

**RESOLVE #R-2013-001 AUTHORIZING EXPENDITURES FROM OVERLAY, TIF REVENUES, UNDESIGNATED FUND BALANCE, CAPITAL PROJECTS, AND SEWER RESERVE ACCOUNTS**

Whereas, the Town Manager is authorized to allow expenses to be charged to reserve accounts if the amount is less than \$5,000 and the expenditure is later ratified by the Town Council; and,

Whereas, the expenditures noted in the column titled "Resolve Needed" must be ratified by the Bucksport Town Council for each reserve account:

<b>Account</b>	<b>Project Description</b>	<b>Project Total</b>	<b>Resolve Number</b>	<b>Resolve Amount</b>	<b>Resolve Needed</b>
<b>Capital Projects</b>					
Wastewater Treatment Facility	RELOCATE CONTROL PANEL PUMP STATION 1, CONSTRUCT BUILDING TO HOUSE CONTROL PANEL, INSPECT 3000' OF INTERCEPTOR SEWER	63,718.47	R-2011-146	58,670.00	<b>5,048.47</b>
Public Safety Building	INSTALL NEW ELECTRICAL AND AIR DROP LINES FOR APPARATUS	12,878.70	R-2012-45 R-2012-123 R-2012-123	8,500.00 1,651.98 1,150.00	<b>1,576.72</b>
Highway Improvement	SIDEWALKS	9,148.63	R-2012-49	6,800.00	<b>2,348.63</b>
Waterfront	PLISGA & DAY RESEARCH WORK ASSOCIATED WITH MAINE COASTAL PROGRAM RIGHT OF WAY DISCOVER GRANT PROGRAM  REPLACE 3 FLOATS	3,219.00  11,389.31	R-2012-55  R-2012-87 R-2012-123	3,000.00  7,725.50 3,099.96	<b>219.00</b>  <b>563.85</b>
Town Office Equipment	UPGRADE SERVER  UPGRADE SERVER	3,788.37	R-2012-86  R-2012-123	3,628.52  147.34	<b>12.51</b>
<b>Overlay -</b>					
	FY 2012 ABATEMENTS	1,508.31	n/a	n/a	<b>1,508.31</b>
	"PAPER TALKS" PAYMENT 8/5/11	850.00	n/a	n/a	<b>850.00</b>
<b>TOWN COUNCIL EXPENSES:</b>					
	<b>TOWN MANAGER RETIREMENT:</b> GOVCONNECTION - LAPTOP ACCESSORIES	811.64	n/a	n/a	<b>811.64</b>
	SHEEHAN'S FLORIST - 2 CENTERPIECES	70.00	n/a	n/a	<b>70.00</b>

	MACLEOD'S - RETIREMENT DINNER	2,325.00	n/a	n/a	<b>2,325.00</b>
	PERKINS-FIELDS, RETIREMENT SCRAPBOOK	287.00	n/a	n/a	<b>287.00</b>
	GOLD STAR - TABLECLOTH CLEANING	40.70	n/a	n/a	<b>40.70</b>
	STITCHES BY STILES - QUILTING & MATERIAL	71.49	n/a	n/a	<b>71.49</b>
	AWARDS SIGNAGE - RETIREMENT CLOCK	125.00	n/a	n/a	<b>125.00</b>
	<b>TOWN MANAGER REPLACEMENT:</b>				
	<u>BUCKSPORT ENTERPRISE - AD FOR NEW MANAGER</u>	<u>135.59</u>	<u>n/a</u>	<u>n/a</u>	<u><b>135.59</b></u>
	<u>AIRFARE - INTERVIEW MICHAEL BRENNAN</u>	<u>623.20</u>	<u>n/a</u>	<u>n/a</u>	<u><b>623.20</b></u>
	<u>LODGING - INTERVIEW MICHAEL BRENNAN</u>	<u>79.99</u>	<u>n/a</u>	<u>n/a</u>	<u><b>79.99</b></u>
	<u>RELOCATION - MICHAEL BRENNAN</u>	<u>4,000.00</u>	<u>n/a</u>	<u>n/a</u>	<u><b>4,000.00</b></u>
	<u>POSTMASTER - MAIL NEWSLETTER TO VOTERS</u>	<u>943.26</u>	<u>n/a</u>	<u>n/a</u>	<u><b>155.76</b></u>
<b>TIF -</b>					
	DEVELOPING A CURRICULUM AT VERSO PAPER	4,300.00	n/a	n/a	<b>4,300.00</b>
	<b>Undesignated Fund Balance</b>				
	BANGOR GAS LITIGATION	52.50	R-2009-87	n/a	<b>52.50</b>
	<b>Sewer Reserve</b>				
	BANGOR GENERATOR - GENERATOR REPAIRS	3,052.30	n/a	n/a	<b>3,052.30</b>
	BANGOR GENERATOR - STATION #2 GENERATOR	2,343.99	n/a	n/a	<b>2,343.99</b>

Be it resolved by the Bucksport Town Council in town council assembled that the expenses for the reserve accounts listed above that have been authorized by the Town Manager be ratified by the Bucksport Town Council as presented.

**Acted on July 26, 2012**

Yes   6   No   0   Abstained        (Members Absent: *Seat Vacant*)

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

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**RESOLVE #R-2013-002 AUTHORIZING BALANCES TO BE CARRIED FORWARD**

Be it resolved by the Bucksport Town Council in town council assembled that the following balances be carried forward:

<u>Account</u>	<u>Amount</u>
Orland's share of balance of expenses for accounts 531-01 to 531-95 and 531-97 (\$7706.48) and revenues for accounts 53-4002 and 53-4003 except revenues received from Verso and Hannaford (\$4453.46)	\$12,159.94
Account #51-2203 Balance of Animal Shelter Fees to be transferred to Animal Shelter Reserve	\$4,475.92
Account #56-7002 Balance Recreation fees to be transferred to Recreation Revenue Reserve	\$5184.88
Account#56-7008 Balance Waterfront fees to be transferred to Waterfront Reserve	\$764.66

**Acted on July 26, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-003 AUTHORIZING AUDIT SERVICES RELATED TO THE  
FISCAL YEAR 2012 AUDIT**

Whereas, the Town of Bucksport conducts an audit of the financial statements of the governmental activities, business-like activities, each major fund, and the aggregate remaining fund information, which collectively compromise the basic financial statements of the Town of Bucksport at the end of each fiscal year; and,

Whereas, the Town of Bucksport has set aside funds under General Government/ Administration to conduct an annual audit of the financial records of the town; and,

Whereas, the Town of Bucksport has made contracts with governmental auditing firms for each of the past several years to conduct such audits; and,

Whereas, the Town of Bucksport has negotiated with RHR Smith & Company, Certified Public Accountants to conduct an audit of the financial statements of the governmental activities, business-like activities, each major fund, and the aggregate remaining fund information, which collectively compromise the basic financial statements of the Town of Bucksport at the end of the 2012 fiscal year; and,

Whereas, RHR Smith & Company, Certified Public Accountants has agreed to audit the financial statements of the Town of Bucksport under the following terms:

Audit	Cost for Services Not to Exceed
Municipal Audit	\$7,500
Ambulance Department Audit	\$2,065
Sewer Department Audit	\$3,065

Be it resolved by the Bucksport Town Council in town council assembled approve this agreement between the Town of Bucksport and RHR Smith.

Be it further resolved that copies of the audit report, once completed, be submitted to the Bucksport Town Council for review and acceptance.

**Acted on July 12, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: Jeffrey Robinson)**

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

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**RESOLVE #R-2013-004 TO SEND TO THE SOLID WASTE COMMITTEE A  
REQUEST TO CHANGES IN POLICIES AT THE TRANSFER STATION TO  
INCREASE STAFF SAFETY**

Whereas, the Town of Bucksport maintains a Transfer Station to collect solid Waste; and,

Whereas, current policies do not require that all trash be bagged in acceptable containers; and,

Whereas, the transfer station currently has a pay per bag system; and,

Whereas, loose trash is difficult to price; and,

Whereas, loose trash can also be a safety hazard; and,

Whereas, a request has been made by the Transfer Station Operator to change the Transfer Station policies to require that all trash be delivered in bags or other acceptable containers:

Be it resolved by the Bucksport Town Council in town council assembled send to the Solid Waste Committee for review changes to the Town of Bucksport Transfer Station policy

**Acted on July 12, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: Jeffrey Robinson)**

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

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**RESOLVE #R-2013-005 ACCEPTING A GRANT FOR THE BUCKSPORT BAY  
HEALTHY COMMUNITIES COALITION (BBHCC) FROM THE BINGHAM  
PROGRAM**

Whereas, the Town of Bucksport provides administrative services for the BBHCC; and,

Whereas, the BBHCC seeks funding from time to time to provide community based services;  
and,

Whereas, the BBHCC applied to the Bingham Program Foundation for a grant to support the  
implementation of a social marketing campaign to prevent and reduce personal violence; and,

Whereas, the BBHCC received word it was awarded a grant in the amount of \$3,500 from the  
Bingham Program Foundation to provide social marketing services to prevent and reduce  
personal violence:

Be it resolved by the Bucksport Town Council in town council assembled approve the  
acceptance of the grant award to BBHCC from the Bingham Program Foundation.

**Acted on July 12, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: Jeffrey Robinson)**

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

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**RESOLVE #R-2013-006 ACCEPTING A GRANT FOR THE BUCKSPORT BAY  
HEALTHY COMMUNITIES COALITION FROM UNITED WAY OF EASTERN  
MAINE**

Whereas, the Town of Bucksport provides administrative services for the BBHCC; and,

Whereas, the BBHCC seeks funding from time to time to provide community based services;  
and,

Whereas, the BBHCC applied to United Way of Eastern Maine to implement the Healthy Living  
Program; and,

Whereas, the BBHCC received word it was awarded a grant in the amount of \$5,000 from  
United Way of Eastern Maine to implement the Healthy Living Program:

Be it resolved by the Bucksport Town Council in town council assembled approve the  
acceptance of the grant award to BBHCC from United Way of Eastern Maine.

**Acted on July 12, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: Jeffrey Robinson)**

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

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**RESOLVE #R-2013-007 TO APPROVE EXPENDITURES FROM THE AMBULANCE/  
EMERGENCY SERVICES CAPITAL IMPROVEMENT ACCOUNT**

Whereas, the Town of Bucksport maintains Emergency Services and Ambulance Services, and;

Whereas, the Town of Bucksport Ambulance requested and received approval for funding of a new EMS Stretcher under the Capital Improvement Plan; and,

Whereas, the Town of Bucksport Ambulance has been utilizing this stretch as a “demo” for several weeks pending new fiscal year funding; and,

Whereas, the Town of Bucksport Ambulance has received the invoice for the new Stretcher in the amount of \$15,329.16; and,

Whereas, the Town of Bucksport Ambulance was awarded a Maine Municipal Association Safety Grant in the amount of \$2,000.00 to help offset the cost of this stretcher

Be it resolved by the Bucksport Town Council in town council assembled approve expenditure from the Ambulance Capital Improvement Fund (57-571-59) in the amount of \$15,329.16.

**Acted on July 12, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: Jeffrey Robinson)**

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

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**RESOLVE #R-2013-008 TO SCHEDULE A PUBLIC HEARING TO ACCEPT A  
COMMUNITY ENTERPRISE COMMUNITY DEVELOPMENT BLOCK GRANT**

Whereas, the Town of Bucksport maintains facilities throughout the community; and,

Whereas, the Town of Bucksport is seeking to increase access and make improvements to the river walk; and,

Whereas, the amount awarded to the community through the State of Maine's CDBG Community Enterprise Program is \$150,000.00; and,

Whereas, the Town of Bucksport will finance its obligation through in-kind work and funds withdrawn from reserves:

Be it resolved by the Bucksport Town Council in town council assembled accept the State of Maine CDBG Community Enterprise Program grant.

**Acted on July 12, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: Jeffrey Robinson)**

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

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**RESOLVE #R-2013-009 TO SEND TO SEWER COMMITTEE A PROPOSED  
EXTENSION OF THE WASTEATER OPERATING CONTRACT BETWEEN THE  
TOWN OF BUCKSPORT AND MAINE WATER COMPANY**

Whereas, the Town of Bucksport and Maine Water Company have an agreement to coordinate services for water and wastewater to the residents and customers of the Town of Bucksport; and,

Whereas, the current agreement expired on June 30, 2012; and,

Whereas, the Town of Bucksport and Maine Water Company wish to continue the contract pending agreement on terms; and,

Whereas, a revised contract has been proposed by Maine Water Company that reflects the current state of affairs since the original agreement:

Be it resolved by the Bucksport Town Council in town council assembled send to the Sewer Committee for review the proposed contract between the Town of Bucksport and Maine Water Company

**Acted on July 26, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-010 TO APPROVE EXPENDITURES FOR THE PURCHASE OF A  
NEW PICK-UP TRUCK FOR THE PUBLIC WORKS DEPARTMENT FROM THE 2013  
CAPITAL IMPROVEMENT PROGRAM**

Whereas, the Town of Bucksport requested bids to purchase a Pick-up truck for the Public Works Department; and,

Whereas, bids were to be submitted to the town no later than July 19, 2012; and,

Whereas, a total of five bids were received by the town; and,

Whereas, the bids submitted are presented as follows:

Vendor	Vehicle Type	Price
Quirk Augusta Ford	2012 Ford F-150	\$19,072.00
Darling's Ford	2012 Ford F-150	\$19,432.00
Varney GMC	2012 GMC 1500	\$19,806.00
O'Conner GMC	2013 GMC 1500	\$20,227.00
Darling's Ford	2013 Ford F-150	\$20,649.00

Whereas, the low bidder was Quirk Augusta Ford:

Be it resolved by the Bucksport Town Council in town council assembled to approve the purchase of a new Pick-up truck from Quirk Augusta Ford for \$19,072.00 with funds from the 2013 Department of Public Works Capital Improvement Fund

**Acted on July 26, 2012**

**Yes   5   No   1 (Howard)   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-011 TO APPROVE EXPENDITURES FOR THE PURCHASE OF A QUICK SWITCH SNOWPLOW FOR THE PUBLIC WORKS DEPARTMENT FROM THE 2012 CAPITAL IMPROVEMENT PROGRAM**

Whereas, the Town of Bucksport requested bids to purchase a quick switch snow plow for the Public Works Department; and,

Whereas, bids were to be submitted to the town no later than July 19, 2012; and,

Whereas, a total of five bids were received by the town; and,

Whereas, the bids submitted are presented as follows:

Vendor	EQUIPMENT TYPE	Price
Viking Cives of Maine	Viking R1142TE	\$5,996.00
Messer Truck Equipment	Henderson RSP-11	\$6,857.57
H. P. Fairfield, LLC	American Sno-plow 3910	\$7,433.00
H. P. Fairfield, LLC	Everest R132TEC	\$7,945.00
Messer Truck Equipment	Tenco TCP-11	\$9,742.79

Whereas, the low bidder was Viking Cives of Maine:

Be it resolved by the Bucksport Town Council in town council assembled to approve the purchase of a new Quick Switch Snowplow from Viking Cives of Maine for \$5,996.00 with funds from the 2013 Department of Public Works Capital Improvement Fund

**Acted on July 26, 2012**

Yes 5 No 1 (Howard) Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)

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

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**RESOLVE #R-2013-012 TO APPROVE EXPENDITURES FROM TIF REVENUES FOR DOWNTOWN IMPROVEMENTS**

Whereas, the Town of Bucksport entered into an agreement with Robert White to install benches along his property on Main Street (Heywood House) for the public to use who patronize Wahl's Dairy Port; and,

Whereas, over a period of time, the public damaged Mr. White's front lawn and immediate space; and,

Whereas, Mr. White has requested that the lawn and immediate space be repaired and a fence be installed along the edge of his property to stop the public from entering onto his property; and,

Whereas, to properly repair the damage and install a new fence, the steps leading from the sidewalk to his lawn must be reset; and,

Whereas, the estimated cost from Freshwater Stone to complete this work is \$1,200.00:

Be it resolved by the Bucksport Town Council in town council assembled approve the repair to the steps on the Heywood House property at a cost not to exceed \$1,200.00.

Be it further resolved by the Bucksport Town Council in town council assembled that the cost of the project be charged to the TIF Revenue Account

**Acted on July 26, 2012**

Yes   6   No   0   Abstained        (Members Absent: *Seat Vacant*)

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

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**RESOLVE #R-2013-013 TO APPROVE THE EXECUTION OF A CONSTRUCTION CONTRACT FOR THE NEW SILVER LAKE ROAD WATER STORAGE TANK BETWEEN THE MAINE WATER COMPANY AND NATGUN CORPORATION AND TO PROCEED WITH THE ADMINISTRATION AND DISTRIBUTION OF THE TOWN'S 2012 \$500,000 CDBG PUBLIC INFRASTRUCTURE GRANT IN SUPPORT OF THE PROJECT**

Whereas, the Town of Bucksport has applied for and received a Public Infrastructure Community Development Block Grant to help finance the construction of a new water storage facility (standpipe); and,

Whereas, the projected cost of the new standpipe is \$800,000 and the Town is proposing to apply for the maximum grant of \$500,000; and,

Whereas, Maine Water Company solicited bids for the construction of the new water storage facility (standpipe); and,

Whereas, two qualified bids were received and are presented below:

Item	BASE BID		BID ALTERNATE		
	Natgun	Preload	Natgun	Preload	
1 Water Storage Tank	1 LS	\$711,400	\$1,175,000	\$711,400	\$ 837,000
2 Site Work	1 LS	\$121,575	\$145,000	\$121,575	\$145,000
3 Ledge Removal	100 CY	\$15,700	\$17,000	\$15,700	\$17,000
4 Access Shed	1 LS	\$76,288	\$67,200	\$76,288	\$67,200
5 Mixing System Tank	1 LS	\$38,500	\$39,200	\$38,500	\$39,200
6 Demolition	1 LS	\$15,500	\$8,700	\$15,500	\$8,700
Total Bid		\$978,963	\$1,452,100	\$978,963	\$1,114,100

Whereas, Maine Water Company has awarded the construction bid to Natgun; and,

Whereas, the Town of Bucksport is not a signatory to the contract, however CDBG funds will be used to pay a portion of these costs:

Be it resolved by the Bucksport Town Council in town council assembled to support Maine Water Company in the decision to award the construction bid to Natgun.

**Acted on July 26, 2012**

**Yes   6   No   0   Abstained        (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-014 ACCEPTING A CDBG COMMUNITY ENTERPRISE GRANT**

Whereas, the Town of Bucksport applied for a Community Development Block Grant under the Community Enterprise program; and,

Whereas, the Town of Bucksport received notification it has been awarded a Community Enterprise Grant in the amount not to exceed \$150,000.00; and,

Whereas, the Town of Bucksport scheduled a public hearing on July 26, 2012 at 7:00 pm to hear public comment:

Be it resolved by the Bucksport Town Council in town council assembled approve the acceptance of the CDBG Community Enterprise Grant.

**Acted on July 26, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-014-1 TO AUTHORIZE EXPENDITURES OF \$3,388.00 FROM THE RECREATION CAPITAL IMPROVEMENT PLAN FOR UPGRADES TO GROUNDS AND FIELDS**

Whereas, the Town of Bucksport maintains recreational and sports fields; and,

Whereas, these fields are regularly used by community members and the school system; and,

Whereas, from time to time these fields need improvements and upgrades in order to maintain them as a safe and useable space for outdoor recreational activities; and,

Whereas, funds are budgeted to finance these upgrades under the Recreation Capital Improvement Plan; and,

Whereas, Sports Fields, Inc., was contracted to make improvements to the soccer field (Miles Lane 3 Field) that include two cycles of Aeration, adding a topdress, overseed, and the application of fertilizer; and,

Whereas, these improvements have been completed and approved:

Be it resolved by the Bucksport Town Council in town council assembled to authorize expenditures in the amount of \$3,388.00 to be paid to Sports Fields, Inc. for upgrades to the soccer field.

**Acted on August 9, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-015 TO AWARD BIDS FOR GASOLINE AND DIESEL PURCHASE  
FOR THE PERIOD 8/13/2012 TO 6/30/2013**

Whereas, the Town of Bucksport accepted bids from qualified vendors for gasoline and diesel to be used in town and school vehicles for the period August 13, 2012 to June 30, 2013; and,

Whereas, bids were to be submitted to the Town no later than August 8, 2012; and,

Whereas, a total of **three** bids were received by the Town; and,

Whereas, the bids submitted are presented as follows:

<u>OPTION A</u>	<i>Gasoline</i>			<i>Diesel</i>		
	<u>RACK</u> <u>8/8/12</u>	<u>MARK-</u> <u>UP</u>	<u>TOTAL</u> <u>8/8/12</u>	<u>RACK</u> <u>8/8/12</u>	<u>MARK-</u> <u>UP</u>	<u>TOTAL</u> <u>8/8/12</u>
Dysarts Service *	\$3.1277	\$0.1200	\$3.2477	\$3.2181	\$0.1200	\$3.3381
Maritime Energy **	\$3.0324	\$0.1500	\$3.1824	\$3.1358	\$0.1500	<b>\$3.2858</b>
Webber Energy	\$3.0459	\$0.1195	<b>\$3.1654</b>	\$3.2209	\$0.1095	\$3.3304

\* 1% discount if paid within 10 days from delivery

\*\* State tax will be charged then reimbursed back to Bucksport by the State

**OPTION B**

<u>VENDOR</u>	<u>GASOLINE</u> <u>FIRM FIXED</u>	<u>DIESEL FIRM</u> <u>FIXED</u>
Maritime Energy	n/a	n/a
Dysarts Service	n/a	n/a
Webber Energy	n/a	<b>\$3.4876</b>

Whereas, the total price for any bid under Option A will vary based upon the Rack Rate; and,

Whereas, the low bidder for the purchase of gasoline under Option A was Webber Energy with a Rack Rate of \$3.0459 and a Mark-Up of \$0.1195 per gallon as of August 8, 2012; and,

Whereas, the low bidder for the purchase of diesel under Option A was Maritime Energy with a Rack Rate of \$3.1358 and a Mark-Up of \$0.15 per gallon as of August 8, 2012; and,

Whereas, the only bidder under option B, was Webber Energy with a diesel firm fixed rate of \$3.4876 per gallon:

Be it resolved by the Bucksport Town Council in Town Council assembled to award the contract for the purchase of gasoline from August 13, 2012 through June 30, 2013 to Webber Energy under Option A with a Mark-Up of \$0.1195 per gallon.

Be it further resolved that the Bucksport Town Council in town council assembled award the contract for the purchase of diesel fuel from August 13, 2012 through June 30, 2013 to Webber Energy under Option B with a Fixed Rate of \$3.4876 per gallon.

**Acted on August 9, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-016 TO AWARD BIDS FOR FUEL OIL PURCHASE FOR THE PERIOD 8/13/2012 TO 6/30/2013**

Whereas, the Town of Bucksport accepted bids from qualified vendors for heating fuel oil to be used in town and school buildings for the period August 13, 2012, to June 30, 2013; and,

Whereas, bids were to be submitted to the Town no later than August 8, 2012; and,

Whereas, a total of five bids were received by the Town; and,

Whereas, the bids submitted are presented as follows:

VENDOR	<u>OPTION 1</u> – RACK PRICE PLUS MARK-UP			<u>OPTION 2</u> - (FIXED FIRM)
	RACK PRICE (8.7.12)	MARK-UP	TOTAL BID PRICE	PRICE PER GALLON
Dysarts Service *	\$3.0951	\$0.1500	\$3.2451	\$3.3090
Irving Oil **	\$2.9290	\$0.2300	\$3.1590	n/a
Maritime Energy ***	\$2.9870	\$0.1200	<b>\$3.1070</b>	\$3.2750
Thomson's Oil & Propane	\$3.0542	\$0.1200	\$3.1742	n/a
Webber Energy	\$3.0944	\$0.0690	\$3.1634	<b>\$3.2381</b>

\* Firm price not offered if natural gas is scheduled to begin before 5/1/2013

\*\* Variable rate based on New York Harbor Cargo Mean at time of bid

\*\*\* Fixed Firm Bid Price good for Thursday August 9, 2012 only and changes daily. This option required that the town/ school take delivery of at least 90% of contracted gallons

Whereas, the total price for any bid under Option 1 will vary based upon the Rack Rate; and,

Whereas, the amount of fuel oil needed in the coming year is unknown and based on the installation of natural gas service to school and town buildings; and,

Whereas, once natural gas is available to school facilities, the amount of heating fuel oil needed will likely decrease significantly; and,

Whereas, the low bidder under Option 1 was Maritime Energy with a Rack-Rate on 8/7/2012 of \$2.987 and a Mark-Up of \$0.12; and,

Whereas, the low bidder under Option 2 was Webber Energy with a fixed rate of \$3.2381:

Be it resolved by the Bucksport Town Council in Town Council assembled to award the contract for the purchase of Fuel Oil from August 13, 2012 through June 30, 2013 to Webber Energy under Option B with a fixed rate of \$3.2381.

**Acted on August 9, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-017 TO SEND TO THE APPOINTMENTS COMMITTEE THE  
INITIAL REVIEW OF THE TOWN MANAGER**

Whereas, the Town Council of the Town of Bucksport has established a process for review of the Town Manager; and,

Whereas, the Town Council of the Town of Bucksport has completed the initial phase of the review:

Be it resolved by the Bucksport Town Council in Town Council assembled to submit the initial review to the Appointments Committee for consideration and review with the Town Manager.

**Acted on August 9, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-018 TO APPROVE THE PURCHASE OF ONE TORO RIDING  
LAWN TRACTOR UNDER THE RECREATION DEPARTMENT CAPITAL  
IMPROVEMENT PLAN (RECREATION EQUIPMENT RESERVE)**

Whereas, the Recreation Department of the Town of Bucksport requested bids from qualified vendors for the purchase of a new 60” Z-Mower; and,

Whereas, funds were dedicated under the Recreation Department Capital Improvement Plan Equipment Reserve Fund in the amount of \$9,000.00; and,

Whereas, a total of three bids were received; and,

Whereas, the bids received were as follows:

Vendor	Vehicle	Price
Bradstreet Lawn & Garden	Toro G3 Z 74915 w/ attachments	<b>\$9,158.64</b>
Hammond Tractor – Fairfield	John Deere Z950A Mower w/ attachments	\$9,861.00
Greenway Equipment Sales	John Deere Z930A w/ attachments	\$9,890.99

Whereas, the low bidder was Bradstreet Lawn & Garden,

Be it resolved that the Bucksport Town Council in Town Council assembled purchase a Toro G3 Lawn Tractor from Bradstreet Lawn & Garden for the amount of \$9,158.64.

Be it further resolved by the Bucksport Town Council in Town Council assembled that the amount of \$9,000.00 be paid from the Recreation Department Capital Improvement Plan Equipment Reserve Fund:

Be it further resolved that \$158.64 be charged from Recreation Equipment Reserves (570-09) to pay for the unfunded balance exceeded in the Recreation Department Capital Improvement Plan Equipment Reserve Fund.

**Acted on August 9, 2012**

Yes   6   No   0   Abstained        (Members Absent: *Seat Vacant*)

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

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**RESOLVE #R-2013-019 TO APPROVE A PROPOSED ADMINISTRATIVE CONSENT AGREEMENT BETWEEN THE STATE OF MAINE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE TOWN OF BUCKSPORT**

Whereas, the Town of Bucksport was granted a variance from secondary treatment standards by the US Environmental Protection Agency in 1985 under section 301(h) of the Clean Water Act; and,

Whereas, in 1987 amendments to the Clean Water Act were passed that prohibited the renewal of 301(h) variances in estuarine waters if there is any impairment, no matter whether the primary treatment plant has anything to do with the impairment; and,

Whereas, those amendments were ignored by EPA until a Conservation Law Foundation Lawsuit; and,

Whereas, in 2007, the Town was notified that it will likely lose its variance; and,

Whereas, on August 12, 2011, the Town of Bucksport voted to work with the Maine Department of Environmental Protection (DEP) rather than EPA on a process that would lead to a secondary wastewater treatment plant in Bucksport; and,

Whereas, this negotiated process included the final denial of the 301(h) waiver by the EPA, renewal of the license/ permit with secondary limits, accumulations of one to three months of violations, issuance of a Notice of Violation (NOV) by the DEP; and finally, the signing of a Consent Agreement; and,

Whereas, each in the process outlines above has occurred leading to the Consent Agreement; and,

Whereas, the Consent Agreement is in place to establish a formal pathway for the upgrade of Bucksport's waste water treatment facility from primary to secondary treatment:

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the Consent Agreement between the Town of Bucksport and the Maine Department of Environmental Protection.

**Acted on August 9, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-020 TO NAME JOEL WARDWELL AS INTERIM TOWN  
COUNCIL MEMBER TO FILL AN OPEN SEAT**

Whereas, Article 2, Sec. 2.01 of the Town Charter calls for a seven (7) member Town Council;  
and,

Whereas, there is currently a vacancy on the Town Council; and,

Whereas, Article 2, Sec. 2.07 of the Town Charter describes the process for filling vacancies;  
and,

Whereas, the Town Charter calls for any vacancy in any elected office be filled for the remainder  
of the unexpired term, if any, at the next regular election following not less than sixty (60) days  
upon the occurrence of the vacancy; and,

Whereas, there is a regular election scheduled for November 6, 2012; and,

Whereas, by the Town Charter the Council by a majority vote of its members shall appoint a  
qualified person to fill the vacancy until the person elected to serve the remainder of the  
unexpired term takes office; and,

Whereas, Joel Wardwell has volunteered to fill this vacancy until the person elected to serve is  
able to assume office,

Be it resolved by the Bucksport Town Council in town council assembled to name Joel  
Wardwell to the Town Council until the person elected on November 6, 2012 assumes office.

**Acted on August 30, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: *Seat Vacant*)**

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

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**RESOLVE #R-2013-021 TO APPROVE A DONATION IN THE AMOUNT OF \$3,800 TO THE TOWN OF ORLAND FOR THE ORLAND DAM AND RIVER IMPOUNDMENT STUDY**

Whereas, the Town of Orland is conducting a study to determine the future of the Orland Dam; and,

Whereas, the Town of Orland has received a grant from NOAA to conduct the Orland River Feasibility Study; and,

Whereas, this grant is valued at approximately 50% of the \$70,000.00 cost for the study; and,

Whereas, Orland voters approved expending \$10,000.00 towards the cost of the study; and,

Whereas, in April 2012, the Town of Orland requested a financial contribution from the Town of Bucksport based upon the percentage of property values along the river impoundment within the Town of Bucksport; and,

Whereas, approximately 27% of the property value along the river is within the Town of Bucksport; and,

Whereas, the Town of Orland has requested a contribution in the amount of \$3,800.00

Be it resolved by the Bucksport Town Council in town council assembled to authorize expenditures in the amount of \$3,800.00 to be paid from Undesignated Fund Balances as a contribution to the Orland River Feasibility Study.

**Acted on August 30, 2012**

Yes   0   No   7   Abstained        (Members Absent: *none*) (**Vote Failed**)

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

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**RESOLVE #R-2013-022 TO APPROVE POLICY CHANGES AND UPDATES FOR THE BUCKSPORT AMBULANCE SERVICE**

Whereas, the Town of Bucksport maintains Ambulance Emergency Medical Services to serve the greater Bucksport region; and,

Whereas, it is important to have adequate staffing to provide a high level of service for customers of the Bucksport Emergency Medical Service; and,

Whereas, the issue of ambulance service and level of pay has been an ongoing issue (R-2012-7); and,

Whereas, increased financial pressures and difficulty maintaining appropriate staffing levels have led to changes in the operations of the Bucksport Emergency Medical Service; and,

Whereas, over the last 13 months, the Finance Committee of the Town has analyzed the issue to develop workable solutions; and,

Whereas, response rates, staffing patterns, payroll, and other issues deemed critical were considered; and,

Whereas, following this analysis a series of recommendations were made to the full council; and,

Whereas, these recommendations included new scheduling patterns and new pay structures; and,

Whereas, these recommendations also included updated and newly created policies attached herein; and,

Whereas, these scheduling, pay, and policy changes were to become effective pending council review and approval; and

Whereas, these changes should improve the quality of services offered by the Bucksport Emergency Medical Service:

Be it resolved by the Bucksport Town Council in Town Council assembled to approve these policy changes as submitted.

Be it further resolved to approve all recommended changes in policy, staffing and pay become effective on this date.

**Acted on August 30, 2012**

**Yes   5   No   0   Abstained        (Members Absent: Byron Vinton, Joel Wardwell)  
Attested by: Kathy Downes, Town Clerk**

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**RESOLVE #R-2013-023 TO INTRODUCE AMENDMENTS TO TOWN CODE,  
CHAPTER 4 AND CHAPTER 5 BUILDING STANDARDS & PROPERTY  
MAINTENANCE**

Whereas, the Town of Bucksport maintains Ordinances and codes to govern operations within the Town; and,

Whereas, the State of Maine has mandated new building codes governing all communities with populations greater than 4000; and,

Whereas, it is mandated these codes be enforced by the Town Code Enforcement Officer; and,

Whereas, to accommodate these required changes, amendments to the Town Code are required; and,

Whereas, these amendments have been reviewed by the Ordinance Committee; and,

Whereas, a public hearing is required to solicit public comment before passage by the Town Council:

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule a public hearing to consider amendments to the Town Code Chapter 4 and Chapter 5 Building Standards & Property Maintenance.

**Acted on August 30, 2012**

**Yes 7 No 0 Abstained \_\_\_\_\_ (Members Absent: *none*)**

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

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**RESOLVE #R-2013-024 TO AWARD THE CONTRACT FOR ENGINEERING SERVICES FOR ROUTE 46 RECONSTRUCTION**

Whereas, State Route 46 is partially located within the Town limits of Bucksport; and,

Whereas, the Town of Bucksport would like to have improvements made to Route 46 (R-2012-4); and,

Whereas, in February, 2012 the Town of Bucksport entered into a Municipal Partnership Agreement (MPA) with the Maine Department of Transportation (MDOT); and,

Whereas, the Town of Bucksport in cooperation with MDOT sought bids for engineering services for both sections of Route 46; and,

Whereas, these bids were due in to the Town Office by 4:00 PM on Friday, August 17, 2012; and,

Whereas, a total of six bids were submitted to the Town of Bucksport; and,

Whereas the bids were submitted as follows;

Firm	Base Fixed Costs	Additional Flexible Costs	Minimum Grand (Bid) Total
CES, Inc.	\$62,600.00	\$26,300.00	\$88,900.00
Millett Associates	\$40,000.00	\$0.00	\$40,000.00
Pine Tree Engineering	\$98,950.00	\$35,700.00	\$134,650.00
Plymouth Engineering, Inc.	\$23,668.00	\$5,800.00	\$29,468.00
Sewall	\$62,415.00	\$21,565.00	\$83,980.00
Woodard & Curran	\$59,200.00	\$31,000.00	\$90,200.00

Whereas, the Town of Bucksport estimates the total Project cost will be \$1,000,000.00, with 50% paid by MDOT; and,

Whereas, the citizens of the Town of Bucksport approved by referendum expenditures not to exceed \$500,000.00 towards this project; and,

Whereas, the MPA called for improvements to address horizontal and vertical alignment deficiencies and improvements to the intersection with Mast Hill Road by eliminating the triangle and reconfiguring it to more of a 90 degree angle; and,

Whereas, work on this portion of Route 46 will begin in the vicinity of Church Road location on Route 46 and extend northerly 1,800 feet; and,

Whereas, reconstruction on a second location on Route 46 to address vertical alignment and shoulder width deficiencies, and to improve drainage, will begin in the vicinity of the Bucksport Golf Course and extending southerly 2,000 feet; and,

Whereas, each bid made different assumptions regarding engineering needs and aspects of the construction phase including time for construction, and the need for inspectors on site; and,

Whereas, this made comparisons difficult; and,

Whereas, to compare the lowest two bids, the length of the construction phase and the amount of time allotted for onsite inspection was normalized, producing the following results;

Details for Comparison	Base Fixed Costs <sup>Δ</sup>	Estimated Adjustments w/o inspection time <sup>†</sup>	Inspection costs [(16 wks. * 20 hrs. per week = 320) @ quoted rate]	Comparable Totals
Millett Associates	\$35,100.00	\$4,900.00	\$12,800.00	\$52,800.00
Plymouth Engineering, Inc.	\$23,668.00	\$7,100.00	\$16,000.00	\$46,768.00

<sup>Δ</sup> Millett Associates bid proposal Base Fixed Costs include all engineering costs for the entire project as well as Right of Way work and other work that may not be necessary such as wetlands investigation. If work is not necessary, cost will be reduced. Minor adjustments and work will not be billed separately. Plymouth engineering Base Fixed Costs could adjust based on changes and additional work.

<sup>†</sup> Millett Estimated Adjustments include cost for ledge probes, layout of new centerline on Church Road, rework Mast Hill Road intersection. Plymouth Estimated Adjustments include estimated cost for ledge probing, Right of Way work and Project Manager Time on site

Whereas, the lowest bid, based upon provided services is Plymouth Engineering,

Be it resolved by the Bucksport Town Council in Town Council assembled to award engineering services for reconstruction of Route 46 to Millett Associates.

**Acted on August 30, 2012**

Yes 7 No 0 Abstained \_\_\_\_\_ (Members Absent: *none*)

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

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**RESOLVE #R-2013-025 TO AUTHORIZE EXPENDITURES FROM THE  
RECREATION CAPITAL IMPROVEMENT RESERVE FOR UPGRADES TO  
GROUNDS AND FIELDS**

Whereas, the Town of Bucksport maintains recreational and sports fields; and,

Whereas, these fields are regularly used by community members and the school system; and,

Whereas, from time to time these fields need improvements and upgrades in order to maintain them as a safe and useable space for outdoor recreational activities; and,

Whereas, funds are budgeted to finance these upgrades under the Recreation Capital Improvement Plan; and,

Whereas, funds totaling \$5,000.00 have been allocated within the Recreational Capital Improvement Plan to make improvements to the Junior High School baseball field; and,

Whereas, funds totaling \$5,000.00 have been forwarded to the Town of Bucksport from RSU 25 to make improvements to the Junior High School baseball field; and,

Whereas, Sports Fields, Inc., was contracted to make improvements to the Junior High School baseball field; and,

Whereas, these improvements have been completed and approved by the Recreation Department at a cost of \$10,755.00.

Be it resolved by the Bucksport Town Council in town council assembled to authorize expenditures in the amount of \$10,755.00 to be paid to Sports Fields, Inc.

Be it further resolved that the remaining unfunded balance of \$755.00 be charged to the Recreation Capital Improvement Plan to pay for improvements to the Junior High School baseball field.

**Acted on August 30, 2012**

**Yes   7   No   0   Abstained \_\_\_\_\_ (Members Absent: *none*)**

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

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**RESOLVE #R-2013-026 TO AUTHORIZE EXPENDITURES FROM THE TOWN  
OFFICE CAPITAL IMPROVEMENT EQUIPMENT RESERVE FOR TECHNOLOGY  
UPGRADES IN THE ASSESSORS' OFFICE**

Whereas, the Town of Bucksport maintains an Assessor's office to provide adequate and timely tax assessments for all real and personal property in the Town; and,

Whereas, from time to time, equipment needs to be updated and replaced; and,

Whereas, funds are budgeted in the 2013 budget to finance the purchase of a new computer for the Assessors' office under the Town Office Equipment Reserve; and,

Whereas, price quotes were requested for a machine and a monitor from three (3) vendors; and,

Whereas, based upon system configuration and monitor qualities, a system from GovConnection is best to meet the needs of the Assessor,

Be it resolved by the Bucksport Town Council in Town Council assembled to authorize the purchase of a Dell Optiplex 390 MT tower from GovConnection at a cost of \$498.56.

Be it further resolved to authorize the purchase of a 24" Samsung LCD HD monitor from GovConnection at a cost of \$154.04.

Be it further resolved to authorize total expenditures of \$652.60 from the Town Office Equipment Reserve for the purchase of a new computer system for the Assessor's office.

**Acted on August 30, 2012**

**Yes   7   No   0   Abstained        (Members Absent: *none*)**

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

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**RESOLVE #R-2013-027 TO RELEASE PROPERTY LOCATED AT  
788 ROUTE 46, BUCKSPORT, ME IN CONNECTION WITH A REHABILITATION  
GRANT SELLING AGREEMENT**

Whereas, the Town of Bucksport maintained a Community Development Program to assist homeowners with rehabilitation of properties; and,

Whereas, in 1996, the Town of Bucksport entered into a Rehabilitation Grant Selling Agreement with the owners of property located at RFD #1, Box 1458, Bucksport totaling \$9,550.00; and,

Whereas, this agreement called for penalties to be paid to the Town of Bucksport if the property were to be sold within five (5) years of the date of approval; and,

Whereas, the agreement was signed nearly 17 years ago; and,

Whereas, agents of the property owners have requested a release from any obligation under this grant program; and,

Whereas, the property owners have met all obligations under the Rehabilitation Grant; and,

Whereas, as of this date, property taxes are paid up to date and nothing is in arrears.

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the release of any obligations under the Rehabilitation Grant Selling Agreement to the owners of property located at RFD #1, Box 1458, of Bucksport.

**Acted on August 30, 2012**

**Yes   7   No   0   Abstained        (Members Absent: *none*)**

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

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**RESOLVE #R-2013-028 TO AUTHORIZE GRANT FUNDED EXPENDITURES OF \$3,717.25 FOR THE PURCHASE OF EQUIPMENT FOR THE POLICE DEPARTMENT**

Whereas, the Town of Bucksport Police Department was awarded a 2012 Justice Assistance Grant (JAG) in the amount of \$4,540; and,

Whereas, these funds were dedicated to purchase five (5) new rifles; and,

Whereas, the Chief of Police solicited three (5) bids (3 Vendors) for the purchase of rifles; and,

Whereas, the bids are listed as;

<u>Vendor with Manufacturer</u>	<u>Price per Rifle</u>	<u>Total Cost for 5 Rifles</u>
Bucksport Gunsmiths LLC-Stag Arms	\$1,020.00	\$5,500.00
Bucksport Gunsmiths LLC-Armalite	\$1,160.00	\$5,800.00
Cool Hand Luke Firearms - Stag Arms	\$925.00	\$4,625.00
Cool Hand Luke Firearms – Smith & Wesson or Buschmaster (Choice of either)	\$1,095.00	\$5,475.00
Interstate Arms Corp. - Windham	\$743.45	\$3,717.25

Whereas, the lowest bid for five (5) rifles was received from Interstate Arms Corp. in the amount of \$3,717.25; and,

Whereas, the bid from Interstate Arms Corp. includes night sights, a sling, a hard carry case, and one magazine; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to authorize expenditures in the amount of \$3,717.25 from funds awarded to the Town under the 2012 Justice Assistance Grant (JAG)

**Acted on August 30, 2012**

Yes 7 No 0 Abstained \_\_\_\_\_ (Members Absent: none)

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

\_\_\_\_\_

**RESOLVE #R-2013-029 TO APPROVE BACK PAY FOR BUCKSPORT AMBULANCE SERVICE STAFF FROM JULY 1, 2012 THROUGH AUGUST 30, 2012**

Whereas, the Town Council of the Town of Bucksport approved new policies and new operating procedures for the Bucksport Ambulance Service on September 13, 2012; and,

Whereas, these new policies and structures include new scheduling and pay structures to encourage greater participation by staff in a volunteer on-call program; and,

Whereas, these new scheduling and pay structures were approved to take effect on August 31, 2012; and,

Whereas, the Director of Emergency Services started the new scheduling structures on July 1, 2012 before receiving approval by the full council; and,

Whereas, the staff have participated in the new scheduling since July 1, 2012; and,

Whereas, the staff were paid under the old system from July 1, 2012 through August 30, 2012; and,

Whereas, a request has been made to offer back-pay to staff who participated in the new on-call scheduling system between July 1, 2012 and August 30, 2012; and,

Whereas, the cost in salaries will total \$4,575.96; and,

Whereas, the total cost including payroll taxes will be \$5,330.55,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve back pay and including related payroll costs in the amount of \$5,330.55.

**Acted on September 13, 2012**

**Yes 3 (Kee, Keene, Ryder) No 2 (Howard, Ormsby) Abstained \_\_\_\_\_  
Members Absent: Byron Vinton, Joel Wardwell)**

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

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**RESOLVE #R-2013-029 TO APPROVE BACK PAY FOR BUCKSPORT AMBULANCE SERVICE STAFF FROM JULY 1, 2012 THROUGH AUGUST 30, 2012**

Whereas, the Town Council of the Town of Bucksport approved new policies and new operating procedures for the Bucksport Ambulance Service on September 13, 2012; and,

Whereas, these new policies and structures include new scheduling and pay structures to encourage greater participation by staff in a volunteer on-call program; and,

Whereas, these new scheduling and pay structures were approved to take effect on August 31, 2012; and,

Whereas, the Director of Emergency Services started the new scheduling structures on July 1, 2012 before receiving approval by the full council; and,

Whereas, the staff have participated in the new scheduling since July 1, 2012; and,

Whereas, the staff were paid under the old system from July 1, 2012 through August 30, 2012; and,

Whereas, a request has been made to offer back-pay to staff who participated in the new on-call scheduling system between July 1, 2012 and August 30, 2012; and,

Whereas, the cost in salaries will total \$4,575.96; and,

Whereas, the total cost including payroll taxes will be \$5,330.55,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve back pay and including related payroll costs in the amount of \$5,330.55.

**Re-acted on September 27, 2012, due to number of Council votes. (See meeting minutes for explanation.)**

Yes 5 No 1 (Ormsby) Abstained \_\_\_\_\_

Members Absent: Joel Wardwell

Attested by: Kathy Downes, Town Clerk

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**RESOLVE #R-2013-030 SETTING THE TOWN GOALS FOR THE FISCAL YEAR 2013**

Whereas, each year the Town Council sets goals to accomplish for the fiscal year; and,

Whereas, the Town Council has set the included list of goals,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve these Town Council Goals.

**Acted on September 13, 2012**

**Yes 5 No 0 Abstained \_\_\_\_\_ (Members Absent: Byron Vinton, Joel Wardwell)**

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

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**RESOLVE #R-2013-031 TO NAME VOTING DELEGATES FOR THE  
MAINE MUNICIPAL ASSOCIATION ANNUAL BUSINESS MEETING  
SCHEDULED FOR OCTOBER 3, 2012**

Whereas, the Town of Bucksport is a member of the Maine Municipal Association (MMA); and,

Whereas, each year the MMA holds its annual business meeting in conjunction with the MMA Annual Convention; and,

Whereas, each member of the MMA is entitled to have one voting representative at the business meeting; and,

Whereas, the MMA Annual Business Meeting is scheduled for October 3, 2012 at 1:45 PM; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the naming of Town Manager Michael Brennan as a voting delegate for the MMA Annual Business Meeting.

**Acted on September 13, 2012**

**Yes   5   No   0   Abstained \_\_\_\_\_ (Members Absent: Byron Vinton, Joel Wardwell)**

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

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**RESOLVE #R-2013-032 TO ACCEPT RECOMMENDATIONS OF THE  
FINANCE COMMITTEE REGARDING INVESTMENT STRATEGIES  
FOR TOWN RESERVE FUNDS**

Whereas, the Town holds funds in reserves for long term planning and development; and,

Whereas, the Town maintains an established investment policy with the primary goal of holding these assets in safe investments to guarantee the security of Town funds; and,

Whereas, a secondary though important goal of the Town Investment Policy is to assure liquidity of these assets; and,

Whereas, a third goal is the return on these investments; and,

Whereas, the strategies will be reviewed every 6 months, and reviewed 1 month before expiration; and,

Whereas, the Finance Committee met with the Finance Director and Town Manager to consider recommendations for investment of reserve funds that would guarantee safety and liquidity while seeking the best possible returns; and,

Whereas, the Finance Committee supports a ladder approach to investments of reserves that maintains safety, improves liquidity and improves return,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve recommendations of the Finance Committee to adopt a ladder investment strategy.

Be it further resolved to review investments every six months approximately 4 weeks before maturity date.

**Acted on September 13, 2012**

**Yes   5   No   0   Abstained \_\_\_\_\_ (Members Absent: Byron Vinton, Joel Wardwell)**

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

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**RESOLVE #R-2013-033 TO APPROVE THE DISCHARGE OF  
TAX ACQUIRED PROPERTY LOCATED AT 1 THOMAS ST.**

Whereas, from time to time, the Town of Bucksport acquires property through nonpayment of taxes; and,

Whereas, the Town of Bucksport acquired the property located at 1 Thomas Street on December 17, 2010 as a result of nonpayment of taxes and nonpayment of public utilities; and,

Whereas, the owner of the property located at 1 Thomas Street was in arrears a total of \$6,753.58 in taxes for the years 2009 through the first half of 2013; and,

Whereas, the property located at 1 Thomas Street had a sewer bill owed totaling \$328.63; and,

Whereas, the property located at 1 Thomas Street was recently sold to a new owner; and,

Whereas, on or about September 7, 2012, payments were made to the Town in the amount of \$6,753.58 for back taxes and \$328.63 for the amount owed for sewer usage; and,

Whereas, quitclaim deeds have been prepared needing Council approval releasing the property for sale; and,

Whereas, all debts owed to the Town have been paid in full:

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the prepared quitclaim deeds.

**Acted on September 13, 2012**

**Yes   5   No   0   Abstained \_\_\_\_\_ (Members Absent: Byron Vinton, Joel Wardwell)**

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

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**RESOLVE #R-2013-034 TO CONSIDER SUPPORT FOR A COALITION SUPPORTING  
THE ATTORNEY GENERAL OF THE STATE OF MAINE IN A MATTER  
CONSIDERING JURISDICTION OVER THE PENOBSCOT RIVER**

Whereas, the Penobscot Indian Nation has filed suit against Maine Attorney General Bill Schneider; and,

Whereas, the Penobscot Indian Nation seeks to establish that it, and not the State of Maine, has exclusive jurisdiction over the Penobscot River surrounding and north of Indian Island; and,

Whereas, the lawsuit could have significant consequences for non-Indian waste discharge licensees that discharge into the river or one of its tributaries; and,

Whereas, if the Penobscot Indian Nation prevails, it could mean that all non-Tribal discharges into the Penobscot River above Indian Island, or its branches could be regulated by the Penobscot Indian Nation in addition to the State of Maine; and,

Whereas, the Attorney General of the State of Maine is defending the States' rights in this matter; and,

Whereas, the Environmental & Land Use Practice Group at Pierce Atwood, LLP is leading a coalition in support of the Attorney General in this matter; and,

Whereas, Pierce Atwood is requesting financial assistance for this work of approximately \$2,500.00,

Be it resolved by the Bucksport Town Council in Town Council assembled to support the coalition but will not financially contribute at this time.

**Acted on September 13, 2012**

**Yes   5   No   0   Abstained \_\_\_\_\_ (Members Absent: Joel Wardwell & Byron Vinton)**

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

\_\_\_\_\_

**RESOLVE #R-2013-035 TO SEND TO THE SOLID WASTE COMMITTEE PROPOSED CHANGES IN THE OPERATING SCHEDULE OF THE TRANSFER STATION**

Whereas, the Town of Bucksport maintains a Solid Waste (Transfer) Station to manage consumer and commercial waste; and,

Whereas, the Transfer Station operates six days per week; and,

Whereas, usage at the transfer station has decreased; and,

Whereas, revenues at the transfer station have not kept up with increased expenses; and,

Whereas, there are also fewer staff at the Transfer Station, increasing the likelihood of overtime; and,

Whereas, it has been suggested to reduce the number of days per week the Transfer Station is open from six to five; and,

Whereas, under this proposal, the Transfer Station would close on Tuesday and Wednesday, and be open Thursday through Monday; and,

Whereas, it has also been suggested to adjust the hours of operation from 9 AM to 5 PM to 8 AM to 4 PM

Be it resolved by the Bucksport Town Council in Town Council assembled to send this consideration to the Solid Waste Committee for review.

**Acted on September 27, 2012**

**Yes   6   No   0   Abstained        (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R-2013-036 TO APPOINT REPRESENTATIVES  
TO SERVE ON THE BOARD OF DIRECTORS FOR THE  
PENOBSCOT VALLEY REFUSE DISPOSAL DISTRICT**

Whereas, the Town of Bucksport is a member of the Penobscot Valley Refuse Disposal District (PVRDD); and,

Whereas, the last formal meeting of the PVRDD was in 1999; and,

Whereas, in 1999, the board 1) sought to declare the PVRDD inactive, but not dissolve the entity, 2) cease to collect any new dues but retain the General Fund intact (approximately \$10,000), and 3) make plans to return funds in the Demolition Debris Account (approximately \$41,000) to the member communities; and,

Whereas, there is no indication monies were ever returned to members; and,

Whereas, since that time, affairs that would involve the PVRDD have been handled by the Municipal Review Committee, Inc. (MRC) due to restructuring of municipal contracts and the MRC involvement with PERC; and,

Whereas, in recent months it has come to be known that control of approximately \$51,000 in municipal funds long held in the name of PVRDD have been transferred to the control of Eastern Maine Development Corporation (EMDC); and,

Whereas, it is thought necessary to re-seat a board of directors of the PVRDD and organize a meeting to satisfactorily resolve this matter; and,

Whereas, appointments are made by municipal officers by member communities with each community appointing one director,

Be it resolved by the Bucksport Town Council in Town Council assembled to nominate one director to sit on the board of the PVRDD

**Acted on September 27, 2012**

**Yes   6   No   0   Abstained        (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R-2013-037 TO AWARD THE BID FOR THE  
2012 - 2013 WINTER SAND PURCHASE**

Whereas, each year the Town of Bucksport Public Works Department purchases sand for the winter season; and,

Whereas, Requests for bids were collected through September 14, 2012; and,

Whereas a total of four vendors submitted bids; and,

Whereas, the bids were as follows

VENDOR	CONTRACTOR LOADING	TOWN LOADING	CONTRACTOR HAULING
Pike Industries, Inc.	\$4.58	\$3.69	\$8.29
Stockton Sand & Gravel	\$5.00	\$4.50	\$7.00
Wardwell Contracting (Lane)	\$7.85	\$5.10	\$11.30
Wardwell Constr. & Trucking Corp.			\$9.00

Whereas, it is recommended that the Town purchase 7,000 cubic yards of screened and stockpiled winter sand for the 2012 – 2013 winter season; and,

Whereas, it is recommended that the bid be awarded to Pike Industries, Inc., as the low bidder,

Be it resolved by the Bucksport Town Council in Town Council assembled to award the bid for the 2012-2013 winter sand purchase to Pike Industries.

**Acted on September 27, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R-2013-038 TO APPROVE THE CONTRACT WITH MAINE WATER COMPANY FOR THE PERIOD JULY 1, 2012 THROUGH JUNE 30, 2013**

Whereas, the Town of Bucksport contracts with Maine Water Company to operate the Town Waste Water Treatment facility; and,

Whereas, the last ratified contract expired on June 30, 2012; and,

Whereas, since that time, Maine Water continued its' operations without a contract; and,

Whereas, on several occasions, the Sewer Committee met to review the contract; and,

Whereas, on September 19, 2012, the Sewer Committee met to once again review the contract; and,

Whereas, the new contract calls for an increase in the rate charged by Maine Water of \$1,950.00 per month; and,

Whereas, this marks the first significant rate increase since 2008; and,

Whereas, the Sewer Committee recommends that the new contract be approved by the full council,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the contract with the Maine Water Company for service to operate the Town Wastewater Treatment Facility.

**Acted on September 27, 2012**

**Yes   6   No   0   Abstained        (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R-2013-039 TO SCHEDULE THE SEWER COMMITTEE  
TO HEAR UPDATES ON THE SECONDARY TREATMENT  
PLANT FROM OLVER ASSOCIATES**

Whereas, the Town of Bucksport is in the midst of a program to upgrade waste water treatment from primary to secondary; and,

Whereas, this upgrade is the result of an Administrative Consent Agreement with the Maine Department of Environmental Protection; and,

Whereas, this agreement formalized a timetable for design, finance and construction of the new facility; and,

Whereas, the Town of Bucksport has contracted with Olver Associates for design and engineering services and to assist in the transition from primary to secondary treatment; and,

Whereas, from time to time, Olver Associates provides updates to the Town on the progress of the facility upgrades; and,

Whereas, it has been some time since the last update,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Sewer Committee to meet with Olver Associates to hear an update on progress of the treatment facility upgrades.

**Acted on September 27, 2012**

**Yes   6   No   0   Abstained \_\_\_\_\_ (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R-2013-040 TO PROCLAIM OCTOBER 14TH THROUGH OCTOBER 20TH CHILDHOOD CANCER AWARENESS WEEK IN BUCKSPORT**

Whereas, the Town Council of the Town of Bucksport recognizes that the American Cancer Fund for Children and Kids Cancer Connection report cancer is the leading cause of death by disease among children in the United States; and,

Whereas, founded thirteen years ago by Steven A. Firestein, a descendent of cosmetics magnate Max Factor, the American Cancer Fund for Children, Inc. and sister organization, Kids Cancer Connection, Inc. are dedicated to helping those children and their families; and,

Whereas, the American Cancer Fund for Children and Kids Cancer Connection provides a variety of vital psychological services to children undergoing cancer treatment at participating hospitals throughout Maine and the country, thereby enhancing the quality of life for these children and their families; and,

Whereas, through its uniquely sensitive and comforting Magical Caps for Kids program, the American Cancer Fund for Children and Kids Cancer Connection distributes thousands of beautifully hand-made caps and decorated baseball caps to children who want to protect their heads following the trauma of chemotherapy, surgery and/ or radiation treatments; and,

Whereas, the American Cancer Fund for Children and Kids Cancer Connections also sponsor nationwide Courageous Kid Recognition Award ceremonies and hospital celebrations in recognition of a child's bravery and determination to fight the battle against childhood cancer,

Be it resolved by the Bucksport Town Council in town council assembled that the week of October 14 through October 20 be proclaimed Childhood Cancer Awareness Week in the Town of Bucksport

**Acted on October 11, 2012**

**Yes   5   No   0   Abstained    (Members Absent: Joel Wardwell & Michael Ormsby)**

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

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**RESOLVE #R-2013-041 TO APPROVE EXPENDITURES FROM THE RECREATION FACILITIES CAPITAL IMPROVEMENT FUND IN THE AMOUNT OF \$1,466.88 FOR THE REGGIE GINN FIELD STORAGE BUILDING**

Whereas, the Town of Bucksport maintains recreational and sports facilities; and,

Whereas, these facilities are regularly used by community members and the school system; and,

Whereas, from time to time these facilities need improvements, upgrades and repairs in order to maintain them as a safe and useable space for outdoor recreational activities; and,

Whereas, funds are budgeted to finance these upgrades under the Recreation Capital Improvement Plan; and,

Whereas, improvements have been completed on the Reggie Ginn Field Storage Building totaling \$1,466.88:

Be it resolved by the Bucksport Town Council in town council assembled to authorize expenditures in the amount of \$1,466.88 for construction of the Reggie Ginn Field storage building from the recreation facilities Capital Improvement Fund (57-571-86).

**Acted on October 11, 2012**

**Yes   5   No   0   Abstained    (Members Absent: Joel Wardwell & Michael Ormsby)**

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

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**RESOLVE #R-2013-042 TO SCHEDULE THE FINANCE COMMITTEE TO DISCUSS  
UPDATES ON THE EXTENSION OF NATURAL GAS LINES.**

Whereas, the Town of Bucksport is not currently serviced by natural gas; and,

Whereas, the Town Council of the Town of Bucksport has been in negotiations with Bangor Gas to extend natural gas service to the schools and other customers along a proposed route; and,

Whereas, several items remain unresolved, and a meeting of the Finance Committee is in order:

Be it resolved by the Bucksport Town Council in town council assembled to schedule a meeting of the Finance Committee to discuss terms of the proposed extension of service lines with Bangor Gas.

**Acted on October 11, 2012**

**Yes   5   No   0   Abstained    (Members Absent: Joel Wardwell & Michael Ormsby)**

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

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**CONSIDER RESOLVE #R-2013-043 AUTHORIZING THE FINANCE DIRECTOR TO  
WRITE OFF UNCOLLECTED AMBULANCE CHARGES FOR THE PERIOD  
APRIL 1, 2012 THROUGH DECEMBER 31, 2012**

Whereas, the Town of Bucksport operates ambulance services; and,

Whereas, the Town of Bucksport collects for fees for services of the ambulance service; and,

Whereas, from time to time, the Town of Bucksport has uncollected charges on its financial books; and,

Whereas, the finance director has uncollected ambulance charges totaling \$29,943.43 for the period April 1, 2011 through December 31, 2011, and for those that are now deceased,

Be it resolved by the Bucksport Town Council in town council assembled that the Town of Bucksport approve the action by the Finance Director to write off \$29,943.43 in uncollected ambulance charges.

**Acted on October 11, 2012**

**Yes   5   No   0   Abstained    (Members Absent: Joel Wardwell & Michael Ormsby)**

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

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**RESOLVE #R-2013-044 TAKING ACTION ON TAX ACQUIRED PROPERTY  
LOCATED AT 52 CENTRAL STREET, BUCKSPORT**

Whereas, the Town of Bucksport collects property taxes and fees to fund local services and government operations; and,

Whereas, from time to time, when taxes go unpaid, the Town will acquire property; and,

Whereas, the Town acquired property at 52 Central Street on December 16, 2011; and,

Whereas, the Town Council referred the matter to the Finance Committee on April 12, 2011; and,

Whereas, the Finance Committee met on April 20, 2012 and allowed the owner until September 30, 2012 to make progress towards making regular payments; and,

Whereas, on September 19, 2012 the Town received a \$250.00 payment (\$200.00 for taxes & \$50.00 for sewer) from a Church as a donation to pay down the amount owed on this property; and,

Whereas, on September 24, 2012, the Town received a \$100.00 from the property owner; and,

Whereas, on September 24, 2012 the property owner stated the Town would receive a \$200.00 payment on October 1, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 2, 2012 the property owner stated the Town would receive a \$250.00 payment on October 4, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 5, 2012 the property owner stated the Town would receive a \$250.00 payment on October 5 or October 8, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 8, 2012 the property owner stated the Town would receive a \$250.00 payment on October 9, 2012, and a \$377.00 payment by October 11, 2012; and,

Whereas, no payment was made; and,

Whereas, on October 10, 2012 the property owner stated that a church in Massachusetts would be sending the Town a check to cover the complete amount of back-taxes owed on the property; and,

On October 15, 2012, the Town received a check for St. Johns Church in Gloucester, MA, in the amount of \$578.52, the amount owed on taxes; and,

Whereas, if unpaid, taxes for the year 2011 will lead to foreclosure on December 17, 2012; and,

Whereas, there is still a balance owed in the amount of \$3,152.60 for sewer services,

Be it resolved by the Bucksport Town Council in Town Council assembled that the matter be referred back to the Finance Committee for review.

**Acted on October 11, 2012**

**Yes   5   No   0   Abstained    (Members Absent: Joel Wardwell & Michael Ormsby)**

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

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**RESOLVE #R-2013-045 TO APPROVE THE TRANSFER OF FUNDS FROM THE TRANSFER STATION RESERVE TO THE HEALTH & SANITATION SOLID WASTE BUILDING MAINTENANCE FUND FOR REPAIRS TO THE TRANSFER STATION**

Whereas, the Town of Bucksport maintains a Transfer Station for the disposal of solid waste; and,

Whereas, from time to time repairs are necessary to maintain a safe and useable work space; and,

Whereas, the Town maintains a the Solid Waste Building Maintenance Fund for such repairs; and,

Whereas, the concrete floor has been severely cracked and chipping away for several years; and,

Whereas, patching and other fixes do not last long and must be repeated frequently; and,

Whereas, continued patching creates a safety risk to those that work and use the facility; and,

Whereas, a permanent repair provides a safer and longer lasting solution; and,

Whereas, venders were contacted for estimates to repair the floor; and,

Whereas, the lowest cost to repair the facility was \$2855.00; and,

Whereas, the repair was authorized and approved; and,

Whereas, no funds were specifically allocated to repair the floor; and,

Whereas, the Solid Waste Building Maintenance Fund has a balance of \$2,529.53 as of October 1, 2012; and,

Whereas, the cost for repairs exceeded that Solid Waste Building Maintenance Fund by \$325.47; and,

Whereas, the Transfer Station Reserve Account has a current balance of \$47,120.62; and,

Whereas, the Transfer Station Reserve Account is maintained to assist unusual or unplanned expenditures,

Be it resolved by the Bucksport Town Council in Town Council assembled to transfer \$500.00 in funds from the Transfer Station Reserve Account to the Solid Waste Building Maintenance Fund (53-531-52).

**Acted on October 25, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R-2013-046 TO ORGANIZE AN AD HOC COMMITTEE  
TO REVIEW THE TOWN CHARTER**

Whereas, the Town of Bucksport government is organized around a Town Charter; and,

Whereas, from time to time the Town Charter is reviewed to consider changes and updates; and,

Whereas, when the Town Charter is reviewed, an Ad Hoc Committee is organized to complete this review and make recommendations to the full Council:

Be it resolved by the Bucksport Town Council in Town Council assembled to organize an Ad Hoc Committee to review the Town Charter.

Be it further resolved to send the Town Charter to the Ordinance Committee for review.

**Acted on October 25, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R2013-047 TO SCHEDULE A PUBLIC HEARING TO CONSIDER AN  
ORDINANCE TO AMEND THE GENERAL ASSISTANCE PROGRAM  
FOR THE TOWN OF BUCKSPORT**

Whereas, the Town of Bucksport offers General Assistance to qualified residents; and,

Whereas, from time to time the Maine Department of Health and Human Services (DHHS) issues updated regulations concerning qualifications and awards; and,

Whereas, the Maine DHHS has issued such new regulations to enter into effect October 1, 2012; and,

Whereas these new regulations govern Appendix C (Housing Maximums) of the General Assistance Ordinance; and,

Whereas, the updates result to increases in the amounts available for rent assistance as indicated below;

<u>Hancock County</u>	<u>Unheated – Monthly</u>		<u>Heated – Monthly</u>	
<u>Bedrooms</u>	<u>Old</u>	<u>New</u>	<u>Old</u>	<u>New</u>
0	\$406	\$451	\$461	\$512
1	\$453	\$503	\$524	\$852
2	\$501	\$622	\$601	\$729
3	\$738	\$845	\$863	\$978
4	\$738	\$845	\$863	\$978

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule a Public Hearing to review changes to the Town of Bucksport General Assistance program.

**Acted on October 25, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R-2013-048 TO SUPPORT EFFORTS BY THE COMMUNITY TO BRING A  
SCULPTURE TO BUCKSPORT SPONSORED BY THE SCHOODIC  
INTERNATIONAL SCULPTURE SYMPOSIUM**

Whereas, the Town of Bucksport maintains the Bucksport Economic Development Committee (BEDC); and,

Whereas, the BEDC has been working with representatives of the Schoodic International Sculpture Symposium (SISS) for some time in hopes of participating in the 2014 symposium; and,

Whereas, on October 16, the BEDC took up the issue of sponsoring a sculpture for the 2014 symposium; and,

Whereas, Jesse Salisbury of the SISS presented a program on the symposium and outlined local responsibilities to participate; and,

Whereas, the local community must raise \$12,000.00 of the required \$40,000 required to participate; and,

Whereas, these funds are to be raised through private donations, and no public dollars are required; and,

Whereas, the BEDC is requesting a Letter of Support from the Town to approve participating in the 2014 SISS; and,

Whereas, the attached document would be submitted as a Letter of Support,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve a Letter of Support for the BEDC to sponsor a sculpture for the 2014 SISS.

Be it further resolves that the Town of Bucksport is not committed to a financial contribution to the project.

**Acted on October 25, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R-2013-049 TO PUBLISH A NEWSLETTER TO UPDATE CITIZENS ON BANGOR GAS AND OTHER MAJOR ISSUES FACING THE TOWN**

Whereas, the Town of Bucksport is facing many important issues in the coming months; and,

Whereas, the delay in coming to agreeable terms with Bangor Gas has led to many questions and great confusion within the community; and,

Whereas, residents have questions about other issues facing the Town including upgrades to Route 46, the Silver Lake boat ramp, and the SASH program; and,

Whereas, from time to time, the Town Council has approved the publication of a newsletter or other materials to provide information to the residents of Bucksport on the important issues facing the Town; and,

Whereas, a newsletter or other appropriate material would be a useful tool to communicate updates to concerned residents on these and other issues; and,

Whereas, this newsletter could be published in later November or early December to coincide with the annual report; and,

Whereas, The Enterprise has expressed an interest in working with the Town to publish a Town Newsletter within the newspaper; and,

Whereas, this could be a cost effective alternative to previous newsletter publications; and,

Whereas, the Town could also publish an electronic newsletter although there may be many residents who will not be able to access this format,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the publication of a Town Newsletter.

**Acted on October 25, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R2013-050 TO APPROVE EXPENDITURES FROM THE TIF RESERVES  
TO FUND A BUSINESS RESOURCE GUIDE**

Whereas, the Town of Bucksport maintains the Bucksport Economic Development Committee (BEDC) to promote investment in the Town; and,

Whereas, the BEDC met on October 16, 2012; and,

Whereas, at the October 16, 2012 meeting, the BEDC reviewed a proposal to produce a marketing tool to promote investment in the Town; and,

Whereas, this tool consists of a magazine quality publication that would identify resources for anyone interested in starting, expanding, and relocating a business in Bucksport; and,

Whereas, the local cost of this project would not exceed \$10,000; and,

Whereas, this investment would produce 5,000 copies of the magazine; and,

Whereas, the magazine would feature articles composed by Rich Hewett, formerly of the Bangor Daily News; and,

Whereas, the Town would hold editorial control over the publication; and,

Whereas, the BEDC has unanimously endorsed the project; and,

Whereas, the BEDC unanimously endorsed a recommendation to the Bucksport Town Council to fund this project utilizing TIF revenues,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures from TIF Reserves to fund the recommended business resource guide

**Acted on October 25, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R2013-051 TO APPROVE THE SMALL HARBOR IMPROVEMENT  
PROGRAM PROJECT AGREEMENT BETWEEN THE STATE OF MAINE,  
DEPARTMENT OF TRANSPORTATION (MAINEDOT) AND THE TOWN OF  
BUCKSPORT**

Whereas, the Town of Bucksport successfully applied for funding to make improvements to the Town Dock through the MaineDOT Small Harbor Improvement Program (SHIP); and,

Whereas, the project will include the installation of new pilings and an extension of the existing float system by three floats (60 feet); and,

Whereas, the MaineDOT approved local administration of the project described in the Agreement; and

Whereas, this Agreement sets out the terms and conditions of the MaineDOT's funding to the Municipality; and,

Whereas, MaineDOT has approved a SHIP Grant totaling \$80,000, with \$60,000 coming from State funds, and \$20,000 coming from a local contribution; and,

Whereas, work on this project will commence once the Town receives a "Notice to Proceed" from MaineDOT, weather permitting,

Be it resolved by the Bucksport Town Council in Town Council assembled to accept the 2012 SHIP Grant and approve the Small Harbor Improvement Program Project Agreement between MaineDOT and the Town.

**Acted on October 25, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R2013-052 TO APPROVE THE RECOMMENDATIONS OF THE  
APPOINTMENTS COMMITTEE CONCERNING THE EMPLOYMENT CONTRACT  
WITH THE TOWN MANAGER**

Whereas, the Town of Bucksport employs a Town Manager; and,

Whereas, the Town Manager was hired in April, 2012; and,

Whereas, the Town Manager was hired under probationary status for the first six months of employment pending a review by members of the Town Council; and,

Whereas, the Appointments Committee met with the Town Manager on April 17, 2012 to review job performance as outlined in the Town Manager employment contract; and,

Whereas, the Appointments Committee found the Town Manager to be performing at or above the identified standards; and,

Whereas, the Appointments Committee recommends that the Town Council continue to employ the Town Manager under all terms previously negotiated in the employment contract,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the recommendation of the Appointments Committee.

**Acted on October 25, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Joel Wardwell)**

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

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**RESOLVE #R2013-053 TO SCHEDULE A PUBLIC HEARING TO REVIEW  
PRELIMINARY DESIGNS AND RECEIVE COMMENT ON PROPOSED CHANGES  
TO ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, following a Request for Proposals, Millet & Associates was awarded the contract for engineering services; and,

Whereas, as part of the MPI, a public hearing is required following the completion of preliminary work; and,

Whereas, Millet & Associates is prepared to present the preliminary design,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule a public hearing for Thursday, December 6, 2012 at 6:00 PM.

**Acted on November 8, 2012**

**Yes   5   No   0   Abstained    (Members Absent: Michael Ormsby & Robert Howard)**

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

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**RESOLVE #R-2013-054 TO SCHEDULE THE ORDINANCE COMMITTEE  
TO REVIEW THE TOWN CHARTER**

Whereas, The Town of Bucksport maintains a Town Charter and Town Municipal Codes; and,

Whereas, from time to time it is necessary to review the Town Charter; and,

The Town Municipal Code requires that this review be conducted by the Ordinance Committee;  
and,

It has been proposed that the Town Charter should be reviewed,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the  
Ordinance Committee to review the Town Charter.

**Acted on November 8, 2012**

**Yes   5   No   0   Abstained    (Members Absent: Michael Ormsby & Robert Howard)**

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

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**RESOLVE #R-2013-055 TO APPROVE AN AGREEMENT FOR PROFESSIONAL  
ENGINEERING SERVICES WITH PINE TREE ENGINEERING RELATED TO THE  
BUCKSPORT FLOAT SYSTEM EXPANSION (2012 SHIP GRANT)**

Whereas, the Town of Bucksport applied for and received funding under the 2012 Small Harbor Improvement Program; and,

Whereas, the Town had been working with Pine Tree Engineering on the application and design of improvement to the Bucksport Town Dock funded under the program; and,

Whereas, on November 1, 2012, the Maine Department of Transportation gave Bucksport a Notice to Proceed with the project; and,

Whereas, this Notice to Proceed authorized a grant of funding not to exceed \$80,000.00, including \$20,000.00 in local contributions; and,

Whereas, the Town of Bucksport contacted the Maine Department of Transportation to request approval for sole source engineering services with Pine Tree Engineering for this project; and,

Whereas, on November 20, 2012, the Town of Bucksport received approval from the Maine Department of Transportation to use Pine Tree Engineering for this project; and,

Whereas, the Maine Department of Transportation approved up to \$19,000 for engineering services; and,

Whereas, the agreement for Professional Engineering Services for the Bucksport Float System Expansion with Pine Tree Engineering calls for a total cost for basic services not to exceed \$19,000,

Be it resolved by the Bucksport Town Council in town council assembled to approve an Agreement for Professional Engineering Services with Pine Tree Engineering,

Be it further resolved that expenditures for these services will not exceed \$19,000,

Be it further resolved that the \$20,000.00 in matching funds will, as previously approved under Resolve #R-2012-147, be transferred from the Waterfront Reserve Account (57-571-58, current balance of \$28,000).

**Acted on November 29, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Michael Ormsby)**

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

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**RESOLVE #R-2013-056 TO APPROVE EXPENDITURES OF \$1000.00 TO FINANCE THE CONNECTION OF UNDERGROUND STORM WATER LINES AT THE JED PROUTY BUILDING ON CENTRAL STREET**

Whereas, the Town of Bucksport maintains underground infrastructure within the Town; and,

Whereas, the Town of Bucksport has entered into an agreement with Chambers Realty LLC, developers of the Jed Prouty to rehab the building; and,

Whereas, prior to construction, during the inspection process, issues related to storm water drainage were identified; and,

Whereas, as part of the agreement with Chambers Realty LLC, the Town of Bucksport did agree to assist with roof drains and rerouting storm water; and,

Whereas, the total cost for this work is \$1000.00,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$1,000.00 from Undesignated Fund Balances to finance the connection of underground storm water lines from the Jed Prouty.

**Acted on November 29, 2012**

**Yes   5   No   1 (Kee)   Abstained    (Members Absent: Michael Ormsby)**

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

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**RESOLVE #R2013-057 TO AWARD THE SALE OF A USED 1988 GMC BRIGADIER DUMP TRUCK PREVIOUSLY IN SERVICE BY THE WASTE WATER TREATMENT PLANT TO THE HIGHEST BIDDER**

Whereas, the Town of Bucksport Waste Water Treatment Department maintains numerous vehicles; and,

Whereas, from time to time, vehicles are replaced and old vehicles are sold off to the highest bidder; and,

Whereas, the Town of Bucksport Waste Water Treatment Department solicited bids for a used 1988 GMC Dump Truck that was no longer in service; and,

Whereas, a total of three bids were received; as outlined below;

<u>BIDDER NAME</u>	<u>BID PRICE</u>
Wardwell Construction & Trucking Corp.	\$3,777.00
Robert Downes	\$3,700.00
Wilbur Cotton	\$2852.00

Whereas, the highest bidder was Wardwell Construction & Trucking Corp. with a bid of \$3,777.00; and,

Whereas, proceeds from this sale will be deposited into the Waste Water Contingency Account (70-731-95),

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the sale of a used 1988 GMC Brigadier dump truck to Wardwell Construction and Trucking Corp. for the price of \$3,777.00.

**Acted on November 29, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Michael Ormsby)**

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

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**RESOLVE #R-2013-058 TO APPROVE EXPENDITURES NOT TO EXCEED \$285,000  
TO FUND THE PURCHASE OF A NEW FIRE TRUCK**

Whereas, the Town of Bucksport maintains fire and ambulance services for the Bucksport region; and,

Whereas, the Bucksport Fire Department maintains a Capital Improvement Program to repair and replace aging equipment on an as needed basis; and,

Whereas, it was proposed to replace an existing truck with a new Pumper-Tanker truck; and,

Whereas, bids were solicited from nine different providers; and,

Whereas, a total of two companies submitted bids; and,

Whereas, the lowest bidder, Yankee Fire & Rescue, Inc., submitted a final bid price of \$282,204.00 with an additional recommendation to include outlets on the generator at a cost of \$213.00; and,

Whereas, on November 6 of 2012, voters approved an ordinance financing the purchase of a new Fire Truck; and,

Whereas, the ordinance called for town expenditures not to exceed \$285,000 for the purchase of a new fire truck to be expensed from the Fire Equipment Reserve Account,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the purchase of a new Pumper-Tanker truck from Yankee Fire & Rescue at a cost not to exceed \$282,417.00; and,

Be it further resolved that these funds will be drawn from the Fire Equipment Reserve Account.

**Acted on November 29, 2012**

**Yes 5 No 1 (Ryder) Abstained     (Members Absent: Michael Ormsby)**

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

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**RESOLVE #R-2013-059 TO TRANSFER \$20,000 IN FUNDS FROM THE TIF EXPENSE ACCOUNT TO THE WATERFRONT RESERVE ACCOUNT**

Whereas, the Town has applied for and received grant funds to extend the Town Dock under the 2012 Small Harbor Improvement Program; and,

Whereas, the Town was awarded grant of funding totaling \$80,000.00; and,

Whereas, to receive \$60,000 in grant funding the Town must contribute \$20,000.00 in local funding or in-kind work; and,

Whereas, funds were previously allocated for this project under the 2013 Capital Improvement Projects; and,

Whereas, funding for this Capital Improvement Project is to come from TIF Revenues; and,

Whereas, the TIF Expenditures account (E65-651-92) has an unexpended balance as on 11/30/2012 of \$600,358.37; and,

Whereas, the Town portion of TIF Revenues for FY 2013 will be \$246,873.75; and,

Whereas, the Town is prepared to move forward with its portion of the project,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the transfer of \$20,000 from TIF Expenditures (E65-651-92) to the Waterfront Reserve Account (R84-4503).

**Acted on December 13, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Belle Ryder)**

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

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**RESOLVE #R-2013-060 TO APPROVE EXPENDITURES OF \$7,415.76 FOR THE  
PURCHASE OF LUMBER TO CONSTRUCT FLOATING DOCKS TO EXTEND THE  
TOWN DOCK**

Whereas, the Town of Bucksport maintains a public dock within the Town; and,

Whereas, the Town has applied for and received grant funds to extend the Town Dock under the 2012 Small Harbor Improvement Program; and,

Whereas, on November 1, 2012, the Maine Department of Transportation gave Bucksport a Notice to Proceed with the project; and,

Whereas, this Notice to Proceed authorized a grant of funding not to exceed \$80,000.00, including \$20,000.00 in local contributions; and,

Whereas, a portion of the Town contribution includes in-kind work; and,

Whereas, the in-kind work includes construction of the floats by the Public Works Department; and,

Whereas, bids were solicited for the cost of lumber to construct the floats; and,

Whereas, a total of four bids were received as follows; and

<u>VENDOR</u>	<u>COST</u>
Ellsworth Builders Supply	\$6,346.80 *
Crescent Lumber	\$6,682.01 *
Viking Inc	\$7,415.76
Hammond Lumber	\$8,451.62

\* Quotation for lumber is based on non-marine grade pressure-treated wood

Whereas, given the nature of the location of the floats, it is preferable to use marine grade treated lumber; and,

Whereas, the lowest bidder for marine grade pressure treated wood is Viking Inc.; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$7,415.76 from the Waterfront Capital Improvement Reserves to Viking Inc to purchase lumber for the new float system at the Town Dock.

**Acted on December 13, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Belle Ryder)**

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

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**RESOLVE #R-2013-061 TO TRANSFER \$80,000 IN FUNDS FROM THE GENERAL SURPLUS ACCOUNT TO THE ROUTE 46 HIGHWAY IMPROVEMENT EXPENSE ACCOUNT**

Whereas, the Town of Bucksport has entered into agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, the citizens of Bucksport approved expenditures of up to \$500,000.00 for Route 46 improvements; and,

Whereas, these funds are expensed from general surplus unreserved funds (balance as of 6/30/2012 is \$8,314,875.51); and,

Whereas, engineering work is underway for this project,

Be it resolved by the Bucksport Town Council in town council assembled to approve the transfer of \$80,000 from unreserved funds balances to the Route 46 Highway Improvement Account (R84-4556) through June 30, 2013.

**Acted on December 13, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Belle Ryder)**

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

---

**RESOLVE #R-2013-062 TO APPROVE EXPENDITURES OF \$11,231.48 FOR ENGINEERING SERVICES RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a Request for Proposals, Millet & Associates was awarded the contract for engineering services; and,

Whereas, Millet & Associates has submitted an invoice for Engineering Services through November 8, 2012; and,

Whereas, work on the invoice includes initial project development, survey and base plan development, test probes for ledge, pavement coring, and test pits; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$11,231.48 from the Route 46 Highway Improvement Account (Account E84-804-56) to pay Millet & Associates for work on the reconstruction of Route 46.

**Acted on December 13, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Belle Ryder)**

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

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**RESOLVE #R-2013-063 TO AUTHORIZE THE TRANSFER OF \$3,000.00 IN FUNDS FROM THE GENERAL SURPLUS UNRESERVED FUND BALANCE ACCOUNT TO THE TOWN OFFICE RESERVE ACCOUNT FOR THE PURPOSE OF SCANNING RECORDS AND PROVIDING TECHNOLOGY SUPPORT TO THE TOWN OFFICE**

Whereas, the Town of Bucksport, in efforts to update records and increase public access to relevant Town documents seeks to transfer records to electronic format as to be made readily available; and,

Whereas, as the computer technology changes, and the equipment used by the Town ages, there is greater need for technology support; and,

Whereas, the Town Manager is requesting that the Town Council approve the transfer of \$3,000 to be used to pay for a part time staff person from the period January 1, 2013 through June 30, 2013; and,

Whereas, this staff person will be paid at a rate of \$10.00 per hour; and,

Whereas, these services will be paid from the General Surplus Undesignated Fund Balance Account (current balance of \$8,314,875.51) and transferred to the Town Office Reserve Account (57-571-75),

Be it resolved by the Bucksport Town Council in Town Council assembled that \$3,000 be appropriated from General Surplus Undesignated Fund Balance Account for the purposes of paying a part time staff person to provide technology assistance to the Town Hall Staff.

**Acted on December 13, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Belle Ryder)**

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

---

**RESOLVE #R-2013-064 TO APPROVE THE SETTLEMENT AGREEMENT AND EXPENDITURES OF \$4,250.00 FOR THE PAINTING OF THE PILINGS ON THE TOWN DOCK**

Whereas, the Town of Bucksport contracted with Atlantic Mechanical, Inc. (AMI) for improvements to the Town Dock as part of the 2010 SHIP Grant; and,

Whereas, There has been some dispute over the quality of work performed by AMI; and,

Whereas, the Town sought to be made whole of its' loss that resulted from the failing paint; and,

Whereas, AMI has made a claim it is owed a minimum of \$9,390.88 for the original work performed under contract as well as additional work that was required to attempt to fix the failed paint on the pilings; and,

Whereas, the Town sought to reach an agreed upon settlement and directed legal counsel to negotiate in the name of the Town of Bucksport,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$4,250.00 from the General Surplus Undesignated Fund Balance Account to settle the dispute with AMI.

**Acted on December 13, 2012**

**Yes   6   No   0   Abstained    (Members Absent: Belle Ryder)**

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

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**RESOLVE #R-2013-065 AUTHORIZING THE TOWN MANAGER OR MAYOR TO  
SIGN OFFICIAL DOCUMENTS APPROVED BY THE TOWN COUNCIL**

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

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

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

Be it resolved by the Bucksport Town Council in Town Council assembled that the Town Manager and/or the Mayor be authorized to sign documents as necessary that have been approved by the majority members of the Bucksport Town Council.

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-066 REGARDING PROCEDURES FOR ALIGNING  
TREASURER'S WARRANTS**

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

Whereas, Appendix B Council Rules, Section 42 permits the Treasurer to disburse funds only on the authority of a warrant drawn for the purpose and signed by the Mayor, or in the absence of the Mayor, by the Chairman of the Finance Committee; and, whereas, copies of all signed treasurer's warrants must be provided to all members of the Town Council at regular Town Council meetings:

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

Be it further resolved that copies of all signed treasurer's warrants will be provided to members of the Town Council for review at the first held regular Town Council meeting of each month.

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-067 SETTING THE RATE OF INTEREST FOR DELINQUENT  
SEWER BILLS**

Whereas, the Town assesses interest on delinquent sewer bills; and,

Whereas, the rate charged cannot exceed 7% for the period 1-1-2013 to 12-31-2013; and,

Whereas, the current rate of interest is 7%:

Be it resolved by the members of the Bucksport Town Council in Town Council assembled that the rate of interest to be charged on delinquent sewer bills for the period 1-1-2013 to 12-31-2013 remain at 7%.

**Acted on January 10, 2013**

**Yes   5   No   1 (Howard)   Abstained      (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-068 TO APPROVE EXPENDITURES OF \$14,050.00 FROM THE ROUTE 46 HIGHWAY IMPROVEMENT ACCOUNT FOR ENGINEERING SERVICES RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a Request for Proposals, Millet & Associates was awarded the contract for engineering services; and,

Whereas, Millet & Associates has submitted an invoice for Engineering Services through November 8, 2012; and,

Whereas, work on the invoice includes initial project development, survey and base plan development, test probes for ledge, pavement coring, and test pits; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804-56); and,

Whereas, that account currently has a balance of approximately \$69,000.00

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$14,050.00 from the Route 46 Highway Improvement Account (84-804-56) to pay Millet & Associates for engineering and design services on the reconstruction of Route 46.

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained      (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-069 TO APPROVE EXPENDITURES OF \$3,441.21 FROM THE GARAGE RESERVE ACCOUNT TO REPLACE THE FUEL STORAGE TANK AT THE TOWN GARAGE**

Whereas, the Town of Bucksport has municipal buildings including the Town Garage located on Center Street; and,

Whereas, from time to time, repairs are needed in the building to maintain safe and efficient facilities; and,

Whereas, the current heating oil tank and supply piping from the garage was installed over 30 years ago; and,

Whereas, both the fuel storage tank and the supply piping developed leaks which required repair; and,

Whereas, the current condition of the equipment requires replacement of the fuel storage tank; and,

Whereas, repairs were completed due to the immediate safety concerns and the need to save on fuel costs; and,

Whereas, the current location of the fuel storage tank in an unheated space requires the purchase of “blended” heating fuel oil when the outside temperature is below freezing; and,

Whereas, “blended” heating oil is a more expensive fuel; and,

Whereas, the storage tank was relocated inside a heated building; and,

Whereas, relocating the tank, reduced the need for piping and the need to purchase “blended” fuel oil,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$3,441.21 from the Town Garage Reserve Account (84-804-16) to repair leaking fuel tanks and lines at the Town Garage

Be it further resolved that as of June 30, 2012, the Town Garage Reserve Account had a balance of \$85,932.87

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained      (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-070 TO TRANSFER \$39,925.00 IN FUNDS FROM THE TIF EXPENSE ACCOUNT TO THE DOWNTOWN IMPROVEMENTS RESERVE**

Whereas, the Town of Bucksport has applied for and received grant funds to make improvements along the waterfront and in the downtown area (façade and streetscape improvements); and,

Whereas, the Town is in the project development phase of the 2012 CDBG Enterprise Grant; and,

Whereas, to receive \$150,000 in grant funding the Town must contribute in local funding or in-kind work; and,

Whereas, funding for this Capital Improvement Project is to come from TIF Revenues and surplus; and,

Whereas, the TIF Designated account (G1-540-10) had an unexpended balance as of 06/30/2012 of \$288,684.83; and,

Whereas, monies are transferred from the TIF Designated account (G1-540-10) via the TIF Expenditures account (E65-651-92); and,

Whereas, the Town portion of TIF Revenues for FY 2013 will be \$246,873.75; and,

Whereas, the Town is prepared to move forward with its portion of the project,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the transfer of \$39,925.00 from TIF Expenditures (E65-651-92) to the Downtown Improvement Reserve Account (R84-4526).

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-071 TO APPROVE EXPENDITURES OF \$1,500.00 FROM THE DOWNTOWN IMPROVEMENT RESERVE ACCOUNT TO FUND PERMITTING FOR THE WEST END DEVELOPMENT PROJECT**

Whereas, the Town of Bucksport has applied for and received grant funds to make improvements along the waterfront and in the downtown area (façade and streetscape improvements); and,

Whereas, the Town is anticipating an award of grant of funding totaling \$150,000.00; and,

Whereas, the DECD has indicated that administrative expenses may be expenses under the local match portion of the grant,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$1,500.00 from the Downtown Improvement Reserve Account (E84-804-26) to fund permitting for the West End Development Project

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-072 TO APPROVE THE RENEWAL TO THE HANCOCK COUNTY HAZARD MITIGATION PLAN**

Whereas, the Town of Bucksport, participates in the county wide Hazard Mitigation Plan; and,

Whereas, every five years, this plan is updated to reflect changes in the conditions as well as best practice; and,

Whereas, The Hancock County Emergency Management Agency is seeking to renew the plan for another five year period; and,

Whereas, each time the plan is revised, approval is needed from each of the 37 participating communities in Hancock County/

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the renewal to the Hancock County Hazard Mitigation Plan

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-073 TO APPROVE CHANGES IN JOB DESCRIPTIONS**

Whereas, the Town of Bucksport maintains job descriptions on all town positions; and,

Whereas, from time to time, these job descriptions require review and updating; and,

Whereas, the job description for the Bucksport Senior Center Director was recently updated following the resignation of the previous director; and,

Whereas, the job description for the Bucksport Health Planning Director was recently updated to reflect changes in the program following the resignation of the current director; and,

Whereas, the new and old job descriptions are included with this resolve as an attachment,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the attached job descriptions for the Town of Bucksport Health Planning Director and the Bucksport Senior Center Director

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)  
(TABLE)**

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

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**RESOLVE #R-2013-074 REFERRING PROPOSED APPOINTMENTS TO THE  
APPOINTMENTS COMMITTEE**

**EXPIRING APPOINTMENTS**  
**March 2013**

**TAX ASSESSOR**

James E. Fitzgerald

March 31, 2013

**REGISTRAR OF VOTERS**

Kathy L. Downes

January 1, 2013

**SEALER OF WEIGHTS & MEASUREMENTS**

Robert M. Wiggin

March 31, 2013

**HARBOR MASTER**

David Grant

March 31, 2013

**STREET NAMING/NUMBERING COORDINATOR**

Jeffrey Hammond

March 31, 2013

**PLANNING BOARD:**

John Daniels

March 31, 2013

**BOARD OF ASSESSMENT REVIEW**

Oliva Jacques

March 31, 2013

Wendy White (Alternate-1 Year Term)

March 31, 2013

**ZONING BOARD OF APPEALS**

Richard L. Tennant, Jr.

March 31, 2013

**PARKS AND RECREATION COMMITTEE**

Andrew Tyne

March 31, 2013

Sean Geagan

March 31, 2013

**CONSERVATION COMMISSION**

Kathy Downes

March 31, 2013

Mary (Betty) Barker

March 31, 2013

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-075 REGARDING THE DISPOSITION OF TAX ACQUIRED  
PROPERTY**

Whereas, the attached list of real estate properties were acquired by the Town as a result of the automatic foreclosure of real property tax liens that matured on 12-17-2012, by sewer liens that matured on 9-22-201; and,

Whereas, the policy previously approved by the Bucksport Town Council states the Town Council may vote to extend the opportunity to the owner(s) of record to redeem tax and sewer lien acquired property used for residential purposes within 60 days of notice and upon full payment of tax liens, interest and cost that is due on the property; and,

Whereas, upon payment of a matured tax lien, a quit-claim deed is issued to the owner of record:

Be it resolved by the members of the Bucksport Town Council in Town Council assembled that the opportunity be extended in writing to the owners of record to redeem property that became acquired by the Town due to tax liens that matured on 12-17-2012; and,for payment of taxes, interest and cost for the tax year 2011 within 60 days of the date that the written notice is post marked.

Be it further resolved that payment arrangements may be extended to the owners of record who occupy the property as a primary residence, upon request to the Town within sixty days of the date the written notice is post marked and such arrangements are returned to the Town Council for approval.

Be it further resolved that the issue of property acquired as a result of sewer liens be sent to the Finance Committee for disposition.

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-076 TO SCHEDULE THE FINANCE COMMITTEE TO CONSIDER  
ACTION AGAINST SEWER ACQUIRED PROPERTY**

Whereas, the Town of Bucksport collects fees for sewer usage and taxes on property to fund local services and government operations; and,

Whereas, from time to time, when taxes and utility service fees go unpaid, the Town will acquire property; and,

Whereas, the Town acquired property at 52 Central Street on December 16, 2011; and,

Whereas, the Town Council referred the matter to the Finance Committee on April 12, 2012; and,

Whereas, the Finance Committee met on April 20, 2012 and allowed the owner until September 30, 2012 to make progress towards making regular payments; and,

Whereas, on September 19, 2012 the Town received a \$250.00 payment (\$200.00 for taxes & \$50.00 for sewer) from a Church as a donation to pay down the amount owed on this property; and,

Whereas, on September 24, 2012, the Town received a \$100.00 from the property owner; and,

Whereas, on September 24, 2012 the property owner stated the Town would receive a \$200.00 payment on October 1, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 2, 2012 the property owner stated the Town would receive a \$250.00 payment on October 4, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 5, 2012 the property owner stated the Town would receive a \$250.00 payment on October 5 or October 8, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 8, 2012 the property owner stated the Town would receive a \$250.00 payment on October 9, 2012, and a \$377.00 payment by October 11, 2012; and,

Whereas, as of this date, no payments have been made on property taxes or the sewer bill; and,

Whereas, the property owner has requested to meet with the Finance Committee to discuss this issue,

Be it resolved by the Bucksport Town Council in Town Council assembled that the matter be referred back to the Finance Committee for review.

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-077 TO SCHEDULE THE ORDINANCE COMMITTEE TO  
CONSIDER MINOR REVISIONS TO THE TOWN CHARTER**

Whereas, The Town of Bucksport maintains a Town Charter and Town Municipal Codes; and,

Whereas, from time to time it is necessary to review the Town Charter; and,

Whereas, it has been proposed that the Town Charter should be reviewed,

Whereas, the Town Municipal Code requires that this review be conducted by the Ordinance Committee; and,

Whereas, the Ordinance Committee met in November to consider this matter; and,

Whereas, the Ordinance Committee recommended the matter be delayed until January, 2013.

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Ordinance Committee to review the Town Charter.

**Acted on January 10, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-078 TO CONSIDER THE FACILITIES PLAN FOR THE TOWN  
WASTEWATER TREATMENT PLANT DEVELOPED BY OLVER ASSOCIATES**

Whereas, the Town of Bucksport has been required by the United States Environmental Agency (EPA) to upgrade the Bucksport Wastewater Treatment Facility from Primary Treatment to Secondary Treatment; and,

Whereas, the Town is being required to upgrade the facilities due to the decision by EPA to revoke 301h Waivers that permitted Primary Treatment.

Whereas, the Town of Bucksport and the State of Maine Department of Environmental Protection had entered into an agreement to facilitate the upgrades required by the EPA; and,

Whereas, this agreement includes expectations and time frames for completing various goals within the upgrade project; and,

Whereas, the ability to qualify for funding requires certain steps to be taken and certain qualifications to be met; and,

Whereas, Olver Associates serves as the contracted Engineer for this project; and,

Whereas, Olver Associates had prepared cost estimates along with anticipated requirements to qualify for funding; and,

Whereas, the total anticipated cost of the upgrade is estimated to be \$10,870,000,

Be it resolved by the Bucksport Town Council in Town Council assembled to send the Facilities Plan to the Sewer Committee for further review.

**Acted on January 31, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-079 TO APPROVE THE AUDIT FOR THE PERIOD  
7/1/2011 TO 6/30/2012**

Whereas, the Town of Bucksport conducts an annual audit; and,

Whereas, the 2012 Fiscal Year Audit has been prepared by R.H.R. Smith & Company; and,

Whereas, members of the Town Council have been provided a copy of the municipal audit for the period 7/1/2011 through 6/30/2012; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to accept the audit as prepared by R.H. Smith and Company for the period 7-1-2011 to 6-30-2012.

Be it further resolved that this audit be filed by the Town Clerk in the records of the Town.

Be it also further resolved that no further action is required regarding the audit period.

**Acted on January 31, 2013**

Yes   6   No   0   Abstained    (Members Absent: David Kee)  
(TABLE)

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

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**RESOLVE #R-2013-080 TO APPROVE EXPENDITURES OF \$5,968.52 FROM THE ROUTE 46 HIGHWAY IMPROVEMENT ACCOUNT FOR ENGINEERING SERVICES RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a Request for Proposals, Millet & Associates was awarded the contract for engineering services; and,

Whereas, Millet & Associates has submitted an invoice for Engineering Services through November 8, 2012; and,

Whereas, work on the invoice includes initial project development, survey and base plan development, test probes for ledge, pavement coring, and test pits; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the Town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804-56); and,

Whereas, that account currently has a balance of approximately \$54,000.00

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$5,968.52 from the Route 46 Highway Improvement Account (84-804-56) to pay Millet & Associates for engineering and design services on the reconstruction of Route 46.

**Acted on January 31, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R2013-081 TO APPROVE TOWN COUNCIL COMMITTEE  
APPOINTMENTS FOR THE 2013 CALENDAR YEAR**

Whereas, the Town Council of the Town of Bucksport maintains standing committees related to various Town functions; and,

Whereas, each year members of the Town Council are assigned to these various committees; and,

Whereas, for the 2013 Calendar year, the following committee assignments have been made;

**WATERFRONT COMMITTEE**

Mike Ormsby, Chairperson  
Frank Dunbar  
Glenn Findlay

**SEWER COMMITTEE**

Frank Dunbar, Chairperson  
David Kee  
Brian Leeman

**FINANCE COMMITTEE**

Mike Ormsby, Chairperson  
Brian Leeman  
Robert Howard

**SOLID WASTE COMMITTEE**

Robert Howard, Chairperson  
Brian Leeman  
Glenn Findlay

**STREETS AND ROADS**

Robert Howard, Chairperson  
Frank Dunbar  
Glenn Findlay

**APPOINTMENT COMMITTEE**

Robert Howard, Chairperson  
David Kee  
Brian Leeman

**ORDINANCE COMMITTEE**

Robert Howard, Chairperson  
Mike Ormsby  
David Kee

**NEGOTIATION COMMITTEE**

Michael Ormsby, Chairperson  
David Keene

**ECONOMIC DEVELOPMENT COMMITTEE**

David Kee  
Frank Dunbar  
Glenn Findlay

**COUNCIL REPRESENTATIVES FOR COMMITTEES:**

**RSU #25:** David Keene

**RECREATION COMMITTEE:** Glenn Findlay

**CEMETERY COMMITTEE:** Robert Howard

**HEALTH ADVISORY COMMITTEE:** David Kee  
**POLICE ADVISORY COMMITTEE:** Frank Dunbar  
**BUCKSPORT REGIONAL HEALTH CENTER:** Mike Ormsby

Be it resolved by the Bucksport Town Council in Town Council assembled to approve committee assignments for the 2013 Calendar year.

**Acted on January 31, 2013**

**Yes   6   No   0   Abstained    (Members Absent: David Kee)**

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

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**RESOLVE #R-2013-073 TO APPROVE CHANGES IN JOB DESCRIPTIONS**

Whereas, the Town of Bucksport maintains job descriptions on all town positions; and,

Whereas, from time to time, these job descriptions require review and updating; and,

Whereas, the job description for the Bucksport Senior Center Director was recently updated following the resignation of the previous director; and,

Whereas, the new and old job descriptions are included with this resolve as an attachment,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the attached job description for the Bucksport Senior Center Director.

**Acted on February 14, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-077 TO SCHEDULE THE ORDINANCE COMMITTEE TO  
CONSIDER MINOR REVISIONS TO THE TOWN CHARTER**

Whereas, The Town of Bucksport maintains a Town Charter and Town Municipal Codes; and,

Whereas, from time to time it is necessary to review the Town Charter; and,

Whereas, it has been proposed that the Town Charter should be reviewed,

Whereas, the Town Municipal Code requires that this review be conducted by the Ordinance Committee; and,

Whereas, the Ordinance Committee met in November to consider this matter; and,

Whereas, the Ordinance Committee recommended the matter be delayed until 2013.

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Ordinance Committee to review the Town Charter.

**Acted on February 14, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-079 TO APPROVE THE AUDIT FOR THE PERIOD  
7/1/2011 TO 6/30/2012**

Whereas, the Town of Bucksport conducts an annual audit; and,

Whereas, the 2012 Fiscal Year Audit has been prepared by R.H.R. Smith & Company; and,

Whereas, members of the Town Council have been provided a copy of the municipal audit for the period 7/1/2011 through 6/30/2012; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to accept the audit as prepared by R.H. Smith and Company for the period 7-1-2011 to 6-30-2012.

Be it further resolved that this audit be filed by the Town Clerk in the records of the Town.

Be it also further resolved that no further action is required regarding the audit period.

**Acted on February 14, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-082 TO SCHEDULE THE SEWER COMMITTEE TO REVIEW  
THE FACILITIES PLAN FOR THE TOWN WASTEWATER TREATMENT PLANT  
DEVELOPED BY OLVER ASSOCIATES**

Whereas, the Town of Bucksport has been required by the United States Environmental Agency (EPA) to upgrade the Bucksport Wastewater Treatment Facility from Primary Treatment to Secondary Treatment; and,

Whereas, the Town is being required to upgrade the facilities due to the decision by EPA to revoke 301h Waivers that permitted Primary Treatment.

Whereas, the Town of Bucksport and the State of Maine Department of Environmental Protection had entered into an agreement to facilitate the upgrades required by the EPA; and,

Whereas, this agreement includes expectations and time frames for completing various goals within the upgrade project; and,

Whereas, the ability to qualify for funding requires certain steps to be taken and certain qualifications to be met; and,

Whereas, Olver Associates serves as the contracted Engineer for this project; and,

Whereas, Olver Associates presented to the full Council an over view of the Facilities Plan during the January 31, 2013 Council Meeting

Whereas, Olver Associates also prepared cost estimates along with anticipated requirements to qualify for funding; and,

Whereas, the total anticipated cost of the upgrade is estimated to be \$10,870,000,

Be it resolved by the Bucksport Town Council in Town Council assembled to send the Facilities Plan to the Sewer Committee for further review.

**Acted on February 14, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-083 TO APPROVE THE BUDGET WORKSHOP SCHEDULE**

Whereas, the Town of Bucksport must prepare an annual budget of anticipated expenses and anticipated revenues; and,

Whereas, each year, the proposed budget is reviewed in a series of workshops,

Be it resolved by the Bucksport Town Council in Town Council assembled to adopt the following budget workshops schedule:

Thursday, March 21, 2013 @ 7:00 PM	Discuss possible solutions to revenue losses
Thursday, March 28, 2013 @ 7:00 PM:	Preliminary Budget Review; impact of potential cuts and other changes
Thursday, April 4, 2013 @ 7:00 PM:	CIP, General Government, Protection
Thursday, April 18, 2013 @ 7:00 PM:	Street & Way, Health & Sanitation, Recreation
Thursday, April 25, 2013 @ 7:00 PM:	Community and Social Services, Cemeteries, Capital Programs,
Thursday, May 2, 2013 @ 7:00 PM:	Debt Service, Sewer, Revenue
Thursday, May 30, 2013@ 7:00 PM:	Public Hearing and Final Budget Approval

Be it further resolved that all workshops will be held at the Bucksport Town Office, Town Council Chambers

Be it further resolved that the schedule may be amended as necessary.

**Acted on February 14, 2013**

**Yes 7 No 0 Abstained**

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

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**RESOLVE #R-2013-084 TO SEND TO THE FINANCE COMMITTEE A REQUEST TO PURCHASE LAND FROM THE TOWN OF BUCKSPORT**

Whereas, the Town of Bucksport has received a request to purchase a small parcel of land; and,

Whereas, this land is currently undeveloped; and,

Whereas, the total size of the requested property to purchase is .34 of an acre; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Finance Committee to consider this request.

**Acted on February 28, 2013**

**Yes 7 No 0 Abstained**

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

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**RESOLVE #R-2013-085 TO SEND TO FINANCE COMMITTEE FOR REVIEW AND  
CONSIDERATION, REINVESTMENT OF TOWN FINANCES**

Whereas, the Town of Bucksport maintains investments of funds for the purpose of having sufficient reserves for emergencies and other uses; and,

Whereas, these reserves are held in Certificates of Deposits that mature from time to time; and,

Whereas, two (2) such investments will mature before the end of March 2013, and decisions must be made in regards to the use of these funds; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule to Finance Committee to consider Town investments.

**Acted on February 28, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-086 TO SEEK REQUESTS FOR PROPOSALS TO UPDATE THE TOWN OF BUCKSPORT COMPREHENSIVE PLAN**

Whereas, the Town of Bucksport maintains a Comprehensive Plan for the purposes of managing growth and development; and,

Whereas, the Comprehensive Plan was last reviewed in 2003; and,

Whereas, updated Comprehensive Plans are important tools for securing grant funding; and,

Whereas, Comprehensive Plans encourage smart development that considers community wide needs and the needs of all citizens; and,

Whereas, Comprehensive Planning involves a diverse set of stakeholders who bring a variety of perspectives; and,

Whereas, involving an outside mediator is useful to be certain all voices are heard; and,

Whereas, in 2013, the Comprehensive Plan is due to be completely reviewed and updated.

Be it resolved by the Bucksport Town Council in Town Council assembled to seek requests for proposals to review and update the Bucksport Comprehensive Plan.

**Acted on February 28, 2013**

**Yes   7   No   0   Abstained**

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

---

**RESOLVE #R-2013-087 TO RETAIN PERKINS THOMPSON AS REPRESENTATION  
FOR THE TOWN OF BUCKSPORT IN THE BANGOR GAS RATE HEARING**

Whereas, The Town of Bucksport has an ongoing relationship with Bangor Gas; and,

Whereas, Bangor Gas is currently seeking a rate change with the Public Utilities Commission (PUC); and,

Whereas, the Town was successful in being granted intervener status with the PUC in the Bangor Gas rate case; and,

Whereas, any rate change will have a direct impact on local tax payers; and,

Whereas, the Town is also in negotiations with Bangor Gas to extend service further into Town; and,

Whereas, if service is extended, residents, businesses, schools and other customers will be directly impacted by the rates charged by Bangor Gas; and,

Whereas, the Town has retained Perkins-Thompson in related litigation involving Bangor Gas; and,

Whereas, Perkins-Thompson also represents other communities involved as interveners in the Bangor Gas rate case,

Be it resolved by the Bucksport Town Council in Town Council assembled to retain Perkins-Thompson to represent the Town in the Bangor Gas Rate case currently before the Public Utilities Commission.

**Acted on February 28, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-088 TO APPROVE A UTILITY POLE PERMIT APPLICATION  
FROM BANGOR HYDRO ELECTRIC COMPANY**

Whereas, the Town of Bucksport maintains certain streets and highways within the Town limits;  
and,

Whereas, Bangor Hydro constructs and maintains poles together with attached facilities upon,  
along, or across certain streets and highways within the Town of Bucksport; and,

Whereas, Bangor Hydro is requesting permission to construct and maintain one (1) pole, anchor  
and overhead wire; and,

Whereas, the pole is located on Route 46 located 3215 feet North of Stonehouse Road,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the  
request from Bangor Hydro to construct and maintain one pole and the associated overhead wire.

**Acted on February 28, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-089 TO APPROVE THE LETTER OF AGREEMENT BETWEEN  
THE SCHOODIC SCULPTURE INTERNATIONAL SYMPOSIUM AND THE TOWN  
OF BUCKSPORT**

Whereas, the Town of Bucksport is working with the Economic Development Committee to attract cultural opportunities to the Town; and,

Whereas, the Economic Development Committee, in conjunction with the Town of Bucksport applied to host a sculpture created as part of the Schoodic Sculpture International Symposium (SSIS); and,

Whereas, SSIS has selected Bucksport as a site for the 2014 symposium; and,

Whereas, all participating communities agree to raise \$12,000 towards the creation and display of the art; and,

Whereas, the Town of Bucksport has previously agreed to participate in the SSIS, but has not agreed to provide funding; and,

Whereas, the Economic Development Committee agreed to form an independent ad hoc committee charged with raising funds; and,

Whereas, the Town would serve as the sponsoring organization for the sculpture,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the Letter of Agreement between the Schoodic Sculpture International Symposium (SSIS) and the Town of Bucksport.

**Acted on February 28, 2013**

**Yes   7   No   0   Abstained**

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

---

**RESOLVE #R-2013-090 AUTHORIZING APPLICATION FOR A 2013 HOUSING  
COMMUNITY DEVELOPMENT BLOCK GRANT**

Whereas, the Bucksport Town Council set as a Town Council goal to seek out opportunities to increase qualified affordable housing within the Town; and,

Whereas, the Town was unsuccessful in obtaining a 2012 Community Development Block Grant (CDBG) Housing Assistance Grant from the Office of Community Development to be used to assist households of low to moderate income to complete repairs to their homes; and,

Whereas, a similar program is available for 2013; and,

Whereas, the emphasis of the program will be to reduce the cost of energy for all households that will qualify and to assist elderly homeowners to complete needed repairs in order for them to continue to live in their homes as they age; and,

Whereas, a Request for Proposals was published in the local newspaper seeking bids to assist with the grant; and,

Whereas, bids were accepted until Wednesday, February 27, 2013; and,

Whereas, the attached documentation lists proposals received by the Town; and,

Whereas, the costs to submit an application for the grant will be paid from Special Revenues Account E-86-806-30,

Be it resolved by the Bucksport Town Council in Town Council assembled to award application for and administration of the 2013 CDBG Housing Program to the recommended bidder;

Be it further resolved, that updates and changes to this resolve will be made and presented to the Town Council before approval.

**Acted on February 28, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-091 TO AWARD THE CONTRACT FOR RECONSTRUCTION OF  
STATE ROUTE 46**

Whereas, State Route 46 is partially located within the Town limits of Bucksport; and,

Whereas, in February, 2012 the Town of Bucksport entered into a Municipal Partnership Agreement (MPA) with the Maine Department of Transportation (MDOT); and,

Whereas, the Town of Bucksport in cooperation with MDOT and the contracted Engineer, Millett Associates, sought bids for the Reconstruction of Route 46; and,

Whereas, the bids were broken into two sections with an additional alternate section based on funding; and,

Whereas, Section A is located near the Golf Course; and,

Whereas, Section B is located near Hancock Pond; and,

Whereas, these bids were due in to the Town Office during the morning of February 26, 2013; and,

Whereas, a total of 11 bids were submitted to the Town of Bucksport; and,

Whereas the bids were submitted as follows;

<b>Firm</b>	<b>Golf Course</b>	<b>Hancock Pond</b>	<b>Bid Combo Deduction</b>	<b>Alternate Project</b>
Pratt & Sons	\$699,848.40	\$649,119.00	\$9,120.00	\$295,038.65
Sitewerx	\$739,178.00	\$696,630.00	\$0.00	\$319,400.00
Sargent Corp.	\$625,611.50	\$617,031.00	\$28,000.00	\$246,502.00
Gardner Construction	\$554,275.00	\$521,223.00	\$4,000.00	\$216,807.00
R. A. Paradis	\$612,000.00	\$529,400.00	\$0.00	\$234,900.00
T Buck	\$557,126.00	\$600,126.00	\$0.00	\$242,198.00
Lane Construction	\$498,393.50	\$480,354.50	\$0.00	\$199,544.10
Maine Earth	\$559,608.75	\$537,324.50	\$0.00	\$218,308.65
CPM Construction	\$755,565.00	\$759,142.00	\$20,000.00	\$327,363.00
R.F. Jordan	\$751,953.90	\$654,200.00	\$0.00	\$287,688.80
Pomeroy Logging		\$499,741.00	\$0.00	\$185,377.00

Be it resolved by the Bucksport Town Council in Town Council assembled to award the bid for reconstruction of Route 46 near the Golf Course (Section A) to Lane Construction;

Be it further resolved to award the reconstruction of Route 46 near Hancock Pond (Section B) to Lane Construction;

Be it further resolved to send to the Finance Committee the alternate bid segment for review.

**Acted on February 28, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-092 TO APPROVE THE FACILITIES PLAN DEVELOPED BY OLVER ASSOCIATES FOR REQUIRED UPGRADES TO THE BUCKSPORT WASTE WATER TREATMENT PLANT**

Whereas, the Town of Bucksport has been required by the United States Environmental Agency (EPA) to upgrade the Bucksport Wastewater Treatment Facility from Primary Treatment to Secondary Treatment; and,

Whereas, the Town is being required to upgrade the facilities due to the decision by EPA to revoke 301h Waivers that permitted Primary Treatment.

Whereas, the Town of Bucksport and the State of Maine Department of Environmental Protection had entered into an agreement to facilitate the upgrades required by the EPA; and,

Whereas, this agreement includes expectations and time frames for completing various goals within the upgrade project; and,

Whereas, the ability to qualify for funding requires certain steps to be taken and certain qualifications to be met; and,

Whereas, Olver Associates serves as the contracted Engineer for this project; and,

Whereas, Olver Associates prepared cost estimates along with anticipated requirements to qualify for funding; and,

Whereas, the total anticipated cost of the upgrade is estimated to be \$10,870,000; and,

Whereas, Olver Associates presented to the full Council and also to the Sewer Committee an over view of the Facilities Plan; and,

Whereas, the Sewer Committee recommended to the full Council that it approve the Facilities Plan as presented by Olver Associates,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the Facilities Plan developed by Olver Associates.

**Acted on March 14, 2013**

**Yes   6   No   0   Abstained**

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

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**RESOLVE #R-2013-093 TO SCHEDULE THE SOLID WASTE COMMITTEE TO CONSIDER CHANGES TO THE TRANSFER STATION PROGRAM**

Whereas, the Town of Bucksport maintains a Transfer Station to accept solid waste from Town residents nearby communities under contract; and,

Whereas, the Town is considering options to reduce costs while maintaining services; and,

Whereas, in October of 2012, the Solid Waste Committee met to consider changes in the operational schedule of the Bucksport Transfer Station; and,

Whereas, in January 2013, staff at the Transfer Station made a request to change the Transfer Station policies to require that all trash be delivered in bags or other acceptable containers,

Whereas, the recommendation was made to table any changes until the spring of 2013,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Solid Waste Committee to consider changes in the operation of the Bucksport Transfer Station.

**Acted on March 14, 2013**

**Yes   6   No   0   Abstained**

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

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**RESOLVE #R-2013-094 TO SCHEDULE THE APPOINTMENTS COMMITTEE TO CONSIDER  
APPOINTMENTS TO TOWN BOARDS**

Whereas, the Town of Bucksport maintains various appointed positions, committees and boards to assist in local government; and,

Whereas, select terms of office for these appointments and boards are schedule to expire at the end of March, 2013; and,

Whereas, the Appointments Committee met in January 2013, to consider these appointments; and,

Whereas, the Appointments Committee agreed to review the current appointments and reconvene in March before terms are scheduled to expire;

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Appointments Committee to consider appointments for the year 2014.

**Acted on March 14, 2013**

**Yes   6   No   0   Abstained**

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

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**RESOLVE #R-2013-095 TO APPROVE EXPENDITURES OF \$4,420.00 FROM THE ROUTE 46 HIGHWAY IMPROVEMENT ACCOUNT (84-804-56) FOR ENGINEERING SERVICES RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a Request for Proposals, Millett & Associates was awarded the contract for engineering services; and,

Whereas, Millett & Associates has submitted an invoice for Engineering Services through November 8, 2012; and,

Whereas, work on the invoice includes initial project development, survey and base plan development, test probes for ledge, pavement coring, and test pits; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the Town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804-56); and,

Whereas, that account currently has a balance of approximately \$53,478.02

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$4,420.00 from the Route 46 Highway Improvement Account (84-804-56) to pay Millett & Associates for engineering and design services on the reconstruction of Route 46.

**Acted on March 14, 2013**

**Yes   6   No   0   Abstained**

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

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**RESOLVE #R-2013-096 TO AUTHORIZE EXPENDITURES OF \$643.80 FROM THE  
RECREATION CAPITAL IMPROVEMENT FUND TO REPAIR THE SWIMMING POOL  
SAND FILTER**

Whereas, the Town of Bucksport maintains the Town Swimming Pool; and,

Whereas, the pool is used regularly by community members; and,

Whereas, from time to time these facilities need improvements and upgrades in order to maintain them as a safe and useable space for outdoor recreational activities; and,

Whereas, funds are budgeted to finance needed repairs under the Recreation Capital Improvement Plan; and,

Whereas, this request will finance the purchase of new legs for the Sand Filter; and,

Whereas, the legs on the sand filter are rusting away

Be it resolved by the Bucksport Town Council in Town Council assembled to authorize expenditures in the amount of \$643.80 to be paid to Paddock Pool Equipment Company for the purchase of 4 tank jack legs to be charged to the Recreation Capital Improvement Plan.

**Acted on March 14, 2013**

Yes   6   No   0   Abstained       
**(TABLED RESOLVE)**

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

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**RESOLVE #R-2013-097 TO APPROVE EXPENDITURES OF \$5,968.52 FROM THE ROUTE 46  
HIGHWAY IMPROVEMENT ACCOUNT (84-804-56) FOR ENGINEERING SERVICES  
RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a Request for Proposals, Millett & Associates was awarded the contract for engineering services; and,

Whereas, from time to time Millett & Associates has submitted an invoice for Engineering Services; and,

Whereas, work on the invoice includes initial project development, survey and base plan development, test probes for ledge, pavement coring, and test pits; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the Town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804-56); and,

Whereas, that account currently has a balance of approximately \$49,000

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$5,968.52 from the Route 46 Highway Improvement Account (84-804-56) to pay Millett & Associates for engineering and design services on the reconstruction of Route 46.

**Acted on March 28, 2013**

**Yes   5   No   0   Abstained**

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

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**RESOLVE #R-2013-098 TO APPROVE RECOMMENDATIONS OF THE APPOINTMENTS  
COMMITTEE**

**EXPIRING APPOINTMENTS**

**TAX ASSESSOR**

James E. Fitzgerald

March 31, 2014

**REGISTRAR OF VOTERS**

Kathy L. Downes

January 1, 2014

**SEALER OF WEIGHTS & MEASUREMENTS**

Robert M. Wiggin

March 31, 2014

**HARBOR MASTER**

David Grant

March 31, 2014

**STREET NAMING/NUMBERING COORDINATOR**

Jeffrey Hammond

March 31, 2014

**PLANNING BOARD:**

Daniel See

March 31, 2018

**BOARD OF ASSESSMENT REVIEW**

Oliva Jacques

March 31, 2016

Celeste Ames (Alternate-1 Year Term)

March 31, 2014

**ZONING BOARD OF APPEALS**

Richard L. Tennant, Jr.

March 31, 2018

**PARKS AND RECREATION COMMITTEE**

Andrew Tyne

March 31, 2016

Sean Geagan

March 31, 2016

**CONSERVATION COMMISSION**

Kathy Downes

March 31, 2016

Mary (Betty) Barker

March 31, 2016

**Acted on March 28, 2013**

**Yes   5   No   0   Abstained**

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

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**RESOLVE #R-2013-099 TO APPROVE THE INVESTMENT OF FUNDS**

Whereas, the Town of Bucksport has financial investments in reserve; and,

Whereas, from time to time, these investments come up for renewal; and,

Whereas, currently there are two (2) Certificates of Deposit that will mature on March 31, 2013; and,

Whereas, each are scheduled to renew for two (2) years; and,

Whereas, multiple lending facilities were contacted to solicit a rate of return for investing the assets; and,

Whereas, the institutions listed below participated and provided a quote:

**Banking Institution** \_\_\_\_\_

TD Bank  
Machias Savings  
Bangor Savings  
Androscoggin Bank  
Peoples United  
The First  
Camden National

Whereas, two (2) institutions had the highest rate of return at 1% on both CD's

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the recommendation of the Finance Committee to invest in Certificates of Deposit totaling \$2,283,105.04 with The First with a rate of return of 1% for a period of 24 months.

**Acted on March 28, 2013**

**Yes   5   No   0   Abstained**

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

\_\_\_\_\_

**RESOLVE #R-2013-100 TO APPROVE THE UPDATED JOB DESCRIPTION  
FOR THE BUCKSPORT HEALTH PLANNING DIRECTOR**

Whereas, the Town of Bucksport maintains job descriptions on all town positions; and,

Whereas, from time to time, these job descriptions require review and updating; and,

Whereas, changing priorities and changing needs require adjustments to job responsibilities to the Bucksport Health Planning Director; and,

Whereas, responsibilities of the Senior Center Director will be combined with the duties of the Health Planning Director; and,

Whereas, the responsibilities of the Health Planning Director will reflect the added duties to direct the Senior Center; and,

Whereas, a new description is included with this resolve as an attachment,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the attached job description for the Town of Bucksport Health Planning Director.

**Acted on April 11, 2013**

**Yes**   2 (Dunbar, Leeman) **No**   4 (Howard, Ormsby, Findlay, Keene) **Abstained**     

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

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**RESOLVE #R-2013-101 TO SEND TO THE FINANCE COMMITTEE A  
PROPOSAL FROM BANGOR GAS TO EXTEND NATURAL GAS SERVICE  
FROM VERSO PAPER MILL TO BUCKSPORT MIDDLE SCHOOL**

Whereas, the Town of Bucksport has sought out natural gas service for several years; and,

Whereas, the Town is currently in negotiations with Bangor Gas to extend service lines from Verso Paper Mill to the Bucksport Middle School and points in between; and,

Whereas, the current proposal from Bangor Gas calls for construction to begin by May, 2013 and to be completed before the fall of 2013 and will allow the schools and other users along the proposed route the ability to access natural gas service this coming winter; and,

Whereas, Bangor Gas has proposed to construct the entire route; and,

Whereas, unlike previous proposals, the Town of Bucksport will not participate in construction; and,

Whereas, Bangor Gas is not requesting any additional incentives such as Tax Increment Financing to offset costs other than a Cost in Aid of Construction (CIAC); and,

Whereas, Bangor Gas is requesting a CIAC of \$250,000 for this portion of the extension; and,

Whereas, Bangor Gas is open to negotiating a payment schedule to include holding a portion of the CIAC until final construction is completed and accepted by the Town; and,

Whereas, Bangor Gas is open to considering an additional line extension on and around Central Street, no later than the summer of 2014; and,

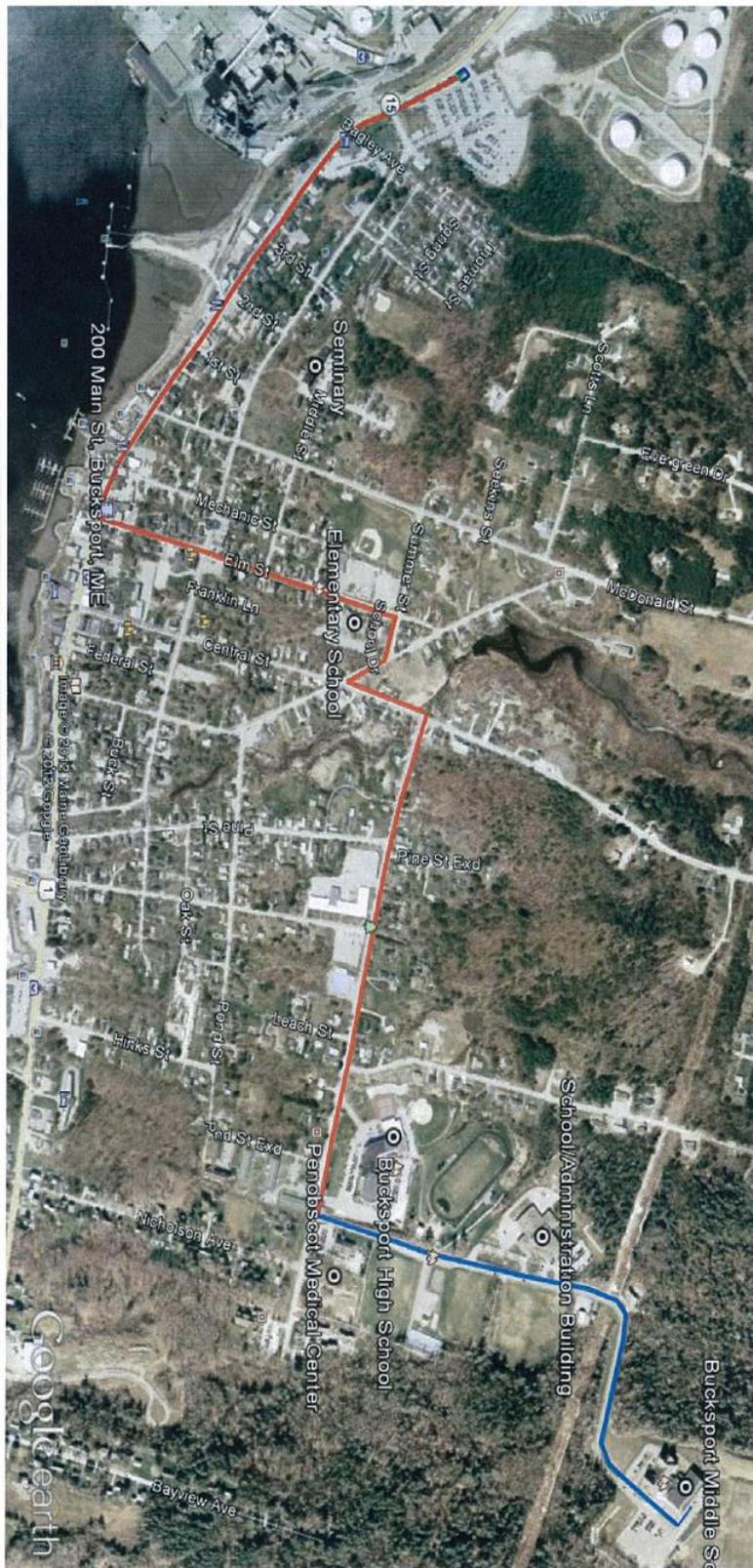
Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Finance Committee to review a proposal from Bangor Gas to extend natural gas service into town

**Acted on April 11, 2013**

**Yes   6   No   0   Abstained**

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

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Google Earth

**RESOLVE #R-2013-102 TO SEND TO THE ORDINANCE COMMITTEE A  
REQUEST TO REVIEW PERMITTING PRACTICES**

Whereas, the Town of Bucksport maintains ordinances and codes to govern Town functions;  
and,

Whereas, from time to time, these ordinances require review and possible updating; and,

Whereas, a business owner recently expressed concerns regarding the permitting process and the impact itinerant vendor permits and Victualed licenses have on established businesses in town;  
and,

Whereas, a request has been made to consider revising the permitting process to encourage and support established businesses in town; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Ordinance Committee to consider requested modifications to the existing ordinances regarding permitting and licensing of businesses.

**Acted on April 11, 2013**

**Yes   6   No   0   Abstained**

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

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**RESOLVE #R-2013-103 TO SEND TO THE CEMETERY COMMITTEE A REQUEST TO  
TAKE CONTROL OF THE OAK HILL BURIAL PLACE**

Whereas, the Town of Bucksport maintains several cemeteries; and,

Whereas, the Oak Hill Burial Place Association has made a request to the Town to take over the Oak Hill Burial Place; and,

Whereas, there are no successors to serve on the Oak Hill Burial Place Association; and,

Whereas, it is believed there are remains of veterans of the Armed Forces of the United States buried in the Oak Hill Burial Place; and,

Whereas, Title 13 §1101 of the Maine State Code states that:

*“In any ancient burying ground, as referenced in Title 30-A, section 5723, or public burying ground in which any Revolutionary soldiers or sailors or veterans of the Armed Forces of the United State of America who served in any war are buried, the municipality in which said burying ground is located shall keep in good condition and repair all graves, headstones, monuments or markers designating the burial place of said Revolutionary soldiers or sailors or veterans of the Armed Forces of the United States of America who served in any war and shall keep the grass suitably cut and trimmed on those graves from May 1st to September 30th of each year.”*

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Cemetery Committee to consider the request for the Town to take over management of the Oak Hill Burial Place.

**Acted on April 11, 2013**

**Yes   6   No   0   Abstained**

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

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**RESOLVE #R-2013-104 TO APPROVE THE PURCHASE OF SEVEN (7) CONDUCTED ENERGY DEVICES**

Whereas, the Town of Bucksport maintains protection services; and,

Whereas, from time to time, new purchases are needed to maintain a safe and effective Police Department; and,

Whereas, the Bucksport Police Department is seeking to purchase seven (7) Conducted Energy Devices model Taser X2 Electronic Control Device; and,

Whereas, these devices provide a less-lethal tool in a use-of-force event; and,

Whereas, studies indicate the use of Conducted Energy Devices reduces injuries to suspects and decrease injuries to officers (<http://www.nij.gov/pubs-sum/232215.htm>); and,

Whereas, the cost to purchase three (3) devices totals \$5,779.01; and,

Whereas, \$5,000.00 will be expensed from the Police Department Equipment Reserve Account (57-571-66) which has a current balance of \$13,000.00; and,

Whereas, \$779.01 will be expensed from the Police Department Small Equipment account (51-512-41) which has a current balance of \$1553.36; and,

Whereas, the cost to purchase an additional four (4) devices totals approximately \$7800.00; and,

Whereas, the funds to purchase an addition four (4) devices will expensed from the Dispatch Reserve Account (84-804-11) which currently has a balance of \$72,868.

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the purchase of seven (7) conducted energy devices for the Bucksport Police Department.

**Acted on April 11, 2013**

**Yes   6   No   0   Abstained**

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

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**RESOLVE #R-2013-105 TO APPROVE A MEMORANDUM OF UNDERSTANDING BETWEEN THE BUCKSPORT POLICE DEPARTMENT AND THE DEPARTMENT OF PUBLIC SAFETY LIQUOR LICENSING UNIT**

Whereas, the Town of Bucksport maintains a Police Department to provide protection services; and,

Whereas, a request has been made to approve a Memorandum of Understanding between the Bucksport Police Department and the Department of Public Safety Liquor Licensing Unit; and,

Whereas, the purpose of the Memorandum is to establish a framework for cooperation between the Department of Public Safety Liquor Licensing Unit and the Bucksport Police Department to strengthen efforts to coordinate enforcement of administrative violations in relation to liquor; and,

Whereas, this Memorandum does not create binding legal obligations; and,

Whereas, the authority granted under this agreement allows the Bucksport Police Department to enter into establishments licensed to sell liquor for the sole purpose of checking for the administrative violations as set forth in the agreement; and,

Whereas, the terms of this agreement call for a review one year from the signing date and annually thereafter;

Be it resolved by the Bucksport Town Council in Town Council assembled to approve a Memorandum of Understanding between the Bucksport Police Department and the Department of Public Safety Liquor License Unit.

**Acted on April 11, 2013**

**Yes   6   No   0   Abstained**

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

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**RESOLVE #R-2013-102 TO SEND TO THE ORDINANCE COMMITTEE A  
REQUEST TO REVIEW PERMITTING PRACTICES**

Whereas, the Town of Bucksport maintains ordinances and codes to govern Town functions;  
and,

Whereas, from time to time, these ordinances require review and possible updating; and,

Whereas, a business owner recently expressed concerns regarding the permitting process and the impact itinerant vendor permits and Victualed licenses have on established businesses in town;  
and,

Whereas, a request has been made to consider revising the permitting process to encourage and support established businesses in town,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Ordinance Committee to consider requested modifications to the existing ordinances regarding permitting and licensing of businesses.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-2013-106 TO APPROVE A MEMORANDUM OF  
UNDERSTANDING BETWEEN BANGOR GAS AND THE TOWN OF  
BUCKSPORT**

Whereas, the Town of Bucksport has sought out natural gas service for several years; and,

Whereas, the Town is currently in negotiations with Bangor Gas to extend service lines from Verso Paper Mill to the Bucksport Middle School and points in between; and,

Whereas, the attached letter of agreement as amended and proposed from Bangor Gas calls for construction of Phase 1 to begin by May, 2013 and to be completed before the fall of 2013 and will allow the schools and other users along the proposed primary route the ability to access natural gas service this coming winter; and

Whereas, construction for Phase 2 as outlined in the agreement will be completed during the summer of 2014; and,

Whereas, details of the agreement are outlined in the included Memorandum of Understanding; and,

Whereas, Bangor Gas has proposed to complete all construction in Phase 1 and Phase 2, including the portion that runs adjacent to Miles Lane; and,

Whereas, Bangor Gas is not requesting any additional incentives such as Tax Increment Financing to offset costs other than a Cost in Aid of Construction (CIAC); and,

Whereas, the Town of Bucksport has agreed to hold Permit Application fees to \$20.00 each for 10 years; and,

Whereas, Bangor Gas is requesting a CIAC of \$250,000 for Phase 1 of the extension and an amount not to exceed \$50,000 for Phase 2; and,

Whereas, the Town of Bucksport will pay \$200,000 at the start of construction for Phase 1 and will pay the remaining \$50,000 at the time when the final construction on Phase 1 is completed and accepted by the Town; and,

Whereas, the Town of Bucksport will pay 50% of the costs not to exceed \$50,000 to Bangor Gas for construction of Phase 2 as outlined in the letter of agreement at the time when the final construction of Phase 2 is completed and accepted by the Town; and,

Whereas, the funds are to be drawn from the School Designated Fund Balance is (E55-553-92) which has a current balance of \$845,328.16,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the Memorandum of Understanding between the Town of Bucksport and Bangor Gas.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-2013-107 TO REDUCE THE HOURS OF OPERATION OF THE BUCKSPORT TRANSFER STATION FROM SIX (6) DAYS PER WEEK TO FIVE (5)**

Whereas, the Town of Bucksport maintains a Transfer Station to accept Solid Waste from Town residents and nearby communities under contract; and,

Whereas, the Town is considering options to increase efficiencies while maintaining services; and,

Whereas, in March of 2013, the Solid Waste Committee met to consider changes in the operational schedule of the Bucksport Transfer Station; and,

Whereas, the Solid Waste Committee recommended that the Transfer Station should reduce the days operation from six (6) to five (5); and,

Whereas, the Solid Waste Committee recommended that the days of operation be Wednesday through Sunday; and,

Whereas, the Solid Waste Committee recommended that the Transfer Station be closed on Monday and Tuesday of each week; and,

Whereas, the Solid Waste Committee recommended that the Transfer Station be staffed by two (2) employees at all times.

Whereas, the Solid Waste Committee recommended these changes take effect on July 1, 2013,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the changes as recommended by the Solid Waste Committee for the days of operation at the Bucksport Transfer Station.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-2013-108 TO APPROVE THE RECOMMENDATION OF THE  
CEMETERY COMMITTEE REGARDING THE OAK HILL BURIAL PLACE**

Whereas, the Town of Bucksport maintains several cemeteries; and,

Whereas, the Oak Hill Burial Place Association has made a request to the Town to take over the Oak Hill Burial Place; and,

Whereas, the Cemetery Committee met on April 22 to discuss this request; and,

Whereas, the Oak Hill Burial Place has the following assets:

- 1) Stock valued at \$54,000 as on August 2012
- 2) Bank account with about \$3,700
- 3) Burial records and maps
- 4) Annual income from stock of approximately \$3,200

Whereas, there are no successors to serve on the Oak Hill Burial Place Association; and,

Whereas, it is believed there are remains of Veterans of the Armed Forces of the United States buried in the Oak Hill Burial Place; and,

Whereas, municipalities are required under Title 13 §1101 of the Maine State Code to maintain burial grounds that contain Revolutionary soldiers or sailors or Veterans of the Armed Forces of the United States of America; and;

Whereas, the Cemetery Committee recommends that the Town take control of the Oak Hill Burial Place and the associated assets,

Be it resolved by the Bucksport Town Council in Town Council assembled to accept the recommendations of the Cemetery Committee and agree to take control of the Oak Hill Burial Place.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-2013-109 TO SEND TO THE FINANCE COMMITTEE A REQUEST OF \$400.00  
IN TIF DOLLARS TO FACILITATE FUND RAISING FOR THE BUCKSPORT SCULPTURE  
AS PART OF THE 2014 SCHOODIC SCULPTURE INTERNATIONAL SYMPOSIUM (SISS)**

Whereas, the Town of Bucksport is participating in the 2014 Schoodic Sculpture International Symposium (SISS); and,

Whereas, the Bucksport SISS Committee is seeking funds to support the sculpture; and,

Whereas, the Bucksport SISS Committee has requested \$400.00 in a donation from TIF dollars to support fundraising efforts for the sculpture,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Finance Committee to consider the request from the Bucksport SISS Committee

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-2013-110 AUTHORIZING THE FINANCE DIRECTOR TO WRITE-OFF  
UNCOLLECTED AMBULANCE CHARGES FOR THE PERIOD JANUARY 1, 2012  
THROUGH MARCH 31, 2012**

Whereas, the Town of Bucksport operates ambulance services; and,

Whereas, the Town of Bucksport collects fees for services of the ambulance service; and,

Whereas, from time to time, the Town of Bucksport has uncollected charges on its financial books; and,

Whereas, the finance director has uncollected ambulance charges totaling \$16,923.52 for the period January 1, 2012 through March 31, 2012, and for those that are now deceased,

Be it resolved by the Bucksport Town Council in Town Council assembled that the Town of Bucksport approve the action by the Finance Director to write off \$16,923.52 in uncollected ambulance charges.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-1013-111 TO APPROVE THE BID FOR PARKING LOT STRIPING FOR THE SUMMER OF 2013**

Whereas, the Town of Bucksport requested bids for striping streets and parking lots for the 2013 summer season; and,

Whereas, the bids were submitted as follows:

Fine Line Pavement Striping, LLC	\$2,378.00
Wilson's Ground Maintenance, Inc.	\$2,713.00
Hagar Enterprises, Inc.	\$3,082.70
Jackett Enterprises	\$3,150.00
Hi-Way Safety Systems, Inc.	\$3,555.50
Lucas Striping, LLC	\$3,759.00
Zebra Striping, Inc.	\$3,895.00

Whereas, Fine Line Pavement Striping, the apparent low bidder, has provided these services to the Town of Bucksport, the City of Bangor and the City of Brewer; and,

Whereas, the quotes are based on unit prices and estimated quantities, therefore, the final contract amount could change if the quantities are different from the bid request:

Be it resolved by the Bucksport Town Council in Town Council assembled that the contract to stripe streets and sidewalks for the 2013 summer season be awarded to Fine Line Pavement Striping from Hermon, Maine for the unit prices quoted on the attached bid sheet.

Be it further resolved that the cost of striping the streets and on-street parking spaces be charged to Account #521-42 (Equipment Rental) and the striping of the off-street parking areas be charged to the TIF Revenues Account # 651-92.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-2013-112 TO EXPENSE \$1,000 TO PETER REMICK TO PURCHASE  
LAND NEEDED FOR IMPROVEMENTS TO ROUTE 46**

Whereas, the Town of Bucksport is participating in a Mutual Partnership Agreement with the State of Maine to make improvements to Route 46; and,

Whereas, these improvement require some land acquisition; and,

Whereas, the owner has agreed to sell approximately .37 acres of land described in Book 5446, Page 317 and Tax Map 11, Lot 17 to the Town of Bucksport for improvements of Route 46 as displayed in the attached documents; and,

Whereas, the Town has agreed to pay the land owner \$1000.00 for this land; and,

Whereas, funds for this land purchase will be expensed from the Route 46 Highway Improvement Account (E84-804-56);

Be it resolved by the Bucksport Town Council in Town Council assembled to approve an expense of \$1000.00 from the Route 46 Highway Improvement Account (E84-804-56) to pay Peter Remick for the acquisition of land for Route 46 Improvements.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**CONSIDER RESOLVE #R-2013-113 TO APPROVE AN EXCHANGE OF LAND  
BETWEEN THE TOWN OF BUCKSPORT AND PHILIP H. WIGHT AND GAIL W.  
WIGHT FOR IMPROVEMENTS ON ROUTE 46**

Whereas, the Town of Bucksport is participating in a Mutual Partnership Agreement with the State of Maine to make improvements to Route 46; and,

Whereas, these improvement require some land exchanges; and,

Whereas, the land owners have agreed to give the town approximately .20 acres of land along Route 46 described in Book 5141, Page 100 and Tax Map 50, Lot 11 in exchange for approximately .31 acres of land described in Book 5141, Page 100 and Tax Map 50, Lot 11 along Route 46 and Mast Hill Road as displayed in the attached documents; and,

Whereas, the Town will also install a graded driveway to access the property along Mast Hill Road; and,

Whereas, the Town will also repair a fence that will be damaged during construction

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the exchange of land between The Town of Bucksport and Philip H. Wight and Gail W. Wight.

Be if further resolved that the Town will make other improvements as outlined in the agreement.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-2013-114 EXTENDING THE CONTRACT FOR DISPOSAL AND  
HAULING OF METAL, CLEAN WOOD, AND DEMOLITION DEBRIS AT THE  
BUCKSPORT TRANSFER STATION**

Whereas, the Town currently maintains a contract with DM&J referred to as "Contractor" to haul and dispose of metal, clean wood, demolition debris, tin cans and asphalt shingles collected at the Bucksport Transfer Station; and,

Whereas, the Contractor has agreed to extend the contract for two additional years for the same costs as the current contract; and,

Whereas, the costs are as follows: Hauling wood and demolition debris containers, \$100 per load; and,

Hauling and disposal of asphalt shingles including the cost of a 35 cubic yard container, \$70 per ton; and,

Hauling the metal container including the Freon unit container, \$80 per load; and,

Hauling tin cans, \$120 per load; and,

Tipping fee for disposal of clean wood, \$58 per ton; and,

Tipping fee for disposal of demolition debris, \$75 per ton; and,

Rental of 30 cubic yard container, \$40 monthly; and,

Rental of 50 cubic yard container, \$55 monthly; and,

Rental for (2) forty cubic yard and (1) thirty cubic yard containers used for metal, Freon units and tin cans, \$1,000 annually; and,

Removal of Freon, \$15 per unit for air conditioners; and,

Removal of Freon, \$12 per unit for refrigerators and freezers; and,

Disposal of 20 gallon propane tanks, \$10 per unit; and,

Disposal of 40 gallon propane tanks, \$20 per unit; and,

Whereas, to continue to pay the Town for all metals removed from the facility based on market prices; and,

Whereas, to continue to maintain the same fuel price escalator as currently used:

Be it resolved by the Bucksport Town Council in Town Council assembled that the contract with DM & J Waste, Inc. be extended for two additional years beginning 7-1-2013 to 6-30-2015 for hauling and disposing of metal, clean wood asphalt shingles, demolition debris, tin cans, propane gas tanks and Freon containing products for the same conditions as the current contract and as noted above.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-2013-115 TO APPROVE LANGUAGE FOR THE JUNE 11, 2013  
REFERENDUM BALLOT**

Whereas, the Town of Bucksport is participating in a Mutual Partnership Agreement with the State of Maine to make improvements to Route 46; and,

Whereas, these improvements require local funding to match funding from the State of Maine; and,

Whereas, the cost of the project has exceeded the original cost estimates; and,

Whereas the State of Maine is willing to extend funding to complete the project if the Town will contribute funds; and,

Whereas, to contribute additional dollars, the Town muse seek voter approval of an ordinance via referendum; and,

Whereas, the proposed ordinance reads as follows:

*“Be it ordained by the Town of Bucksport that the Town Council be and is hereby authorized to expend a sum not to exceed \$90,000 to improve mobility and safety on Route 46 in Bucksport. The method of financing the project is to be decided by the members of the Bucksport Town Council but will include all or a combination of funds transferred from Undesignated Fund Balance Account and/or the Tax Incremental Financing (TIF) Revenue Reserve Account. The sum expended by the Town will be matched by Maine Department of Transportation with \$90,000.”*

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the ordinance language for the June 11, 2013 referendum ballot.

**Acted on April 25, 2013**

**Yes   6   No   0   Abstained    Absent: Brian Leeman**

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

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**RESOLVE #R-2013-116 TAKING ACTION ON TAX ACQUIRED  
PROPERTY LOCATED AT 52 CENTRAL STREET, BUCKSPORT**

Whereas, the Town of Bucksport collects fees for sewer usage and taxes on property to fund local services and government operations; and,

Whereas, from time to time, when taxes and utility service fees go unpaid, the Town will acquire property; and,

Whereas, the Town acquired property at 52 Central Street on December 16, 2011; and,

Whereas, the Town Council referred the matter to the Finance Committee on various occasions as indicated in Resolves #R-2013-044 and 2013-076; and,

Whereas, the Finance Committee met on April 20, 2012 and allowed the owner until September 30, 2012 to make progress towards making regular payments; and,

Whereas, on September 19, 2012 the Town received a \$250.00 payment (\$200.00 for taxes & \$50.00 for sewer) from a Church as a donation to pay down the amount owed on this property; and,

Whereas, on September 24, 2012, the Town received a \$100.00 from the property owner; and,

Whereas, on September 24, 2012 the property owner stated the Town would receive a \$200.00 payment on October 1, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 2, 2012 the property owner stated the Town would receive a \$250.00 payment on October 4, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 5, 2012 the property owner stated the Town would receive a \$250.00 payment on October 5 or October 8, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 8, 2012 the property owner stated the Town would receive a \$250.00 payment on October 9, 2012, and a \$377.00 payment by October 11, 2012; and,

Whereas, as of this date, no payments have been made on property taxes or the sewer bill; and,

Whereas, in January, 2013, the Finance Committee met to consider this matter and recommended to the Town Council that approved a plan to offer the homeowner until April 30, 2013 to pay off all bills owed to the Town; and,

Whereas, the property owner has failed to make any payments,

Be it resolved by the Bucksport Town Council in Town Council assembled that the matter be referred back to the Finance Committee for review.

**Acted on May 9, 2013**

**Yes 7 No 0 Abstained**

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

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**RESOLVE #R-2013-117 TO APPROVE EXPENDITURES TOTALING  
\$13,505 FOR ENGINEERING SERVICES RELATED TO THE  
RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a Request for Proposals, Millett & Associates was awarded the contract for engineering services; and,

Whereas, from time to time Millett & Associates has submitted an invoice for Engineering Services; and,

Whereas, work on the invoice includes initial project development, survey and base plan development, test probes for ledge, pavement coring, and test pits; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the Town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804-56); and,

Whereas, that account currently has a balance of approximately \$40,000

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$13,505 from the Route 46 Highway Improvement Account (84-804-56) to pay Millett & Associates for engineering and design services on the reconstruction of Route 46.

**Acted on May 9, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-118 TO APPROVE A GRANT APPLICATION TO PARTIALLY FUND A FULL-TIME SCHOOL RESOURCE OFFICER UNDER THE COPS HIRING PROGRAM (CHP)**

Whereas, the Town of Bucksport Police Department maintains a School Resource Officer (RSO) in cooperation and partnership with RSU 25; and,

Whereas, currently the RSO works in the schools two days per week; and,

Whereas, there is a proposal in the preliminary fiscal year 2014 budget to expand the RSO position from part-time to full-time and increase the time in the schools from two days per week to five days per week; and,

Whereas, grant funding is available for RSO officers under the 2013 COPS Hiring Program (CHP); and,

Whereas, the COPS Hiring Program provides up to 75% of the approved entry-level salary and benefits, up to a maximum of \$125,000, for three years for newly hired, full-time sworn officer positions; and,

Whereas, the grantee must retain all positions awarded under the CHP grant,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the application for funding under the COPS Hiring Program.

**Acted on May 9, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-119 TO ACCEPT A GRANT FROM THE DEPARTMENT OF  
PUBLIC SAFETY FOR THE 2013 “BUNE” SEAT BELT ENFORCEMENT AND  
EDUCATION PROJECT**

Whereas, the Bucksport Police Department has been approved to receive a “BUNE” Seat Belt Enforcement and Education Project; and,

Whereas, these funds will be used to support seat belt enforcement by the Bucksport Police Department,

Be it resolved that the Bucksport Town Council in Town Council assembled to accept the Grant and that the Bucksport Police Department participate in the “BUNE” Seat Belt Enforcement and Education Project.

**Acted on May 9, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-120 TO APPROVE A MEMORANDUM OF UNDERSTANDING  
BETWEEN THE TOWN OF BUCKSPORT POLICE DEPARTMENT AND THE  
HANCOCK COUNTY EMERGENCY MANAGEMENT AGENCY**

Whereas, the Town of Bucksport maintains a Police Department to provide protection services;  
and,

Whereas, a request has been made to approve a Memorandum of Understanding (MOU) between  
the Bucksport Police Department and the Hancock County Emergency Management Agency;  
and,

Whereas, the purpose of the MOU is to approve an agreement whereas the Bucksport Police  
Department obtains four (4) Motorola PR400 handheld radios, with accessories, specifically to  
enhance interoperable communications capabilities; and,

Whereas, the Bucksport Police Department agrees that this equipment will be used for the  
purposes intended as allowed by law; and,

Whereas, at the end of its serviceable life, this radio equipment and any and all of its components  
will be returned to the custody of the Hancock County Emergency Management Agency; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve this  
Memorandum of Understanding between the Bucksport Police Department and the Hancock  
County Emergency Management Agency.

**Acted on May 9, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-121 TO ACCEPT THE RECOMMENDATIONS OF THE FINANCE COMMITTEE REGARDING A REQUEST FOR FUNDS TO ASSIST THE BUCKSPORT SCHOODIC SCULPTURE INTERNATIONAL SYMPOSIUM (SSIS)**

Whereas, the Town of Bucksport maintains the Bucksport Economic Development Committee (BEDC); and,

Whereas, the BEDC has been working with representatives of the Schoodic International Sculpture Symposium (SISS) for some time in hopes of participating in the 2014 symposium; and,

Whereas, the BEDC has made a request of \$400.00 in funds to assist with fund raising for the 2014 SISS Bucksport sculpture; and,

Whereas, the BEDC met with the Finance Committee on May, 8, 2013; and,

Whereas, the Finance Committee recommended to approve the request for \$400.00 in funds,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the recommendations of the Finance Committee and approve the request for \$400.00 in funds,

Be it further resolved these funds will be drawn from the Economic Development marketing fund (50-508-92).

**Acted on May 9, 2013**

**Yes   6   No   1 (Howard)   Abstained**

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

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**RESOLVE #R-2013-122 TO ACCEPT THE RECOMMENDATIONS OF THE FINANCE COMMITTEE REGARDING A REQUEST FROM CHAMBERS REALTY, LLC REGARDING SUBORDINATION OF A LOAN MADE BY THE TOWN FOR REPAIRS TO THE JED PROUTY**

Whereas, the Town of Bucksport has entered into an agreement with Chambers Realty, LLC regarding a forgivable loan for the redevelopment of the Jed Prouty Inn; and,

Whereas, the original amount of the forgivable loan was \$200,000; and,

Whereas, Chambers Realty, LLC is seeking to invest in other properties; and,

Whereas, the Town of Bucksport is currently in the Primary mortgage holder position for the Jed Prouty; and,

Whereas, Chambers Realty, LLC is requesting that the Town release its status as the Primary mortgage holder position and assume a secondary position; and,

Whereas, Chambers Realty, LLC is seeking to use the status of the Town as a secondary mortgage holder to leverage the value of the Jed Prouty to borrow additional funds for new investment in other properties; and

Whereas, taking a secondary position on the Mortgage could jeopardize Town funds as the primary mortgage holder would recover funds first if the need arises; and,

Whereas, the Finance Committee requests a copy of the loan agreement from Chambers Realty, LLC; and,

Whereas, the Finance Committee recommends that the Town seek legal counsel to develop language to protect the Town if it were to take a subordinate position; and,

Whereas, the Finance Committee recommends the Council consider taking a subordinate position if the Town is able to reach an agreement with the bank where the Town recovers every one (1) dollar for every one (1) dollar recovered by the bank; and,

Whereas, once these terms are negotiated, the agreement will be brought before the full Council for consideration;

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the recommendations of the Finance Committee and the Town release its status as the Primary mortgage holder position and assume a secondary position.

**Acted on May 9, 2013**

**Yes 7 No 0 Abstained**

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

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**TABLE RESOLVE**

**RESOLVE #R-2013-123 TO ACCEPT THE RECOMMENDATIONS OF THE FINANCE COMMITTEE REGARDING THE HEALTH PLANNING DIRECTOR**

Whereas, the Town of Bucksport has employed a Health Planning Director; and,

Whereas, the Health Planning Director is assigned through a partnership with the Bucksport Bay Healthy Communities Coalition (BBHCC) to serve as Director of the BBHCC; and,

Whereas, the BBHCC provides all funding for this position; and,

Whereas, the Town provides an annual stipend to the BBHCC along with in kind donations; and,

Whereas, the Health Planning Director recently became open due to retirement; and,

Whereas, the BBHCC has been unable to secure sufficient funding to finance the Director position; and,

Whereas, the Finance Committee considered two proposals for the Health Planning Director position; and,

Whereas, the Town employs a part time Senior Center Director completely separate from the Health Planning Director; and,

Whereas, the first proposal calls for the Town to eliminate the Senior Center Director position and roll those duties into the assigned duties of the Health Planning Director; and,

Whereas, combining the positions would require the Town to apply the funds used for the Senior Center Director towards the Health Planning Director; and,

Whereas, this combination would not cost the Town any additional dollars as the BBHCC would be required to fund the position as it always has; and,

Whereas, the second proposal calls for the Town to increase its annual stipend to the BBHCC from \$7,600 to an amount between \$22,000 up to \$25,000; and,

Whereas, this would be a onetime increase similar to the increase granted in 2011; and,

Whereas, the thought is this would allow the BBHCC time to secure funding without changing the responsibilities of the Director; and,

Whereas, the Finance Committee considered the issue and is recommending that the positions remains separate and independent; and,

Whereas, the Finance Committee recommends that the full Council provide a one-time infusion of funds not to exceed \$25,000 to assist the BBHCC; and,

Whereas, the BBHCC is expected to repay the Town 100% of these funds,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the recommendations of the Finance Committee for the Town to increase its annual stipend to the BBHCC from \$7,600 to an amount between \$22,000 up to \$25,000 as a one-time infusion.

**Acted on May 9, 2013**

**Yes 7 No 0 Abstained**

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

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**RESOLVE #R-2013-124 TO FINANCE THE PUBLICATION OF A NEWSLETTER IN THE BUCKSPORT ENTERPRISE TO UPDATE THE CITIZENS OF BUCKSPORT ON MAJOR ISSUES FACING THE TOWN**

Whereas, the Town of Bucksport is facing many important issues in the coming months; and,

Whereas, the delay in coming to agreeable terms with Bangor Gas has led to many questions and great confusion within the community; and,

Whereas, residents have questions about other issues facing the Town including changes in the budget, the coming of natural gas, upgrades to Route 46, and other issues; and,

Whereas, from time to time, the Town Council has approved the publication of a newsletter or other materials to provide information to the residents of Bucksport on the important issues facing the Town; and,

Whereas, a newsletter or other appropriate material would be a useful tool to communicate updates to concerned residents on these and other issues; and,

Whereas, this newsletter could be published in late May or early June to coincide with the June referendum; and,

Whereas, The Enterprise has agreed to once again publish a Town Newsletter within the newspaper as was done in January, 2013; and,

Whereas, RSU 25 has agreed to partner in this newsletter to share the cost by paying ¼ of the total cost of \$900.00; and,

Whereas, this is a cost effective alternative to previous newsletter publications; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the publication of a Town Newsletter.

Be it further resolved that the cost to the Town will be \$675.00 and will be financed through Contingency (50-506-92) with RSU #25 paying the remaining balance due of \$225.00.

**Acted on May 9, 2013**

Yes 7 No 0 Abstained     

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

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**RESOLVE #R-2013-125 TO AWARD BIDS FOR GASOLINE AND DIESEL  
PURCHASES FOR THE PERIOD 7/1/2013 THROUGH 6/30/2014**

Whereas; the Town of Bucksport accepted bids from qualified vendors for gasoline and diesel to be used in Town and school vehicles for the period July 1, 2013 to June 30, 2014; and,

Whereas; bids were to be submitted to the Town no later than May 8, 2013; and,

Whereas, a total of three bids were received by the Town; and

Whereas; the bids submitted are presented as follows:

<u>OPTION A</u>	<i>Gasoline</i>			<i>Diesel</i>		
	<u>RACK</u> <u>5/8/13</u>	<u>MARK-</u> <u>UP</u>	<u>TOTAL</u> <u>5/8/13</u>	<u>RACK</u> <u>5/8/13</u>	<u>MARK-</u> <u>UP</u>	<u>TOTAL</u> <u>5/8/13</u>
<u>VENDOR</u>						
Dysarts Service *	\$2.8890	\$0.1200	<b>\$3.0090</b>	\$3.0776	\$0.1200	<b>\$3.1976</b>
Irving Energy	n/a	n/a	n/a	\$2.9385	\$0.3150	\$3.2535
Dead River**	\$2.8896	\$0.2200	\$3.1096	\$3.1607	\$0.2200	\$3.3807

\* Dysarts Option A: 1% discount if paid within 10 days from delivery:

Gasoline: \$3.0090 less 1% discount = \$2.979 per gallon

Diesel: \$3.1976 less 1% discount = \$3.1656 per gallon

**OPTION B**

<u>VENDOR</u>	<u>GASOLINE</u> <u>FIRM FIXED</u>	<u>DIESEL FIRM</u> <u>FIXED</u>
Dysarts Service*	n/a	<b>\$3.4190</b>
Irving Energy	n/a	n/a
Dead River**	n/a	\$3.4379

\* Dysarts Option B- subject to change daily until locked in

\*\* Dead River: If Town and RSU vehicles fuel up at Dead River fueling facility (across from Verso) using their Petrovend card system – two alternative diesel prices were offered: cost plus \$.10 per gallon – for example, price on 5/7/13 would be **\$3.2029** per gallon; or fixed price of **\$3.3679**/gallon

Note: Fueling facility is busy from 11:00 AM until 2:00 PM with Dead River vehicles fueling up.

Whereas; the total price for any bid under Option A will vary based upon the Rack Rate; and,

Whereas; the low bidder for the purchase of gasoline under Option A was Dysarts Service with a Rack Rate of \$2.8890 and a Mark-Up of \$0.1200 per gallon (with a 1% discount if paid within 10 days) as of May 8, 2013; and,

Whereas; the low bidder for the purchase of diesel under Option A was Dysarts Service with a Rack Rate of \$3.0776 and a Mark-Up of \$0.1200 per gallon (with a 1% discount if paid within 10 days) as of May 8, 2013; and,

Whereas; the low bidder under option B was Dysarts Service with a diesel firm fixed rate of \$3.4190 per gallon.

Be it resolved by the Bucksport Town Council in Town Council assembled award the contract for the purchase of gasoline from July 1, 2013 through June 30, 2014 to Dysarts Service under Option A with a Mark-Up of \$0.1200 per gallon.

Be it further resolved that the Bucksport Town Council in Town Council assembled award the contract for the purchase of diesel fuel from July 1, 2013 through June 30, 2014 to Dysarts Service under Option B at \$3.4190 per gallon.

**Acted on May 9, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-126 TO AWARD THE BID FOR THE SALE OF A USED 2001 GMC PICK-UP**

Whereas, the Town of Bucksport maintains numerous vehicles; and,

Whereas, from time to time, vehicles are sold off to the highest bidder; and,

Whereas, the Town of Bucksport Public Works Department solicited bids for a used 2001 GMC Pick-up that is no longer in service; and,

Whereas, a total of three bids were received; as outlined below;

BIDDER NAME	BID PRICE
Robert Downes	837.37
Ed Rankin	748.00
Clayton Grindle	617.00

Whereas, the highest bidder was Robert Downes with a bid of \$837.37;

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the sale of a used 2001 GMC pick-up to Robert Downes for the price of \$837.37.

**Acted on May 9, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-127 TO APPROVE EXPENDITURES OF \$1000.00 TO REPAIR  
THE ROOF OF THE BUCKSPORT ANIMAL SHELTER**

Whereas, the Town of Bucksport maintains an animal shelter; and,

Whereas, the roof of the shelter was heavily damaged during a recent winter storm; and,

Whereas, the roof needs repair to prevent further damage and protect the safety of the animals;  
and,

Whereas, the estimated cost of these repairs is \$1000.00; and,

Whereas, the cost will be expensed through the Animal Shelter Reserves (57-571-93); and,

Whereas, the Animal Shelter Reserves have a balance of approximately \$1000.00,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve \$1000.00  
from Animal Shelter Reserves to repair the animal shelter roof.

**Acted on May 9, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-128 TO ACCEPT THE RECOMMENDATIONS OF  
THE FINANCE COMMITTEE CONCERNING PROPERTY LOCATED  
AT 52 CENTRAL STREET, BUCKSPORT**

Whereas, the Town of Bucksport collects property taxes and fees for sewer usage to fund local services and government operations; and,

Whereas, from time to time, when taxes and utility service fees go unpaid, the Town will acquire property; and,

Whereas, the Town acquired property at 52 Central Street on December 16, 2011; and,

Whereas, the Town Council referred the matter to the Finance Committee on various occasions as indicated in Resolves #R-2013-044, 2013-076, and 2013-015; and,

Whereas, the Finance Committee met on April 20, 2012 and allowed the owner until September 30, 2012 to make progress towards making regular payments; and,

Whereas, on September 19, 2012 the Town received a \$250.00 payment (\$200.00 for taxes & \$50.00 for sewer) from a Church as a donation to pay down the amount owed on this property; and,

Whereas, on September 24, 2012, the Town received a \$100.00 from the property owner; and,

Whereas, on September 24, 2012 the property owner stated the Town would receive a \$200.00 payment on October 1, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 2, 2012 the property owner stated the Town would receive a \$250.00 payment on October 4, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 5, 2012 the property owner stated the Town would receive a \$250.00 payment on October 5 or October 8, 2012; and,

Whereas, no payment was made on that date; and,

Whereas, on October 8, 2012 the property owner stated the Town would receive a \$250.00 payment on October 9, 2012, and a \$377.00 payment by October 11, 2012; and,

Whereas, as of this date, no payments have been made on property taxes or the sewer bill; and,

Whereas, In January, 2013, the Finance Committee met to consider this matter and recommended to the Town Council that approved a plan to offer the homeowner until April 30, 2013 to pay off all bills owed to the Town; and,

Whereas, the Finance Committee met on May 23, 2013 to take action on this matter; and

Whereas, as of this date, the property owner has failed to make any payments,

Be it resolved by the Bucksport Town Council in Town Council assembled to accept the recommendations of the Finance Committee and take action to against the owners of the property located at 52 Central Street, Bucksport.

Be it further resolved by the Bucksport Town Council in Town Council assembled to authorize the Town Manager and Town Attorney to take all actions necessary to gain possession of the tax acquired property located at 52 Central Street, Bucksport, including, but not limited to a forcible entry and detainer action to evict anyone currently occupying the property.

**Acted on May 30, 2013**

**Yes   5   No   1 (Kee)   Abstained    (Robert Howard Absent)**

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

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**RESOLVE #R-2013-129 TO SCHEDULE THE NEGOTIATIONS  
COMMITTEE TO ENTER COLLECTIVE BARGAINING**

Whereas, the Town of Bucksport has collective bargaining agreements with staff represented by Teamsters Local No. 340; and,

Whereas, current agreements with Police, Emergency staff, and Public Works all expire on June 30, 2013; and,

Whereas, the Teamsters Local No. 340 has requested to commence negotiations at the earliest date available; and,

Whereas, a tentative date to begin negotiations is scheduled for June 6, 2013 at 1:00 PM,

Be it resolved by the Bucksport Town Council in Town Council assembled to begin negotiations with Teamsters Local No. 340.

Be it further resolved to continue negotiations until an agreement is ready to be brought before the Town Council.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-130 TO SCHEDULE THE WATERFRONT COMMITTEE TO  
CONSIDER REQUESTS TO PLACE BENCHES ALONG THE WATERFRONT**

Whereas, the Town of Bucksport maintains a Waterfront Committee to make recommendations to the Town Council regarding improvements to the waterfront and downtown area; and,

Whereas, residents and others are able to donate memorial benches and other monuments along the waterfront to honor friends and family; and,

Whereas, there is not a known plan to manage where and how these memorials are placed; and,

Whereas, a plan should be in place to control the placement of benches and other monuments along the waterfront to ensure respectful placement of these memorials; and,

Whereas, two different families have made recent requests for memorials to be placed along the waterfront; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to schedule the Waterfront Committee to consider current and future placement of benches and other memorials along the waterfront and downtown areas.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-131 TO TRANSFER \$250,000 IN FUNDS FROM THE  
GENERAL SURPLUS ACCOUNT TO THE ROUTE 46 HIGHWAY  
IMPROVEMENT EXPENSE ACCOUNT**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, the citizens of Bucksport approved expenditures of up to \$500,000.00 for Route 46 improvements; and,

Whereas, these funds are expensed from general surplus unreserved funds (balance as of 6/30/2012 is \$8,314,875.51); and,

Whereas, engineering work is underway for this project,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the transfer of \$250,000 from Unreserved Funds Balances to the Route 46 Highway Improvement Account (R84-4556) through June 30, 2013.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-132 TO APPROVE EXPENDITURES TOTALING \$12,114  
FOR INSPECTION SERVICES AND CONTRACT ADMINISTRATION  
RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a Request for Proposals, Millett Associates was awarded the contract for engineering services; and,

Whereas, from time to time Millett Associates has submitted an invoice for Engineering Services; and,

Whereas, work on the invoice includes initial project development, survey and base plan development, test probes for ledge, pavement coring, and test pits; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the Town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804-56); and,

Whereas, that account currently has a balance of approximately \$30,000; and,

Whereas, outstanding invoices include 2012-09-06 (\$1,070), 2012-09-inspec1 (\$3,404), 2012-19-onspec2 (\$6,440), and 2012-09-inspec3 (\$1,200),

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$12,114 from the Route 46 Highway Improvement Account (84-804-56) to pay Millett Associates for engineering and design services on the reconstruction of Route 46.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-133 TO APPROVE EXPENDITURES TOTALING \$80,446.18 FOR REQUISITION #1 (GOLF COURSE) AND REQUISITION #2 (HANCOCK POND) RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a request for bids, Wardwell Construction was awarded the construction contract; and,

Whereas, from time to time Wardwell Construction will submit requisitions for Services; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the Town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804-56); and,

Whereas, that account currently has a balance of approximately \$90,000; and,

Whereas, the Town has received requisitions in the amount of \$41,879.16 (Hancock Pond) and \$38,567.02 (Golf Course),

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$80,446.18 from the Route 46 Highway Improvement Account (84-804-56) to pay Wardwell Construction for construction services on the reconstruction of Route 46.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-134 TO SEND TO THE FINANCE COMMITTEE A REQUEST FROM DENNIS NASON FOR CONSIDERATION OF HIS INTEREST IN SELLING HIS PROPERTY LOCATED AT 20 CENTRAL STREET TO THE TOWN**

Whereas, the Town of Bucksport maintains plans to redevelop the downtown area including the addition of parking spaces and new multiuse facilities; and,

Whereas, the Town was recently contacted by Dennis Nason to inquire if there was any interest in the Town in purchasing his property located at 20 Central Street in Bucksport; and,

Whereas, Mr. Nason was contacted some years ago about purchasing this property and at that time, he was not interested in selling; and,

Whereas, this lot represents a key location to expand downtown parking,

Be it resolved that the Bucksport Town Council in Town Council assembled to send to the Finance Committee a request to consider an offer by the property owner for the Town to buy property located at 20 Central Street.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-135 TO APPROVE A MEMORANDUM OF UNDERSTANDING  
BETWEEN THE TOWN OF BUCKSPORT POLICE DEPARTMENT AND HEALTHY  
ACADIA**

Whereas, the Town of Bucksport maintains a Police Department to provide protection services and improve the general welfare of the Town; and,

Whereas, a request has been made to approve a Memorandum of Understanding (MOU) between the Bucksport Police Department and Healthy Acadia; and,

Whereas, the purpose of the MOU is to partner with Healthy Acadia to prevent substance abuse environmental contamination in Hancock County with sponsorship of a prescription drug drop box; and,

Whereas, the drug drop box will be installed in an easily accessible and secure location within the Bucksport Police Department facility; and,

Whereas, additional terms are outlined in the MOU,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve this Memorandum of Understanding between the Bucksport Police Department and Healthy Acadia.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-136 TO APPROVE A MEMORANDUM OF UNDERSTANDING  
BETWEEN THE TOWN OF BUCKSPORT POLICE DEPARTMENT AND THE  
HANCOCK COUNTY EMERGENCY MANAGEMENT AGENCY**

Whereas, the Town of Bucksport maintains a Police Department to provide protection services;  
and,

Whereas, a request has been made to approve a Memorandum of Understanding (MOU) between  
the Bucksport Police Department and the Hancock County Emergency Management Agency;  
and,

Whereas, the purpose of the MOU is to approve an agreement whereas the Bucksport Police  
Department shall obtain one (10 Model #1936P Protech Type III ballistic Shields with carry bag,  
and one (1) Protech Type IIIa helmet, specifically to enhance operational response life safety;  
and,

Whereas, the Bucksport Police Department agrees that this equipment will be used for the  
purposes intended as allowed by law; and,

Whereas, at the end of its serviceable life, this equipment and any and all of its components will  
be returned to the custody of the Hancock County Emergency Management Agency; and,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve this  
Memorandum of Understanding between the Bucksport Police Department and the Hancock  
County Emergency Management Agency.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-137 TO AWARD THE BID FOR HEATING OIL FOR THE PERIOD  
7/1/2013 THROUGH 6/30/2014**

Whereas; the Town of Bucksport accepted bids from qualified vendors for heating fuel oil to be used in Town and school buildings for the period July 1, 2013 to June 30, 2014; and,

Whereas; bids were to be submitted to the Town no later than May 29, 2013; and,

Whereas; a total of four bids were received by the Town; and,

Whereas; the bids submitted are presented as follows:

VENDER	<b>OPTION 1 – RACK PRICE PLUS MARK-UP</b>			<b>OPTION 2 - (FIXED FIRM)</b>
	RACK PRICE (05.28.13)	MARK-UP	TOTAL BID PRICE	PRICE PER GALLON
Dead River Company	\$2.8617	\$.1500	\$3.0117	\$3.0762
Maritime Energy*	\$2.7425	\$.3000	\$3.0425	\$3.3200
Dysart’s Service**	\$2.8936	\$.1500	\$3.0436	\$3.1990
Irving Energy***	\$2.7306	\$.5860	\$3.317	No bid

\*Lock in price offer good until 10:00 AM on 5/30/13; will allow for 10% overage on total gallons; any gallons used above that amount will be billed at Rack plus Mark up Rate above.

\*\*Option #1 offers additional payment discount of 1% if paid within 10 days of delivery (\$3.0436 less 1% = \$3.013164). Option #2 price is subject to change daily until locked in.

\*\*\*Not included in quoted price and billed separately are fees that can change anytime throughout the contract if the state advises: Environmental Fee \$.0076 and LUST Fee - \$.001

Be it resolved by the Bucksport Town Council in Town Council assembled award the contract for the purchase of heating oil for the period of July 1, 2013 through June 30, 2014 to **Dead River Company**.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-138 TO AWARD THE BID TO FACILITATE THE UPDATE TO  
THE TOWN OF BUCKSPORT COMPREHENSIVE PLAN**

Whereas, the Town of Bucksport maintains a Comprehensive Plan; and,

Whereas, from time to time updates to the Comprehensive Plan are required; and,

Whereas, the plan is scheduled for an update in 2013-2014; and,

Whereas, the Town of Bucksport advertised for proposals to update the plan (RFP); and,

Whereas, proposals were due to be delivered to the Town of Bucksport no later than May 17, 2013; and,

Whereas, a total of one (1) proposal was received; and,

Agency	Proposed Cost
Hancock County Planning Commission	\$32,411

Be it resolved by the Bucksport Town Council in Town Council assembled to award the bid to update the Town of Bucksport Comprehensive Plan to the Hancock County Planning Commission.

**Acted on May 30, 2013**

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

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

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**RESOLVE #R-2013-139 TO SEND TO THE FINANCE COMMITTEE A REQUEST  
FROM MAINE WATER, INC FOR A TAX EXEMPTION ON PROPERTY VALUES OF  
COMPANY ASSETS IN BUCKSPORT**

Whereas, the Town of Bucksport is serviced by Maine Water Company for public water; and,

Whereas, the Maine Water Company maintains controlling interest in the former Bucksport Water Company; and,

Whereas, the Charter from the Maine Legislature for the Bucksport Water Company grants the Town authority to “exempt from the public burden” the property value of the Company; and,

Whereas, the Bucksport Town Council has exercised this authority over the years by identifying an amount of value to be exempted for a period of time; and,

Whereas, those written agreements are now expired; and,

Whereas, a draft plan has been developed to continue this exemption for as long as five years; and,

Whereas, the proposal makes the exemption amount less than was first put forth in 1997 and exempts all current personal property and most of the value of the new water tower; and,

Whereas, Non-exempt (taxable) property will be trended & depreciated in future years; and,

Whereas, any new real or personal property would be added as taxable unless exempted by further action of the Council; and,

Whereas, the Council can adjust and adopt any proposal as it sees fit to accomplish the goals of the exemption; and,

Whereas, Maine Water currently pays taxes on \$1,182,800 of real estate and personal property. Bills for 2012 total \$15,305.

Whereas, the current valuation on the property totals \$4,057,204; and,

Whereas, the request would exempt \$2,800,686 in value leaving a net taxable value of \$1,256,518; and,

Whereas, a \$3,000,000 exemption represents \$38,820 in taxes at the current mil rate of .01294,

Be it resolved by the Bucksport Town Council in Town Council assembled to send to the Finance Committee a request from Maine Water, Inc, for a tax exemption on property values of company assets in Bucksport.

**Acted on June 13, 2013**

**Yes   5   No   0   Abstained    (Absent: Glenn Findlay & Brian Leeman)**

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

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**RESOLVE #R-2013-140 TO ACCEPT THE WILL OF THE VOTERS AND  
APPROVE THE EXPENDITURES OF UP TO \$90,000 TO COMPLETE  
THE THIRD PORTION OF THE ROUTE 46 RECONSTRUCTION  
PROJECT**

Whereas, the Town of Bucksport is participating in a Mutual Partnership Agreement with the State of Maine to make improvements to Route 46; and,

Whereas, these improvements require local funding to match funding from the State of Maine; and,

Whereas, the cost of the project has exceeded the original cost estimates; and,

Whereas the State of Maine is willing to extend funding to complete the project if the Town will contribute funds; and,

Whereas, to contribute additional dollars, the Town needed voter approval of an ordinance via referendum to expend up to an additional \$90,000 to complete the project; and,

Whereas, the wording of the referendum is as follows,

*“Be it ordained by the Town of Bucksport that the Town Council be and is hereby authorized to expend a sum not to exceed \$90,000 to improve mobility and safety on Route 46 in Bucksport. The method of financing the project is to be decided by the members of the Bucksport Town Council but will include all or a combination of funds transferred from Undesignated Fund Balance Account and/or the Tax Incremental Financing (TIF) Revenue Reserve Account. The sum expended by the Town will be matched by Maine Department of Transportation with \$90,000.”*

Whereas, the voters approved this resolution on June 11, 2013,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the expenditures of up to \$90,000 in additional funds not previously approved to improve mobility and safety on Route 46,

Be it further resolved these funds will transferred from the Undesignated Fund Balance Account

**Acted on June 13, 2013**

**Yes   5   No   0   Abstained    (Absent: Glenn Findlay & Brian Leeman)**

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

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**RESOLVE #R-2013-141 TO APPROVE EXPENDITURES TOTALING \$82,388.81 FOR PAY ESTIMATE #2 (HANCOCK POND) RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a request for bids, Wardwell Construction was awarded the construction contract; and,

Whereas, from time to time Wardwell Construction will submit requisitions for Services; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the Town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804-56); and,

Whereas, that account currently has a balance of approximately \$192,702.32 ; and,

Whereas, the Town has received requisitions in the amount of \$82,388.81 (Hancock Pond),

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$82,388.81 from the Route 46 Highway Improvement Account (84-804-56) to pay Wardwell Construction for construction services on the reconstruction of Route 46.

**Acted on June 13, 2013**

**Yes   5   No   0   Abstained      (Absent: Glenn Findlay & Brian Leeman)**

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

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**RESOLVE #R-2013-142 TO SCHEDULE A PUBLIC HEARING ON JUNE 27, 2013 TO  
CONSIDER THE FY2014 TOWN OF BUCKSPORT BUDGET, CAPITAL  
IMPROVEMENT PLAN, AND SEWER BUDGET**

Whereas, the Town of Bucksport prepares each year, a Municipal Budget, a Capital Improvement Program Plan, and a Sewer Operating Budget; and,

Whereas, we invite public input in the development of these budgets and plans through public meetings and hearing; and,

Whereas, the Town must approve these items before the start of the Fiscal Year on July 1, 2013,

Be it resolved that the Bucksport Town Council in Town Council assembled to schedule a public hearings on the Municipal Budget, a Capital Improvement Program Plan, and a Sewer Operating Budget.

**Acted on June 13, 2013**

**Yes   5   No   0   Abstained    (Absent: Glenn Findlay & Brian Leeman)**

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

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**RESOLVE #R-2013-143 TO EXCEED THE MUNICIPAL PROPERTY TAX LEVY  
LIMIT**

Whereas, the Town of Bucksport must approve a budget before July 1, of each year; and,

Whereas, every effort is made to keep the property tax levy as low as possible while maintaining the level of services desired by the residents of Bucksport; and,

Whereas, the State of Maine is proposing to eliminate Revenue Sharing; and,

Whereas, the loss of Revenue Sharing is a significant loss of State funding; and,

Whereas, due to this loss, it is necessary to exceed the Municipal Property Tax Levy Limit set by the State of Maine; and,

Whereas, the proposed Town budget will exceed the levy limit by approximately \$30,000; and,

Whereas, to exceed the Municipal Property Tax Levy Limit, there must be a majority vote of the Town Council:

Be it resolved by the Bucksport Town Council in Town Council assembled to exceed the Municipal Property Tax Levy Limit.

**Acted on June 26, 2013**

**Yes   6   No   0   Abstained    (Absent: Robert Howard) \*Vote to TABLE RESOLVE\***

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

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**RESOLVE #R-2013-144 TO ADOPT THE TOWN BUDGET FOR THE  
PERIOD JULY 1, 2013 THROUGH JUNE 30, 2014**

Be it resolved by the members of the Bucksport Town Council in Town Council assembled that expenditures for the Town Budget totaling **\$11,792,630** for the period 07/01/2013 to 06/30/2014 be approved as follows, such not including TIF Revenues and Overlay which will be included in the overall budget once the mil rate is set:

<b>ACCOUNT</b>	<b>ACCOUNT NAME</b>	<b>2013-2014 BUDGET</b>
50	General Government	\$ 1,459,963
51	Protection	\$ 1,554,742
52	Street & Ways	\$ 941,237
53	Health & Sanitation	\$ 333,782
54	Community & Social Agencies	\$ 76,721
55	Education	\$ 6,129,730
56	Recreation & Cultural	\$ 225,591
57	Capital Program	\$ 765,500
58	Debt Service	\$ 15,412
59	Cemetery	\$ 3,920
60	County Tax	\$ 272,694
64	Overlay	\$ 0
65	TIF	\$ 6,669
66	Uncategorized Expenses	<u>\$ 6,669</u>
	<b>TOTAL BUDGET EXPENDITURES</b>	<b>\$11,792,630</b>

Be it further resolved that the following revenues (except for accounts 1001, 1014, and 1016) be used to reduce the amount to be raised from taxes:

<b>ACCOUNT</b>	<b>ACCOUNT NAME</b>	<b>2013-2014 BUDGET</b>
1001	Property Tax School	\$ 6,129,730
1001	Property Tax Municipal	\$ 2,619,034
1002	Supplemental	\$ 0
1003	Motor Vehicle Excise	\$ 556,600
1004	Boat Excise	\$ 4,500
1005	Auto Registration Fees	\$ 16,000
1006	Recreation Vehicle Registration Fee	\$ 0
1007	Interest on Taxes	\$ 24,000
1008	Interest on Investment	\$ 74,414
1009	Tax Lien Cost	\$ 11,210
1010	Town Clerk Revenues	\$ 10,000
1011	TIF Revenues	\$ 166,545
1012	Surplus	\$ 507,669

1013	Miscellaneous Income	\$ 1,000
1014	Homestead Reimbursement	\$ 80,766
1016	BETE Reimbursement	\$ 642,961
1017	Fee in Lieu of Taxes	\$ 10,800
1018	Copy Fees	\$ 0
1019	School Designated Surplus	\$ 2,000
1201	Planning Board Fees	\$ 1,000
1202	Code Enforcement Fees	\$ 9,000
1203	Plumbing Inspection Fees	\$ 2,500
1301	General Assistance Reimbursement	\$ 2,500
1302	Tree Growth Reimbursement	\$ 14,000
1303	State Revenue Sharing (from Reserve)	\$ 50,000
1304	Veteran Exemption Reimbursement	\$ 2,000
2001	Fire Protection Subsidies	\$ 31,411
2002	Ambulance User Fees	\$ 241,500
2003	Ambulance Subsidies	\$ 43,129
2004	Non Receipting Collection Revenue	\$ 103,500
2005	Miscellaneous Fire Revenues	\$ 0
2201	Police Revenues	\$ 29,000
2203	Animal Control Fees	\$ 6,397
2401	Dispatch Subsidies	\$ 12,800
3001	Highway Dept. Revenues	\$ 1,000
3003	Highway Block Grant	\$ 67,524
4001	Solid Waste Subsidies	\$ 92,060
4002	Recycling Revenues	\$ 24,600
4003	Solid Waste Fees	\$ 47,720
4004	MCR Revenues	\$ 45,000
4005	Budgetary Solid Waste Rev.	\$ 0
4006	Spofford Funds	\$ 4,500
4007	Health Advisory Rev.	\$ 0
6001	Educational Revenues	\$ 0
6002	Adult Education	\$ 0
7001	Rec. Subsidies	\$ 7,053
7002	Recreation Department Rev.	\$ 21,947
7003	Soccer Fees	\$ 0
7004	Recreation Facility Rent	\$ 9,840
7005	Senior Fitness Activity Fees	\$ 1,000
7006	Snowmobile Revenues	\$ 1,100
7007	Cable TV Revenues	\$ 63,000
7008	Mooring and Docking Fees	\$ 320

**TOTAL BUDGET REVENUES: \$11,792,630**

**Acted on June 27, 2013**

**Yes \_\_\_ No \_\_\_ Abstained \_\_\_ **\*\*Vote to TABLE RESOLVE\*\*****

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

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**RESOLVE #R-2013-145 TO ADOPT THE CAPITAL IMPROVEMENT PLAN FOR THE PERIOD JULY 1, 2013 THROUGH JUNE 30, 2014**

Be it resolved by the Bucksport Town Council in Town Council assembled that the following appropriations be adopted for Capital Improvements for the period 07/01/2013 to 06/30/2014 (FY2014 budget) as follows:

CAPITAL IMPROVEMENT PLAN 7/1/2013 TO 6/30/2014

<b>Accounts</b>	<b>2013-2014 BUDGET</b>
Ambulance Equipment Reserve	\$ 52,000
Animal Shelter Reserve	\$ 2,000
Bucksport Performing Arts Center	\$ 5,000
Concession Stand/Bathroom Facility Reserve	\$ 2,000
Chamber of Commerce Building Reserve	\$ 0
Dispatch Equipment Reserve	\$ 2,500
Downtown Improvements Reserve	\$ 22,000
Fire Department Equipment Reserve	\$ 0
Highway Equipment Reserve	\$ 55,000
Highway Improvement Reserve	\$ 120,000
Highway Improvement Reserve – Rt. #46	\$ 330,000
Industrial Park Reserve	\$ 0
Jewett/Community Center Reserve	\$ 6,000
Parking Lot Reserve	\$ 7,000
Police Equipment Reserve	\$ 15,000
Pool House and Storage Reserve	\$ 3,000
Public Access Equipment Reserve	\$ 2,000
Public Safety Building Reserve	\$ 0
Recreation Equipment Reserve	\$ 12,000
Recreation Facility Reserve	\$ 13,000
School Street Fire House Reserve	\$ 1,000
Silver Lake Property Reserve	\$ 13,000
Solid Waste Equipment Reserve	\$ 12,000
Town Garage Reserve	\$ 10,000
Town Office Equipment Reserve	\$ 7,000
Town Office Reserve	\$ 6,000
Transfer Station Reserve	\$ 10,000
Waterfront Reserve	<u>\$ 58,000</u>
<b>TOTAL BUDGET CAPITAL IMPROVEMENT APPROPRIATIONS</b>	<b>\$ 765,500</b>
<b>BUDGET CAPITAL APPROPRIATIONS FUNDING:</b>	
Tax Appropriation	\$ 341,500
General Fund Surplus	\$ 356,000
TIF Revenues	\$ 66,000
School Designated Fund	<u>\$ 2,000</u>
<b>TOTAL BUDGET CAPITAL IMPROVEMENT FUNDING</b>	<b>\$ 765,500</b>

**Acted on June 27, 2013**

**Yes \_\_\_ No \_\_\_ Abstained \_\_\_ **\*\*Vote to TABLE RESOLVE\*\*****

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

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**RESOLVE #R-2013-146 TO ADOPT THE TOWN SEWER OPERATING BUDGET FOR  
THE PERIOD JULY 1, 2013 THROUGH JUNE 30, 2014**

Be it resolved by the members of the Bucksport Town Council in Town Council assembled that expenditures for the Sewer Operating Budget totaling **\$623,766** for the period 07/01/2013 to 06/30/2014 be approved as follows:

<u>ACCOUNT</u>	<u>ACCOUNT NAME</u>	<u>2013-2014 BUDGET</u>
1	Regular Salaries	\$ 59,637
2	Extra and overtime	\$ 2,272
22	Operator's Expense	\$ 1,800
25	Employee's Benefits	\$ 21,002
31	Office Supplies	\$ 1,950
32	Software Support	\$ 639
33	Postage	\$ 3,898
37	Plant Supplies	\$ 10,700
39	Plant Chemicals	\$ 46,388
41	Equipment Purchase	\$ 500
51	Parts and Repair	\$ 27,800
61	Telephone	\$ 2,025
71	Fuel Heating	\$ 3,833
72	Fuel Vehicles	\$ 3,690
81	Electricity	\$ 41,725
82	Water	\$ 2,142
85	Insurance	\$ 3,800
86	Testing Cost	\$ 1,935
87	Sludge Site Cost	\$ 13,190
89	Interest and Debt Cost	\$124,686
90	Contracted Services	\$158,035
92	Audit	\$ 3,065
93	Reserve	\$ 25,000
94	Orland Maintenance	\$ 4,054
95	Contingency	\$ 60,000
	<b>TOTAL:</b>	<b>\$623,766</b>

Be it further resolved that the revenues totaling **\$623,766** for the period 07/01/2013 to 06/30/2014 shall be approved as follows:

<b>ACCOUNT</b>	<b>ACCOUNT NAME</b>	<b>2013-2014 BUDGET</b>
3510	User Fees	\$553,686
3515	Interest on User Fees	\$ 1,500
3520	Entrance Fees	\$ 100
3530	Interest	\$ 4,686
3540	Verona Subsidies	\$ 14,184
3550	Miscellaneous Revenues	\$ 7,706
3560	Orland Subsidies	\$ 21,392
3570	Orland Maintenance	\$ 3,600
3580	Verona Maintenance	\$ 1,500
3600	Transfer from General Fund (Debt Svc.)	<u>\$ 15,412</u>
	<b>TOTAL:</b>	<b>\$623,766</b>

**Acted on June 27, 2013**

Yes 7 No 0 Abstained     

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

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**RESOLVE #R-2013-147 SETTING SEWER USER RATES FOR THE PERIOD  
JULY 1, 2013 THROUGH JUNE 30, 2014**

Whereas, the sewer user rate needs to be adjusted to reflect the Sewer Operating Budget for the period 07/01/2013 to 06/30/2014; and,

Whereas, a public hearing was advertised and held on 6/27/2013; 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 period 07/01/2013 to 06/30/2014 be set at \$4.23 per one hundred cubic feet.

**Acted on June 27, 2013**

**Yes   7   No   1 (Howard)   Abstained**

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

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**RESOLVE #R-2013-148 TO SET THE 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 07/01/2013 to 06/30/2014 (FY 2014 Taxes) are due and payable on July 1, 2013.

**Acted on June 27, 2013**

Yes \_\_\_\_ No \_\_\_\_ Abstained \_\_\_\_ **\*\*Vote to TABLE RESOLVE\*\***

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

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**RESOLVE #R-2013-149 TO SET INTEREST RATES 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 2013-2014 (2014 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 (s) is 7:%.

Be it Resolved by the Bucksport Town Council in Town Council assembled that interest shall be charged at the rate of 7% per annum for unpaid taxes, such interest to begin for the first 50% of the tax due on September 1, 2013 and on the remaining 50% on April 1, 2014.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-150 TO SET INTEREST RATES 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 balance due on assessed taxes 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 established by the municipality for delinquent taxes or be less than that rate reduced by 4%; and,

Whereas, the Town has set the rate of interest for delinquent taxes at 7%

Be it resolved by the Bucksport Town Council in Town Council assembled that the rate of interest to be paid by the Town of Bucksport for overpayment of taxes committed on 07/01/2013 for the period 07/01/2013 to 06/30/2014 (2014 taxes) will be set at 3%.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-151 REGARDING PREPAYMENT OF TAXES AND RATE OF INTEREST**

Whereas, M.R.S.A. Title 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 7% per year; and,

Whereas, from time to time, there are some tax payers 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 for the period 07/01/2013 to 06/30/2014 (2014 taxes) to accept prepayment of taxed and to pay no interest for such.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-152 TO APPROVE EXPENDITURES TOTALING \$125,892.39 FOR PAY ESTIMATE #3 (HANCOCK POND) RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a Request for Bids, Wardwell Construction was awarded the construction contract; and,

Whereas, from time to time Wardwell Construction will submit requisitions for Services; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the Town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804-56); and,

Whereas, that account currently has a balance of approximately \$219,686.49; and,

Whereas, the Town has received requisitions in the amount of \$125,892.39 (Hancock Pond),

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$125,892.39 from the Route 46 Highway Improvement Account (84-804-56) to pay Wardwell Construction for construction services on the reconstruction of Route 46.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-153 TO APPROVE EXPENDITURES TOTALING \$4,989.23 FOR INSPECTION SERVICES RELATED TO THE RECONSTRUCTION OF ROUTE 46**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, following a Request for Proposals, Millett Associates was awarded the contract for engineering services; and,

Whereas, from time to time Millett Associates has submitted an invoice for Engineering Services; and,

Whereas, work on the invoice includes initial project development, survey and base plan development, test probes for ledge, pavement coring, and test pits; and,

Whereas, the Maine Department of Transportation will begin to disburse funds upon receipt of an invoice from the Town along with backup documentation verifying expenditures exceeding \$333,333.33; and,

Whereas, funds will be dispersed from the Route 46 Highway Improvement Account (84-804- 56); and,

Whereas, that account currently has a balance of approximately \$219,686.49

Be it resolved by the Bucksport Town Council in Town Council assembled to approve expenditures of \$4,989.23 from the Route 46 Highway Improvement Account (84-804-56) to pay Millett Associates for engineering and design services on the reconstruction of Route 46.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-154 TO AWARD A CONTRACT FOR ANNUAL ASPHALT  
PAVEMENT FOR THE 2013 CONSTRUCTION SEASON**

Whereas bids were requested from interested contractors to provide paving and associated services to the town for the 2013 construction season; and,

Whereas, bids were received as outlined by the attached sheet; and,

Whereas, the unit prices are subject to adjustments as outlined in the agreement should the price of asphalt change, such being based on the East Coast Barge Price; and,

Whereas, the stated East Coast Barge Price for liquid asphalt effective the date of bid opening (published on June 17, 2013) was **\$620.00** per ton:

Be it resolved by the Bucksport Town Council in Town Council assembled that the contract for the Town's paving needs for the 2013 construction season be awarded to **Wellman Paving, Inc** for the unit process noted on the attached sheet.

Be it further resolved that the unit prices were set based on the East Coast Barge Price as of June 17, 2013 or **\$620.00** per ton of liquid asphalt. Any deviation to the East Coast Barge Price of **\$620.00** per ton will result in adjusting the unit prices for pavement respectively.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-155 TO ACCEPT THE RECOMMENDATION OF THE FINANCE  
COMMITTEE AND EXTEND THE MAINE WATER COMPANY, INC. TAX  
EXEMPTION FOR 1 YEAR**

Whereas, the Town of Bucksport is serviced by The Maine Water Company for public water;  
and,

Whereas, The Maine Water Company maintains controlling interest in the former Bucksport  
Water Company; and,

Whereas, the Charter from the Maine Legislature for the Bucksport Water Company grants the  
Town authority to “exempt from the public burden” the property value of the Company; and,

Whereas, the Bucksport Town Council has exercised this authority over the years by identifying  
an amount of value to be exempted for a period of time; and,

Whereas, those written agreements are now expired; and,

Whereas, the Finance Committee met on June 20, 2013 to discuss extending the Tax Exemption;  
and,

Whereas, any reduction in taxes owed by The Maine Water Company, Inc. is passed on to  
consumers in the form of reduced rates; and,

Whereas, Maine Water currently pays taxes on \$1,182,800 of real estate and personal property.  
Bills for 2012 totaled \$15,305.

Whereas, the current valuation on the property totals \$4,057,204; and,

Whereas, the request would exempt \$2,800,686 in value leaving a net taxable value of  
\$1,256,518; and,

Whereas, a \$3,000,000 exemption represents \$38,820 in taxes at the current mil rate of .01294;  
and,

Whereas, the Finance Committee recommended a 1 year extension of the tax exemption,

Be it resolved by the Bucksport Town Council in Town Council assembled to accept the  
recommendations of the Finance Committee and approve a 1 year tax exemption as agreed upon  
to the The Maine Water Company, Inc. value.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-156 TO APPROVE A SUBORDINATION AGREEMENT  
BETWEEN THE TOWN OF BUCKSPORT AND PEOPLE'S UNITED BANK**

Whereas, the Town of Bucksport currently holds a mortgage on the premises located at 57 Main Street, in the Town of Bucksport, dated December 05, 2011 in the amount of \$200,000; and,

Whereas, the Town of Bucksport is currently the primary lien holder of said mortgage; and,

Whereas, People's United Bank is proposing an agreement that would cause the Town of Bucksport to assume Secondary position on a new mortgage totally \$350,000; and,

Whereas, under this proposed agreement, to induce the Town of Bucksport to subordinate its lien, People's United Bank agrees to immediately notify the Town of Bucksport in the event of a breach or default of the loan; and,

Whereas, under this proposed agreement, to induce the Town of Bucksport to subordinate its lien, People's United Bank agrees that the Town of Bucksport and People's United Bank shall divide equally any proceeds remaining until any balance due to the Town of Bucksport is paid in full; and,

Whereas, by approving this agreement, the Town of Bucksport agrees to take a subordinate role in regards to the Mortgage on the premises located at 57 Main Street, Bucksport,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the subordination agreement between the Town of Bucksport and People's United Bank.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-157 TO APPROVE THE RECOMMENDATIONS OF THE  
WATERFRONT COMMITTEE REGARDING A REQUEST FOR THE BUCKSPORT  
SISS COMMITTEE AND USE OF TOWN LAND**

Whereas, the Town of Bucksport has an interest in promoting cultural activities; and,

Whereas, the Bucksport Schoodic International Sculpture Symposium Committee (BSISS) has been working with representatives of the Schoodic International Sculpture Symposium (SISS) for some time in hopes of participating in the 2014 symposium; and,

Whereas, in February, 2013, the BSISS and the Town of Bucksport was notified it was awarded the opportunity to participate in the 2014 Symposium; and,

Whereas, the BSISS has identified a preferred location for the sculpture; and,

Whereas, the preferred location is along the waterfront at what is commonly known as “Flag Point;” and,

Whereas, the BSISS has requested that the Town of Bucksport sdonate the necessary space at “Flag Point” for the sculpture; and,

Whereas, the Waterfront Committee voted unanimously to approve the request from BSISS and recommends to the full Town Council that the SISS sculpture be placed at “Flag Point;”

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the recommendation of the Waterfront Committee and allow BSISS to locate the SISS sculpture at “Flag Point.”

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-158 TO APPROVE A COOPERATIVE AGREEMENT BETWEEN  
THE TOWN OF BUCKSPORT AND THE STATE OF MAINE DEPARTMENT OF  
TRANSPORTATION**

Whereas, the Town of Bucksport has entered into an agreement with the State of Maine Department of Transportation under a Municipal Partnership Initiative (MPI); and,

Whereas, this agreement calls for total expenditures of up to \$1,000,000.00, 50% from the Town and 50% from the State; and,

Whereas, this original cost estimate was insufficient to complete the project; and,

Whereas, Route 46 is an important transportation route serving the businesses and citizens of Bucksport; and,

Whereas, voters on June 11, approved additional expenditures not to exceed \$90,000 to complete the final leg of the reconstruction project; and,

Whereas, the Bucksport Town Council, on June 13, voted to accept the will of the voters and move ahead with this phase of the project; and,

Whereas, this Cooperative Agreement between the Town of Bucksport and the State of Maine Department of Transportation provides for the completion of the Route 46 project; and,

Whereas, the State will contribute up to an additional \$90,000 towards the project; and,

Whereas, the Town of Bucksport will contribute the remaining funds estimated not to exceed \$90,000.

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the Cooperative Agreement between the Town of Bucksport and the State of Maine Department of Transportation.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-159 TO APPROVE EXPENDITURES OF \$4,328.00 TO UPGRADE AND REPAIR THE EXISTING WATERFRONT CAMERA SYSTEM**

Whereas, the Town of Bucksport maintains a series of video cameras along the waterfront; and,

Whereas, these cameras provide surveillance and offer a level of safety to those along the waterfront; and,

Whereas, from time to time, repairs and upgrades are needed to maintain Town equipment in good working order; and,

Whereas, little if any repairs and upgrades have been made to the camera system since it was first installed; and,

Whereas, the proposed improvements include replacing defective wireless access points (\$1,676), to add a live streaming web feed to the town dock (\$1,345), to replace an existing camera (\$310), to add a new camera at Flag Point (\$997); and,

Whereas, the total cost for these improvements is \$4,328.00; and,

Whereas, it is proposed to use funds available in the Waterfront Reserve Account (57-571-58); and,

Whereas, the Waterfront Reserve Account has a balance as of June 17, 2013 of \$47,000,

Be it resolved by the Bucksport Town Council in Town Council assembled to approve the expenditure of \$4,328 for improvements to the waterfront camera system to be taken out of the Waterfront Reserve Account.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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**RESOLVE #R-2013-160 TO CONTINUE THE EXISTING MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN OF BUCKSPORT AND THE BUCKSPORT BAY HEALTHY COMMUNITIES COALITION FOR 45 DAYS PENDING APPROVAL OF A REVISED MOU**

Whereas, the Town of Bucksport approved a Memorandum of Understanding (MOU) with the Bucksport Bay Healthy Communities Coalition in June of 2012; and,

Whereas, the MOU is in need of updating and is scheduled to expire on June 30, 2013; and

Whereas, an updated MOU will not be available for review before June 30, 2013; and,

Whereas, it is anticipated that the updated MOU will be ready for review and approval within 45 days; and,

Whereas, the current MOU can continue to function and can be modified as needed per agreement with the BBHCC until a new MOU can be approved by both parties,

Be it resolved by the Bucksport Town Council in Town Council assembled to continue the existing MOU between the Town of Bucksport and the BBHCC for 45 days.

**Acted on June 27, 2013**

**Yes   7   No   0   Abstained**

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

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