the same conditions as outlined by the existing contract.

Acted on 6-11-2009

Yes 7 No 0 Abstained _____

Attested by:

Kathy Downes, Town Clerk

RESOLVE #R-2009-142 AUTHORIZING SUBMITTAL OF AN APPLICATION FOR AN ARRA GRANT FOR CONSTRUCTION OF A RURAL FIRE STATION

Whereas, the Bucksport Fire Department proposes to submit an application for a ARRA Assistance To Firefighters Fire Station Construction Grant to construct a substation to be located in a rural part of the community; and,

Whereas, the purpose of the substation is to improve insurance rates for those properties that are located within five miles of the proposed substation; and,

Whereas, the Department has the surplus fire vehicles and equipment to equip and furnish the substation; and,

Whereas, the fire department proposes to apply for an amount not to exceed \$200,000 to construct the facility; and,

Whereas, there is no local match required, however, a local match would enhance the competitiveness of the application; and,

Whereas, completed applications must be submitted no later than July 10, 2009; and,

Whereas, the Fire Department Reserve Account does not include funds for this project:

Be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Fire Department be authorized to submit an application for an A.R.R.A. Grant for construction of a substation to be located in the rural area of the community pursuant to the following conditions:

1. no funds be expended from the Fire Department Reserve Account or fire department's operating budget as local match, unless approved by the town council at a future date
2. a plan is submitted to the Town Council outlining the costs of operating and staffing the proposed substation
3. the proposed site for the project is identified and available
4. written statements are provided from area insurance companies identifying the projected savings for property insurance coverage if the substation is constructed

Acted on 6-11-2009

Yes ___ No ___ Abstained _____ (Motion failed, lack of no second)

Attested by:

Kathy Downes, Town Clerk

RESOLVE #R-2009-143 AWARDING CONTRACT FOR ARCHITECTURAL SERVICES FOR IMPROVEMENTS AT THE HIGH SCHOOL

Whereas, the Bucksport School Board unanimously supported the recommendation to enter into an agreement for architectural services with Plymouth Engineering, Inc. for the remodeling of the high school gymnasium and bathrooms; and,

Whereas, Plymouth Engineering, Inc was one of nine companies who submitted bid proposals and one of two companies interviewed; and,

Whereas, Plymouth Engineering, Inc. proposes to complete the work for \$12,205 with anticipated expenses of \$1,020 or a total cost of \$13,225:

Be it resolved by the Bucksport Town Council in town council assembled that the Bucksport Town Council authorizes expenditures not to exceed \$13,225 for architectural services for remodeling of the high school gymnasium lobby and bathrooms.

Be it further resolved that the costs be charged to the reserve account established for High School Improvements and approved by the citizens of Bucksport.

Acted on 6-11-2009

Yes 7 No 0 Abstained _____

Attested by:

Kathy Downes, Town Clerk

**RESOLVE #R-2009-144 REGARDING REIMBURSEMENT OF EXCISE TAX
WHEN A CREDIT REMAINS FROM A TRANSFER**

Whereas, a citizen who paid excise tax on a vehicle who chose to transfer to another vehicle has requested that the excess amount be reimbursed to him; and,

Whereas, Title 36 Section 1482 permits the municipality to refund excess amounts only if it does so in all instances where there is an excess amount; and,

Whereas, the Bucksport Town Council previously voted not to refund excess amounts that result from a transfer:

Be it resolved by the Bucksport Town Council in town council assembled that the Excise Collector continue not to refund credits that exceeds the amount transferred from another vehicle.

Acted on 6-11-2009

Yes 6 No 1 (Joel Wardwell) Abstained

Attested by:

Kathy Downes, Town Clerk

RESOLVE #R-2009-145 AUTHORIZING EXPENDITURES FOR MARKETING ACTIVITIES

Whereas, the Bucksport Economic Development Committee has recommended that seasonal television commercials that would attract visitors to Bucksport and promote retail shopping in Bucksport be developed; and,

Whereas, a similar advertisement was developed and promoted by WABI TV 5 for the 2008 Christmas season that was very successful; and,

Whereas, it is proposed, in addition to the Christmas advertisement, to have two additional commercials for the summer and spring time; and,

Whereas, WABI proposes to develop the two additional advertisements and to play all three advertisements during the summer, Christmas and spring seasons for a total cost of \$9,200; and,

Whereas, it is proposed to pay the cost of this project from TIF Revenues:

Be it resolved by the Bucksport Town Council in town council assembled that expenditures not to exceed \$9,200 be authorized for the purpose of developing and televising commercials that would attract visitors to Bucksport and to promote retail shopping by developing and broadcasting commercials promoting Bucksport.

Be it further resolved that the cost of these promotional advertisements be paid for from TIF Revenues.

Acted on 6-11-2009

Yes 7 No 0 Abstained _____

Attested by:

Kathy Downes, Town Clerk

TOWN MANAGER'S REPORT

Central Street Parking Lot- All work has been completed except for plantings that need to be completed to serve as a buffer between the parking lot and adjacent property. Proposals are currently being obtained from area nurseries and the plantings should be completed within the next few weeks. There will be about \$10,000 left from grant funds and DECD has approved using the funds to replace the curbing for three other parking lots.

Enterprise Grant- The stones for the pond have been reinstalled, the waterwheel, cupola, fountain should be installed within the next few weeks. The landscape company should be in next week to place the pavers for the walkway and do the plantings while the paving company will be paving the parking lot. The project should be completed for the festival.

Highway Improvements- Improvements on outer Millvale have been completed. Plans for improvements on Franklin Street are available for review. The public hearing for that project will be held the last week of June. Construction will not begin until the festival is over. The highway crew will be busy reclaiming a portion of Spruce Street and Pond Street and reconstructing Pond Street Extension the next few weeks.

Concession Stand- The highway crew will be returning to the project as soon as school ends to install the sewer and water lines. The interior walls have been primed and the interior painting should occur within the next few weeks.

Financial Statements- I have provided you the Revenue and Expense Reports for the period ending 5-31-2009. There are really no major issues. Revenues are on track and expenses are within projections except for the salt and sand account and legal fees. These overdrafts will be covered by other sub-accounts within each department.

Waterfront Walkway Extension- The pavers have been delivered and the company should be starting Monday to install them. The lights will be delivered by the middle of July. The entire project should be completed by the time the festival begins.

Energy Audit- The Request for Proposals has been submitted. Proposals are due the latter part of June. It is our expectation that the RSU Board and Town Council will be asked to award the contract for services by the first meeting in July.

Central Street Improvements- I have met with Dale Dorthy from MDOT regarding funding for Central Street. He plans to get back to me shortly to let me know what his decision will be. I am sure it will depend on the level of bonding allowed by the legislature.

Football Field Improvements- The poles and lights are back up except for the lights on the pole that was damaged last year. They are still waiting for the new lights. The field will be graded next week and sod placed on 11-17-2009. The piping for the new sprinkler system has been installed and will be installing the sprinkler head and controls once the sod has been installed.

Land Use Ordinance- The Ordinance Committee will finish their preliminary review of the proposed ordinance at their next meeting scheduled for June 16th. Jeff is currently reviewing the proposed ordinance with the members of the Planning Board. Included in your package is a preliminary schedule of the proposed public hearing and Planning Board meetings. It is our hope to complete the process by September.

RESOLVE #R-2009-146 AWARDING CONTRACT FOR AUDITING SERVICES

Whereas, the Town of Bucksport requires that the financial statements for the Town of Bucksport for the period 7-1-2008 to 6-30-2009 be audited by a independent auditor; and,

Whereas, RHR Smith & Company agreed to a five year contract in 2007 for a fixed fee each year as follows:

Town	Wastewater	Grants
\$12,440	\$3,565	\$2,500

Whereas, the firm is in the third year of the agreement:

Be it resolved by the Bucksport Town Council in town council assembled that the contract for an audit of the Town of Bucksport's financial statement for the period 7-1-2008 to 6-30-2009 be awarded to RHR Smith & Company in the amounts stated above.

Acted on 6-25-2009 Yes 6 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-147 REGARDING REQUEST BY EUGENE BERRY TO
UTILIZE A PORTION OF THE SLUDGE STORAGE BUILDING FOR
DISPOSAL OF SLUDGE FROM A PROPOSED SLUDGE DEWATERING
SYSTEM**

Whereas, Eugene Berry proposes to construct a private dewatering septic waste facility in Bucksport; and,

Whereas, Mr. Berry has inquired whether or not he can share the use of the town's sludge storage facility located on the Upper Long Pond Road; and,

Whereas, there are a number of factors that should be known by the town prior to considering the matter including the volume of sludge to be generated, quality and composition of the sludge, impact on the town's use of the facility if Mr. Berry is granted permission, DEP requirements, benefit to the town, term, and cost for use of the facility:

Be it resolved by the Bucksport Town Council in town council assembled that the matter be referred to the members of the Sewer Committee for a recommendation.

Acted on 6-25-2009 Yes 6 No 0 Abstained _____

Attested _____

Kathy Downes, Town Clerk

**RESOLVE #R-2009-148 APPROVING YEAR END ADJUSTMENTS FOR
RESERVE ACCOUNTS, TIF REVENUE, OVERLAY AND UNDESIGNATED
FUND BALANCE**

Whereas, there has been numerous activity in the reserve accounts over the fiscal year;
and,

Whereas, expenditures have been approved by the Town Council in accordance to the
Purchasing Policy; and,

Whereas, expenditures for several accounts were authorized but based on estimated cost;
and,

Whereas, the Town Manager is authorized to complete purchases for items less than
\$5,000 that may not be included in the Capital Improvement Plan but are deemed
necessary; and,

Whereas, these accounts are:

Highway Equipment Reserve

new wheeler	\$ 435.45
smart root cutter	\$ 45.83
tractless snow blower	\$ 50.00
paddle broom/pole saw	\$ 500.00

Town Office Equipment Reserve

ten chairs	\$1,299.00
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Recreation Equipment Reserve

snowblower	\$1,576.96
paddle broom/pole saw	\$ 350.00

Dispatch Equipment Reserve

replace server computer	\$ 950.00
replace radio main board	\$1,475.00

Town Garage Reserve

DOL inspection	\$ 570.01
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Recreation Facilities

sign football field	\$ 750.00
plans football field	\$1,500.00

Jewett School

freezer repair	\$ 551.00
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Highway Improvements

general highway improvements \$9,970.00

Sewer Reserve

Vents oil tank	\$3,425.00
3 hp reeves drive	\$3,500.00
pump rotor repair	\$ 422.00
pump station 1 repair	\$2,155.30
WTP hot top	\$1,000.00
Tripod	\$1,540.13

Whereas funding to complete the financing for the concession stand project has to be appropriated in an amount not to exceed \$20,000; and,

Whereas, abatements were issued during the period 7-1-2008 to 6-30-2009 in the amount of \$4,685.64; and,

Whereas, TIF revenue was expended in the amount of \$575.19 to pay for the cost of postage for a natural gas survey; and,

Whereas, the purchase of the Buck Estates exceeded the estimate by \$238.25:

Be it resolved by the Bucksport Town Council in town council assembled that expenditures in the reserve accounts listed above that exceeded costs originally authorized by the Town Council or authorized by the Town Manager be approved and charged to each reserve account listed above.

Be it further resolved that \$20,000 be transferred from Undesignated Fund Balance to complete the funding for the concession stand at Miles Lane.

Be it further resolved that abatements in the amount of \$4,685.64 for the period 7-1-2008 to 6-30-2009 be charged to the Overlay Account.

Be it further resolved that the additional cost of \$238.25 for the purchase of the Buck Estate property be charged to Undesignated Fund Balance.

Be it further resolved that \$575.19 for cost associated with a survey to determine the extent of interest for natural gas be charged to the TIF Revenue Account.

Acted on 6-25-2009

Yes 6 No 0 Abstained _____

Attested:

Kathy Downes, Town Clerk

CONVEYANCE OF PROPERTY TO REGIONAL SCHOOL UNIT 25

Shall an ordinance be introduced entitled “Conveyance of Property to Regional School Unit (RSU) #25” such ordinance being for the purpose of authorizing the Bucksport Town Council to transfer properties to the newly formed Regional School Unit #25 as required by law and designated by the Board of Directors for RSU #25 pursuant to the Consolidation Plan. The properties include Lots 1, 3, & 5 of the Miles Lane Subdivision recorded in Book 39 Pages 50, 51 & 52 at the Hancock County Registry of Deeds; the so-called Luman Warren School property located off Elm Street and Mechanic Street; and the so-called Jewett School property located off Bridge Street and Broadway. Such properties shall be transferred pursuant to the following conditions:

1. The purchase price shall be \$1.00.
2. A Use Agreement shall be executed between the Town of Bucksport and RSU #25 that shall outline the conditions of use by the Town of Bucksport for portions of the properties being transferred.
3. The transfer deed(s) shall include all required easements.
4. All costs associated with the transfers shall be paid by RSU #25.