

**Readfield Select Board
Regular Meeting
Agenda
June 2, 2014**

Location: Town Office

Meeting Starts: 6:30 PM

Pledge of Allegiance

1. **Minutes:** Select Board meeting minutes of May 19, 2014
2. **Warrant: 26 – 5 minutes**

Communications – 30 minutes

3. Select Board communications
4. Town Manager
5. Boards, Committees, Commissions & Departments
 - a. ACO: cattle trespassing update, accident, cows gone
 - b. CEO: retirement

Appointments/Reappointments – 10 minutes

6. Library Building Committee candidate: Joyce Massey
Public Words Ad Hoc Committee candidate: Joseph Potter
Trails Committee reappointment: Gary Keilty
Library Board of Trustees reappointment: Lorene Clark

Unfinished Business:

7. Legal Services contract award consideration – 10 minutes
8. Boundary monuments: Dan Harriman – 15 minutes
9. Streetlight update (DOT and CMP) – 5 minutes

New Business:

10. RSU Warrant signing – 5 minutes
11. Certified Ratio for property assessments – 10 minutes
12. CPR shingles agreement – 5 minutes
13. Town Meeting presentation/plan – 15 minutes
14. MMA LPC nominations and survey – 10 minutes
15. Other (if needed)

Public Communications – 15 minutes

16. Members of the public may address the Select Board on any topic.

Adjournment

#1

Minutes

Readfield Select Board
Meeting Minutes May 19, 2014 - Unapproved

Select Board members present: Valarie Pomerleau, Greg Durgin, Sue Reay, Larry Dunn (arrived 5:39 pm) and Allen Curtis.

Others attending: Shannon Gould (PEG TV), Stefan Pakulski (Town Manager), Pamela Osborn, Grace Keene, Nancy Meservier (Librarian), Peter Lachapelle, Tom Dunham, Bruce Bourgoine, Raymond Renner, David Glidden, Brenda Lake, Robert Bittar, Fran Zambella, Debora Doten, James Tukey, Linda Tukey and Deborah Peale.

Sue Reay opened the meeting at 5:35 PM in the first floor conference room. **Others present:** Legal counselors Lee Bragg and Matthew Tarasevich.

Motion by Sue Reay, **second** by Greg Durgin, to enter executive session pursuant to MRSA Title 1, section 405 6.E. for discussion with legal counsel, and invite the Town Manager to attend. **Vote:** 5 – 0 in favor.

The Board entered executive session at 5:35 PM.

The Board left executive session at 5:58 PM.

Sue Reay recessed the meeting to reconvene on the second floor.

There were no questions or comments from the public.

Larry Dunn reviewed why the referendum question is on the ballot, noting that this provides an alternative to raising \$10,000 to fund Heritage Days in August 2014.

Sue Reay closed the public hearing at 6:08 PM and asked all present to join her in the Pledge of Allegiance to open the Select Board's regular meeting.

Following the pledge, Sue Reay recessed the meeting at 6:09 PM until the posted meeting time of 6:30 PM.

Recorded by Stefan Pakulski

The meeting was reconvened at 6:30 pm by Mrs. Reay.

(1) Minutes: **Motion** by Mr. Curtis to approve the minutes of 05/05/2014 as written, **second** Mr. Durgin; **vote** 4-0-1 (Mrs. Reay abstained due to absence).

(2) Warrant: Mr. Durgin reviewed the warrant. **Motion** by Mrs. Reay to approve warrant #25 in the amount of \$40,639.22, **second** Mr. Durgin; **vote** 5-0-0.

Motion by Mrs. Reay to take item #9 out of order, **second** Mr. Curtis; **vote** 5-0-0.

(9) (Out of order) Waste Management contract extension proposal: Pete Lachapelle from Waste Management gave a presentation regarding the extension of the current agreement. He answered questions from the board. There was a discussion.

Motion by Mrs. Reay to accept the solid waste proposal and hauling contract dated 07/01/2014 to 6/30/2015 as presented and to ask the town manager to sign it and send it, **second** Mr. Durgin; **vote** 5-0-0.

Motion by Mrs. Reay take the library building committee out of order, **second** Mr. Dunn; **vote** 5-0-0.

- Bruce Bourgoine distributed a written report to the board. He gave a summary of the activities in the past, an update of the current progress and the expected upcoming steps. The previous report was given on 3/25/2013. He requested the select board direct the town manager to explore the actual costs of purchasing and leasing and other associated costs with the former Bank of Maine building. There was a discussion. Ray Renner said taking over the bank would remove a tax base from the town. Bruce said hopefully the old building would be sold and eventually become taxable property but he acknowledged it would not be a wash. The number of patrons was discussed.

Motion by Mr. Dunn to direct the town manager to work with the Bank of Maine to discuss the purchase cost and/or lease fees and also a possible scenario of the maintenance fees, **second** Mr. Durgin; there was a discussion. The time frame was discussed. The committee will research retrofit costs when more solid information is available. **Vote** 5-0-0.

(3) Select Board Communications:

- Mrs. Reay said the sidewalk project came to total of \$692,798.32 and town has received a final payment from the state which has reimbursed the town in full.
- Mr. Curtis said in regard to recording and posting meetings on line, he is having a tough time finding out what our current camera system is capable of producing. He will do further research.
- Mrs. Reay informed the residents that the RSU on-floor vote passed. There is a slight tax increase and this will impact taxes.
- **Motion** by Mrs. Reay to hold a summer residents meeting on 07/07/2014 from 6:30 to 8:30 pm and to have it advertised and posted by the town manager via all possible avenues as soon as possible, **second** Mr. Curtis; there was a discussion. **Vote** 5-0-0.
- Select board orientation dates were discussed. **Motion** by Mr. Durgin to hold a select board orientation on 06/16/2014 at 5:30 pm if needed, **second** Mrs. Reay; **vote** 5-0-0.
- It was noted National Trails Day is 06/07/2014.

(4) Town Manager: Mr. Pakulski noted his report and gave the following updates:

- A large emergency management training exercise will be held at Maranacook High School on the evening of 09/17/2014.
- Dan Harriman has completed his review work on the boundary monument sites and this has been shared with abutting towns. This will be a topic for an upcoming meeting agenda. Mr. Curtis talked about a GIS program he learned about at the technology training he recently attended in Portland.
- Candidates Night will be held on 05/22/2014 and will be broadcast. Mr. Pakulski will moderate the event. Mrs. Reay said questions for the candidates can be emailed but need to be signed. Residents can also attend the meeting to ask questions.
- Roadwork – Stefan reviewed the summary in his report. The town road grading contract has not been paid yet; by the end of the fiscal year this could overdraw the roads budget category. This discussion will be continued at a later date.

(5) Boards, Committees, Commissions and Departments: There were no comments.

(6) Appointments:

- *Ray Renner, public works ad hoc committee.* Mr. Renner was interviewed by the board. **Motion** by Ms. Pomerleau to appoint Raymond Renner to the public works ad hoc committee from now until they complete the directives, **second** Mr. Curtis; **vote** 5-0-0.
- *David Glidden, public works ad hoc committee.* Mr. Glidden was interviewed by the board. **Motion** by Mr. Durgin to appoint David Glidden to the public works ad hoc committee from now until they complete the directives, **second** Mr. Curtis; **vote** 5-0-0.
- Joyce Massey was not in attendance. Her application was tabled.

(7) Legal services contract award consideration: There was a discussion. **Motion** by Mr. Curtis to table the decision on the legal services not to exceed two weeks from tonight, **second** Ms. Pomerleau; **vote** 4-1-0 (Mr. Dunn opposed). Mr. Pakulski will inform the attorneys a decision will be made at the next meeting.

(8) Select Board letters to residents: There was a discussion. **Motion** by Ms. Pomerleau to reopen the vote on the resident letters (Mr. Durgin read the motion from the previous minutes), **second** by Mr. Durgin; Mr. Dunn made a point of order that the previous motion failed, which would mean someone who voted down the motion would have to reopen the motion. There was a continued discussion. **Vote** 0-0-5. The letters will be available for signature at the town office; anyone who wishes to sign them may do so. They will be mailed out by this Friday.

(10) & (11) Liquor licenses: **Motion** by Mrs. Reay to waive the public hearings on the liquor licenses tonight, **second** by Mr. Durgin; **vote** 4-1-0 (Mr. Curtis opposed). Mr. Pakulski said no complaints have been received on either applicant.

- **Motion** by Mrs. Reay to approve the Kents Hill liquor license on 06/21/2014 from 4:30 to 11:59 pm, **second** Ms. Pomerleau; **vote** 4-1-0 (Mr. Curtis opposed).

- Mr. Bittar was in attendance. He made a correction to the license expiration date to read 06/10/2014. There were no questions. **Motion** by Mrs. Reay to approve the license for a period of 06/10/14 to 06/10/2015, **second** Mr. Durgin; **vote** 4-1-0 (Mr. Curtis opposed).

(12) A-Copi copier proposal: There was a discussion. **Motion** by Mrs. Reay to waive the purchasing policy for the contract concerning the A-Copy agreement, **second** Mr. Durgin; there was a discussion. **Vote** 5-0-0. **Motion** by Mr. Curtis to move forward with the contract with A-Copi for the Toshiba 4540 color copier with the stipulation we do not put additional money for contract equipment purchase or the elimination of the existing contract, with the term of the lease to be 60 months, **second** Mrs. Reay; Mr. Dunn made a **motion** to amend the motion to allow the town manager to sign the contract, **second** Mr. Durgin; **vote** on the motion by Mrs. Reay to have the town manager sign the A-Copi agreement pending clarification of the 60 month lease and no additional cost increases, **second** Mr. Curtis; **vote** on second amendment 5-0-0; **vote** on first amendment 0-0-5; **vote** on original motion 5-0-0.

(13) New street light location: There was a discussion. **Motion** by Mrs. Reay to have the town manager contact the state to see about installing a street light at the Stanley Rd. entrance and Rt. 17, and if the state will not install it, to have the town install it at that same intersection, **second** Mr. Dunn; there was additional discussion. Mrs. Reay amended the motion to include if the state does not put in a light the town manager can enter into an agreement with CMP to install a light, **second** Mr. Durgin; **vote** on amendment 4-1-0 (Mr. Curtis opposed); **vote** on original motion 4-1-0 (Mr. Curtis opposed).

(14) Audit workshop - set date with auditor: Mrs. Reay suggested a date in July while the auditor is already here. This date will be set in the near future.

(15) Other: Mr. Durgin referred to a comment at the RSU budget meeting that resident Mr. Hepfner made in regard to the town borrowing money to fix our roads, Mr. Durgin clarified the town saved money by borrowing to get all the roads done. Mr. Durgin also said the audit presented several weeks ago said Readfield is a model for other towns to follow and the town is in excellent shape. He said he believes these are positives, not negatives. Mrs. Reay said many people do not understand the unassigned fund balance that the town carries is what sustains the town through the year to keep the town operating. Mr. Pakulski clarified it is the town's working capital. Mrs. Reay said the bond money was voted on by the taxpayers.

FYI: Comcast Time Warner – the comment from legal counsel is to not sign it. Mrs. Reay gave summarized information on the ambulance contract.

(16) Public communications: Mrs. Reay read the policy. There were no public comments.

(17) Executive session: **Motion** by Mrs. Reay to enter executive session at 8:56 pm pursuant to Title 1 MRSA Sec. 405(6)(A) for the town manager quarterly review and to invite the town manager to attend, **second** Mr. Durgin; **vote** 5-0-0.

Recorded by Deborah Nichols

The Select Board entered executive session at 8:56 PM and moved to the first floor conference room. The Board left executive session at 10:30 PM and Sue Reay adjourned the meeting.

Recorded by Stefan Pakulski

#2

**Warrant
Presented
at Meeting**

#3

Select Board

#4

Town Manager

4. Town Manager

Office technology purchases: The Town Office computer network relies mostly on the outdated Windows XP pro operating system that is no longer supported by Microsoft. In anticipation of making a system-wide change, the current year budget includes \$5,000 for office administration technology, as recommended by the Town's previous IT consultant, Don Rahmlow.

When Don retired from serving the Town mid-year, the decision on new network equipment was left for the new consultant, Zach Stewart to assess and manage. Zach has reviewed the Town's network and has recommended replacement of several computers. The average cost would be about \$600 (slightly more for some and less for others, depending on needed capacity). The total cost would be around \$3,000 and there is enough funding in the budget to cover this.

The purchases need to be made in the current fiscal year, so an order should be placed as soon as it can be arranged. For many years, the Town has worked directly with Dell's government services division to order equipment with specifications determined by the Town's IT consultant, with very competitive pricing. To follow the Town's purchasing policy in this case would require requesting sealed quotes from three different vendors on a specific date. This would perhaps make for a tight schedule to purchase equipment before the end of June, it might be possible. The Select Board also could waive the purchasing policy in this case and instruct the Town Manager to work with the IT consultant to arrange purchasing through Dell again.

Copier update: The Town Manager arranged with A-Copi to amend the previous proposal to be a 60-month lease agreement for a new machine at no cost increase to the Town. A-Copi will install an upgraded machine in the next week, and Zach Stewart will connect it to the Town Office network.

Constable candidate: Harry McKenney, KSO Chief Civil Deputy, will provide a request to the Select Board in the near future to be appointed as Town Constable. This would give him the ability to work with a local company, CT Corporation, that accepts service for companies being sued. Having the Constable title can facilitate the process better especially for some out-of-state items. Deputy McKenney will provide more information on this. He would be willing to be appointed without receiving any Constable stipend, and also would be willing to provide his "dedimus justice" role at no charge to the Town, if ever needed (for swearing in various public officials, including Notaries Public).

REF update: The REF Committee will review an applicant's site on May 30, 2014 which could result in one of the last grant/loan packages using CDBG funds for this program. There is still time for other applicants before the June 30th deadline, and the REF program will continue in the next fiscal year, but without further access to CDBG funds. The program will only run using funds from REF loan repayments.

#5

**Boards,
Committees,
Commissions
& Departments**

5. Boards, Committees, Commissions & Departments

- a. ACO: cattle trespassing update, accident, cows gone
The ACO recorded at least six animal trespassing incidents from Munson's farm since April 26th. This was enough to trigger another formal complaint against Munson. At night on May 24th a vehicle hit a cow on Route 17 by the farm, seriously damaging the car, destroying the animal, and badly shaking up the three people in the car. Miraculously, they were not seriously injured. This accident was featured prominently in the news media. The Town's legal counsel, Mike Hodgins contacted Munson's attorney to initiate the next animal trespass complaint that could include a request for a court order to remove the cattle. On the morning of May 29th Munson apparently removed all the cattle voluntarily from his farm. It's not yet clear what Munson's intentions are with the cattle. This could be a temporary or permanent removal. Mike Hodgins will remain in contact with Munson's attorney. The Town could proceed with the animal trespass complaint later if the cattle return and Munson's fences remain unrepaired or unmaintained.
- b. CEO: retirement – CEO Clif Buuck has announced he will retire again, perhaps at last, by June 30, 2014. Clif has served since the previous CEO Ken Pratt resigned at the end of December 2012. Clif has provided extensive and dedicated service to the Town through his two stints as CEO. He will remain available to help orient a new CEO as needed. The Town is advertising for the part-time CEO position.
- c. Other departments may share communications with the Select Board.

#6

Appointments

TOWN OF READFIELD

APPOINTMENT APPLICATION

The Select Board shall not discriminate against an applicant based on religion, age, sex, marital status, race color, ancestry, national origin, sexual orientation or physical or mental disabilities. The Select Board may exclude from consideration any applicant with physical or mental disabilities only when the physical or mental handicap would prevent the applicant from performing the duties of the appointment and reasonable accommodation cannot be made.

The Select Board shall have final authority over the appointment of citizens to Boards, Committees and Commissions that are instruments of Town Government. The Select Board shall not appoint an applicant to a position for which the applicant will likely have a frequent or recurring conflict of interest.

Please check one:

1st time appointment

re-appointment

Which Board, Committee or Commission

are you applying for?

Library Building Committee

Name: Joyce Massey Phone (H): 685-

Street address: 79 Macomber Rd. Phone (C): 333-8715

Mailing address: PO Box 367, Readfield, ME 04355

E-Mail: jmassey.x@aol.com

Below please tell us of any experience and/or training that might be useful in this position.

I have an MLIS from SC Carolina. I ran the Libraries at Margaree Cook High School & Middle Schools for 4 years. I was responsible for creating the Middle School library.

Below please tell us the reason you are interested in applying for this position.

This seems to be a project I could contribute to with some expertise.

If you are currently employed, what is your position?

Retired

APPLICATION FOR APPOINTMENT FOR:

Name: Joyce Massey Position Lib. Bldg. Com. Term: None

CLERK'S USE BEFORE THE APPOINTMENT

Open position Lib. Bldg. Com. Member Term: until finish w/project

Was this position advertised? Yes No

If no, please explain:
5-19-14 left reminder message for mtg. 5-20-14 sent email with 6-2 date for appointment.

Is there a recommendation attached? Yes No

CLERK'S USE AFTER THE APPOINTMENT

Chair has been notified of appointment? Yes No If yes, what date:

Is an Oath appropriate: Yes No If yes, what date:

SELECT BOARD APPOINTMENT

To Joyce Massey of Readfield, in the County of Kennebec and State of Maine: There being a position on the Library Bldg. Com we the Select Board of the Municipality of Readfield do, in accordance with the provisions of the laws of the State of Maine, hereby appoint you to said position within and for the Municipality of Readfield, such appointment to be effective:

thru None (Final). Given under our hand this , day of , 2014.

Sue Reay

P. Greg Durgin

Lawrence Dunn

Valarie Pomerleau

Allen Curtis

67 Fogg Road
Readfield, ME 04355
May 11, 2014

To: Readfield Select Board
Cc: Robin Lint, Readfield Town Clerk

Dear Select Board Members;

I would like to recommend and endorse the appointment of Joyce Massey of 79 Macomber Road to serve on the Library Building Committee.

Ms. Massey formerly was in charge of both the Maranacook high school and middle school libraries and helped create the middle school library. Having her expertise serving a population that the Readfield Community Library strives to reach would be an advantage to the committee and the town.

Your appointment of her will be of invaluable assistance to our work on behalf of our town.

Kind Regards;

A handwritten signature in cursive script that reads "Bruce Bourgoine". The signature is written in dark ink and is positioned above the typed name and title.

Bruce Bourgoine
Library Building Committee Chair

TOWN OF READFIELD

APPOINTMENT APPLICATION

The Select Board shall not discriminate against an applicant based on religion, age, sex, marital status, race color, ancestry, national origin, sexual orientation or physical or mental disabilities. The Select Board may exclude from consideration any applicant with physical or mental disabilities only when the physical or mental handicap would prevent the applicant from performing the duties of the appointment and reasonable accommodation cannot be made.

The Select Board shall have final authority over the appointment of citizens to Boards, Committees and Commissions that are instruments of Town Government. The Select Board shall not appoint an applicant to a position for which the applicant will likely have a frequent or recurring conflict of interest.

Please check one: 1st time appointment re-appointment

Which Board, Committee or Commission

are you applying for?

Public Works Adhuc. Com.

Name: Joseph L. Potter Phone (H): 207-685-4403

Street address: 1412 Main Street Phone (C): 207-215-6003

Mailing address: P.O. Box 477 Readfield Me 04355

E-Mail: joe.potter@roadrunna.com

Below please tell us of any experience and/or training that might be useful in this position.

Former select board member

Below please tell us the reason you are interested in applying for this position.

If you are currently employed, what is your position?

APPLICATION FOR APPOINTMENT FOR:

Name: Joseph Potter Position Public Works Ad hoc. Term: Till finished

CLERK'S USE BEFORE THE APPOINTMENT

Open position Public Works Ad hoc. Com. Term: Till finish

Was this position advertised? Yes No

If no, please explain:

Is there a recommendation attached? Yes No

If no, please explain: NO chair on committee chair?

CLERK'S USE AFTER THE APPOINTMENT

Chair has been notified of appointment? Yes No If yes, what date:

Is an Oath appropriate: Yes No If yes, what date:

SELECT BOARD APPOINTMENT

To Joseph Potter of Readfield, in the County of Kennebec and State of Maine: There being a position on the Public Works Ad hoc. we the Select Board of the Municipality of Readfield do, in accordance with the provisions of the laws of the State of Maine, hereby appoint you to said position within and for the Municipality of Readfield, such appointment to be effective:

thru . Given under our hand this , day of , 2014.

Sue Reay

P. Greg Durgin

Lawrence Dunn

Valarie Pomerleau

Allen Curtis

TOWN OF READFIELD

APPOINTMENT APPLICATION

The Select Board shall not discriminate against an applicant based on religion, age, sex, marital status, race color, ancestry, national origin, sexual orientation or physical or mental disabilities. The Select Board may exclude from consideration any applicant with physical or mental disabilities only when the physical or mental handicap would prevent the applicant from performing the duties of the appointment and reasonable accommodation cannot be made.

The Select Board shall have final authority over the appointment of citizens to Boards, Committees and Commissions that are instruments of Town Government. The Select Board shall not appoint an applicant to a position for which the applicant will likely have a frequent or recurring conflict of interest.

Please check one: 1st time appointment re-appointment

Which Board, Committee or Commission
are you applying for?

Trails Committee

Name: Gary Keilty Phone (H): 685-4303

Street address: 209 Old Kents Hill Rd Phone (C): 242-6753

Mailing address: PO Box 336, Kents Hill ME 04349

E-Mail: tykel@myfairpoint.net

Below please tell us of any experience and/or training that might be useful in this position.

Founding member of Trails Committee
Tractor Volunteer Coordinator

Below please tell us the reason you are interested in applying for this position.

If you are currently employed, what is your position?

TOWN OF READFIELD

APPOINTMENT APPLICATION

The Select Board shall not discriminate against an applicant based on religion, age, sex, marital status, race color, ancestry, national origin, sexual orientation or physical or mental disabilities. The Select Board may exclude from consideration any applicant with physical or mental disabilities only when the physical or mental handicap would prevent the applicant from performing the duties of the appointment and reasonable accommodation cannot be made.

The Select Board shall have final authority over the appointment of citizens to Boards, Committees and Commissions that are instruments of Town Government. The Select Board shall not appoint an applicant to a position for which the applicant will likely have a frequent or recurring conflict of interest.

Please check one: 1st time appointment re-appointment

Which Board, Committee or Commission

are you applying for?

Library Board of Trustees

Name: Lorene Clark (Lori) Phone (H): 377-4875

Street address: 459 Winthrop Rd. Phone (C): 312-2898

Mailing address: same Readfield

E-Mail: lkclark@compoint.net

Below please tell us of any experience and/or training that might be useful in this position.

Re-appointment.

Below please tell us the reason you are interested in applying for this position.

If you are currently employed, what is your position?

Lithgow Library, Augusta
Library Aide

APPLICATION FOR APPOINTMENT FOR:

Name: Lori Clark Position Lib. Bnd. of Trustees Term: 3 yrs.

CLERK'S USE BEFORE THE APPOINTMENT

Open position Lib. Bnd. of Trustees Term: July 1, 2014 - June 30 2017
Was this position advertised? Yes No If no, please explain: Reappointment

Is there a recommendation attached? Yes No If no, please explain:

* Please reappoint Lori Clark to the Library Board of Trustees. Lori's contributions to the board are many including her experience as a librarian at Lithgow library in Augusta. She attends meetings regularly and volunteers her time and energy at library functions. Thank you. Deborah Peale Chair

CLERK'S USE AFTER THE APPOINTMENT

Chair has been notified of appointment? Yes No If yes, what date:
Is an Oath appropriate: Yes No If yes, what date:

SELECT BOARD APPOINTMENT

To Lori Clark of Readfield, in the County of Kennebec and State of Maine: There being a position on the Library Bnd. of Trustees we the Select Board of the Municipality of Readfield do, in accordance with the provisions of the laws of the State of Maine, hereby appoint you to said position within and for the Municipality of Readfield, such appointment to be effective:

7-1-14 thru 6-30-17. Given under our hand this 19, day of May, 2014.

Sue Reay P. Greg Durgin Lawrence Dunn
Valarie Pomerleau Allen Curtis

#7

Legal Services

contract award

7. Legal Services contract award consideration

The Select Board agreed to table a decision on this item no more than two weeks from the last Board meeting.

Attorney Stephen Langsdorf from the law firm PretiFlaherty was notified about this meeting and invited to attend if he was available. Mr. Langsdorf could not attend as he serves as legal counsel for Brunswick and must attend meetings there at the same time as the Readfield Select Board meetings. However, he still thinks he would be a good fit for Readfield as legal counsel and would be glad to meet with the Select Board on a Tuesday, Wednesday or the off-week Monday between regular Board meetings.

PretiFlaherty and the Town's current legal counsel firm, Bernstein Shur, are the two law firms still in contention for the Town's legal services contract. Bernstein Shur attorneys Lee Bragg and Matthew Tarasevich attended the previous Board meeting on May 19, 2014.

The Select Board could consider a motion to award or negotiate a contract for legal services with either firm.

#8

Boundary Monuments

Dan Harriman

**PROFESSIONAL
SURVEYOR**

DANIEL O. HARRIMAN

**RIGHT OF WAY
CONSULTANT**

Location
602 Church Road
Mount Vernon, Maine 04352



Tel (207) 685-4243
Fax (207) 685-3367

Mailing Address:
P.O. Box 136
Readfield, Maine 04355

Town of Readfield
Board of Selectpersons
Old Kents Hill Road
Readfield, ME 04355

May 12, 2014

**Readfield Town Line Monuments
Report:**

Attached hereto please find my report on the Town Line Monuments for the Town of Readfield.

The locations were done in part in December 2012, and April and May 2014.

There are, or should be, in my opinion, 52 monuments. I have addressed these in my report by numbers, which are shown on the attached copies of portions of USGS plans.

It is my opinion that no monuments exist at this time at points numbered 2, 4, 5, 13, 14, 19, 21, 22, 23, 32, 37, 38, 39, 48, and 51, a total of 15 points.

There are monuments which are broken, with bases in the ground, at Numbers 16, 20, & 24.

There are monuments tipped over and lying on the ground at Numbers 17, 27, & 41, which makes it questionable to know exactly where they should be set.

Some monuments need to be set upright at their existing locations.

I have located all monuments, as they stand, in good condition, lying on the ground, leaning, or broken off with bases still existing.

For the G.P.S. locating, I used a Garmin 60CSX G.P.S. unit. Location error is approximately 14 to 27 feet, as given by the G.P.S. unit.

All the coordinate points are given in U.T.M. method, which is metric.

Respectfully submitted,

Daniel O. Harriman, P.L.S. #359

To: Readfield Board of Selectpersons
From: Dan Harriman
Subject: Readfield Town Line Monuments
Date: May 12, 2014

No. 1: A point on the easterly shore of Echo Lake, a monument exists in good condition, marked 'R' on the south, 'M' on the north, 'B' on the east and dated 1911,
G.P.S. 0419236E/4919264N

No.2: This would be a point on Route 41, the road from Kents Hill to West Mount Vernon.
No monument found, and none has existed for some 50 plus years.

No. 3: This is a point on the westerly shore of Torsey Pond. Monument is solid and is triangular in shape, is a stone with a 'B' on the west side.
G.P.S. 0421234E / 4918831N

No. 4: A point on the easterly shore of Torsey Pond in the area of Chases Camps. No monument, and it has not been there for 70 plus years.

No. 5: A point on the easterly shore of Torsey Pond in the area of Chases Camps. No monument, and has not been there for 70 plus years. This point is northerly of Point No. 4.

No. 6: This is a point on the westerly side of Church Road. The monument tips and should be straightened. Marked 'M' on the north, 'R' on the south, 'B' on the west and with dates 1911 and 1934.
G.P.S. 0423172E / 4918567N

No. 7: This is a point on the westerly side of Fogg Road. Monument in good condition. Marked 'M' on the north, 'R' on the south, 'B' on the east and dated 1911 and 19--.
G.P.S. 0424105E / 4918396N

No. 8: This is a point on the southerly side of Sadie Dunn Road. Monument in good condition. Monument marked "B" on the east and dated 1911, 1923, 1934.
G.P.S. 0425074E / 4918198N

No. 9: This is a point in the woods southerly of Sadie Dunn Road. Monument in good condition. Monument marked 'B' on the south, and dated 1911 and 1934.
G.P.S. 0425164E / 4917774N

No. 10: This is a point in the woods southerly of Sadie Dunn Road. Monument in good condition. Monument marked 'B' on west and dated 1911 and 1934.
G.P.S. 0424994E / 4917810N

No. 11: This is a point in the woods southerly of SadieDunn Road. Monument in good condition. Monument marked 'B' on the east and dated 1911 and 1934.
G.P.S. 0425173E / 4917825N

No. 12: This is a point on the west side of the North Road. Monument in good condition. Monument marked 'M' on the north, 'R' on the south, 'B' on the east. Dated 19---.
G.P.S. 0425734E / 4917710N

No. 13: No monument found, but is on the westerly side of the North Road, northerly of Point 12.

No. 14: This would be a point on Wings Mills Road. No monument found.

No. 15: This is a point on the north side on Rat Mill Hill Road. Monument leans some. Monument marked 'M' on the west, 'R' on the east, 'B' on the south, and is dated 1911 and 1934.
G.P.S. 0427412E / 4917300N

No.16: This is a point on the west side of the Plains Road. Monument is broken, base still in ground, top section still there. Monument marked 'R' on south, 'B' on east, and dated 1911, 1934, and ---23.
G.P.S. 0427899E / 4917183N

No. 17: This is a monument westerly of the M.C.R.R. location, monument is lying on the ground. Monument is marked with a 'B'.
G.P.S. 0429262E / 4916835N

No. 18: This is a monument westerly of Route 135, Gorden Road. Monument is corner of Readfield, Manchester and the southerly line of Belgrade. Monument in good condition, and marked 'R' on the west, 'M' on the east and has a 'B' on the top. Dated 1911.
G.P.S. 0430002E / 4916591N

No. 19: This is a point marking a corner of Readfield and Manchester. No monument found.

No. 20: This is a point on the westerly side of Route 135, Gorden Road. Monument broken at ground level. Base is still on a stonewall corner, top lying close. It is marked 'R' on the west, 'M' on the east, with a 'B' on the north. Dated 1934.

G.P.S. 0430014E / 4916598N

No. 21, 22, & 23: These are points on the Readfield, Manchester line which mark angle points. Believed that no monuments were set.

No. 24: This is a point on the southerly side of Scribner Hill Road. Monument is broken, base still in the ground. No top found.

G.P.S. 0430282E / 4913063N

No. 25: This is a point on the south side of Route 17, Main Street. Monument was broken and reset in stonewall. It is loose. Marked 'R' on the west, 'M' on the east.

G.P.S. 0429736E / 4910897N

No. 26: This is a point southerly of Main Street, in the westerly line of Lakeside Orchards. Monument is triangular shaped with no markings.

G.P.S. 0429584E / 4910241N

No. 27: This is a corner with Readfield and Manchester. Monument lying on the ground.

G.P.S. 0429932E / 4910155N

No. 28: This is a corner with Readfield and Manchester and Winthrop. Monument tipped over. Marked 'W' south, 'R' west, 'M' east. The monument lies in the pasture southerly of Lakeside Farm Road.

G.P.S. 0429841E / 4909917N

No. 29: This is a point on the westerly side of the Case Road. Monument is in good condition. Monument marked 'R' on the north, 'W' on the south, and about one (1) foot tall.

G.P.S. 0429216E / 4910059N

No. 30: This is a point on the easterly shore of Carlton Pond. Monument in good condition. Marked 'W' on the south, 'R' on the north, 'B' on the east.

G.P.S. 0427620E / 4910402N

No. 31: This is a point on the westerly shore of Carlton Pond. Monument in good condition. Marked 'W' on the south, 'R' on the north.
G.P.S. 0427138E / 4910539N

No. 32: This is a point on the east side of Stanley Road. No monument found.

No. 33: This is a point on the south side of Beaver Dam Road. Monument in good condition. Monument marked 'B'.
G.P.S. 0426064E / 4910749N

No. 34: This is a point on the westerly side of Memorial Drive. Monument in good condition and marked 'W' on the south, 'R' on the north and dated 1934.
G.P.S. 0425587E / 4910848N

No. 35: This is a point on the easterly shore of Maranacook Lake. Monument leans a little, but is solid. Monument is marked 'W' on west and 'R' on east, and dated 193--.
G.P.S. 0425407E / 4910881N

No. 36: This is a point on the east shore of Tallwood Point on Maranacook Lake. Monument in good condition, and marked 'R' on the north, 'W' on the south.
G.P.S. 0424788E / 4910881N

No. 37: A point on the westerly shore of Tallwood Point on Maranacook Lake. No monument found.

No. 38: A point on the easterly shore of Maranacook Lake easterly of the M.C.R.R. No monument found.

No. 39: A point on the easterly side of Route 41, Winthrop Road. No monument found.

No. 40: A point on the easterly side of Sturtevant Hill Road. No monument found.

No. 41: A point on the southerly side of Huntoon Road. Broken monument found on the ground.

No.42: A point on the westerly side of Belz Road. Monument in good condition. Monument marked 'R' on the north, 'W' on the south.
G.P.S. 0419601E / 4911889N

No. 43: A point which is the corner between Winthrop, Wayne and Readfield. Monument tipped northerly and is located in a swamp.
G.P.S. 0418904E / 4912052N

No. 44: A point located on the northerly side of the Southeast Road. Monument in good condition. Monument marked 'R' on the east, 'B' on the north, and dated 1911.
G.P.S. 0419244E / 4913627N

No. 45: This is a point which has been marked for a town line corner between Wayne and Readfield. This is not however the record corner and has been a mistake since 1911. This is a rock marked 'R' and 1911.
G.P.S. 0418959E / 4914328N

No. 46: This is a point on the easterly side of North Wayne Road. Monument in good condition, marked T.L. on the east, 'W' on the west, and is dated 1901.
G.P.S. 0418959E / 4914328N

No. 47: This is a point for the corner of Readfield; Wayne is westerly and southerly. Monument is in good condition, and marked 'R' on the east, 'W' on the west, and is dated 1901.
G.P.S. 0418284E / 4914521N

No. 48: A point that should be on the southeast shore of Lovejoy Pond. No monument found.

No. 49: A point on the easterly shore of Lovejoy Pond. Monument leans to the northeast. Monument is marked with an 'R' on the east. Believed that this monument is the corner between Wayne and Fayette.
G.P.S. 0418586E / 4915575N

No. 50: A point at the northeast corner of Lovejoy Pond. There are two monuments at the location. I located the one which appears to be the best, condition-wise. The monument is marked 'R' on the east, 'F' on the west.
G.P.S. 0418937E / 4917015N

No. 51: This point should be on Route 17. No monument found.

No. 52: A point on the southerly shore of Echo Lake. There are two monuments at this location. I located the one which appears to be in the best condition. Monument is marked 'R' on the east, 'F' on the west.
G.P.S. 0418863E / 4917770N

Sanderson Corners

445

Camp Winnebago

Fayette

Kents Hill

LOVEJOY

POND

R E A D F I E L D

North Wayne

4920

4919

4918

4917

4916

4915

4914

2'30"

1800000 E.

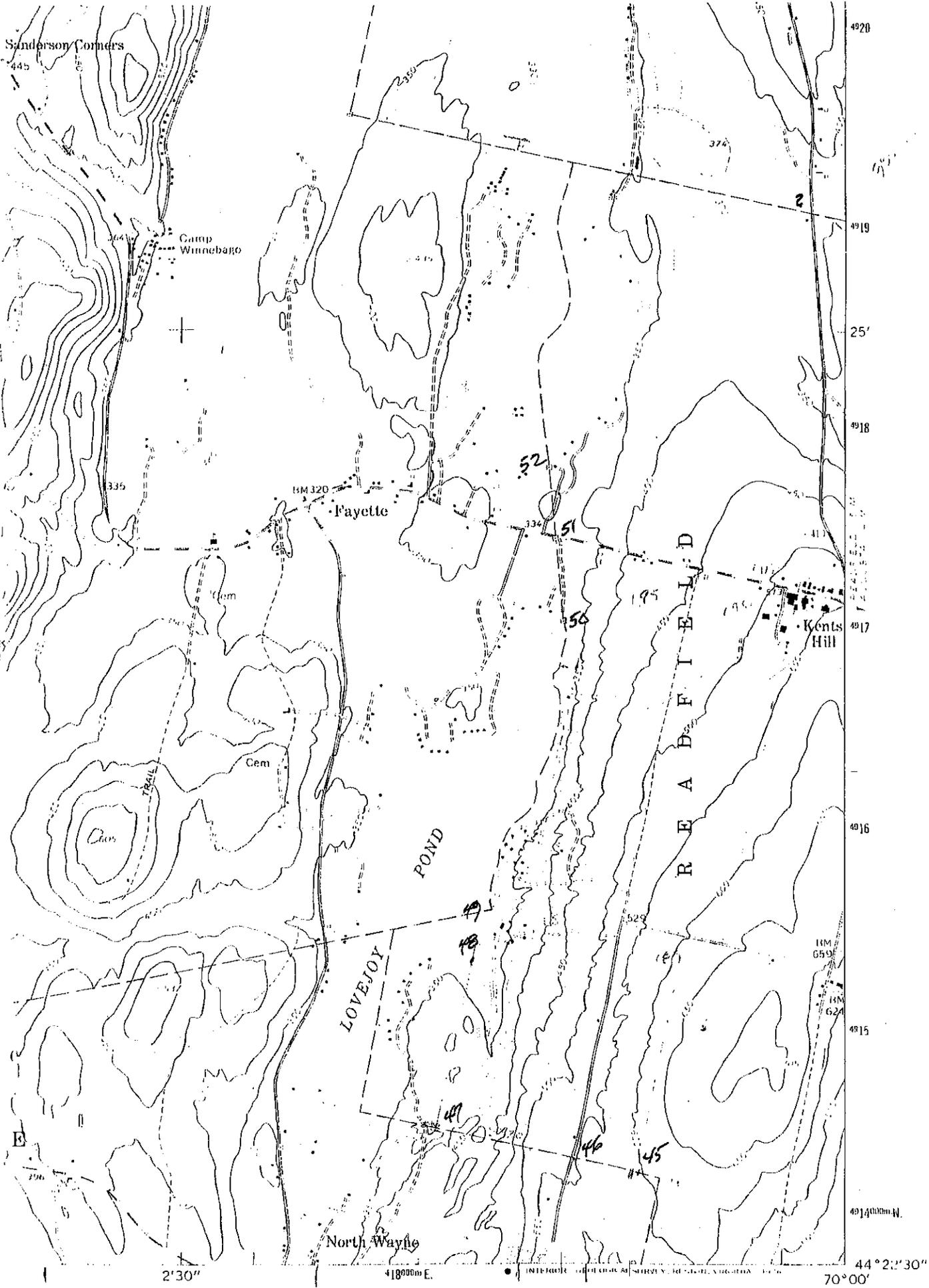
INTERNATIONAL SYMBOLS FOR ROAD CLASSIFICATION

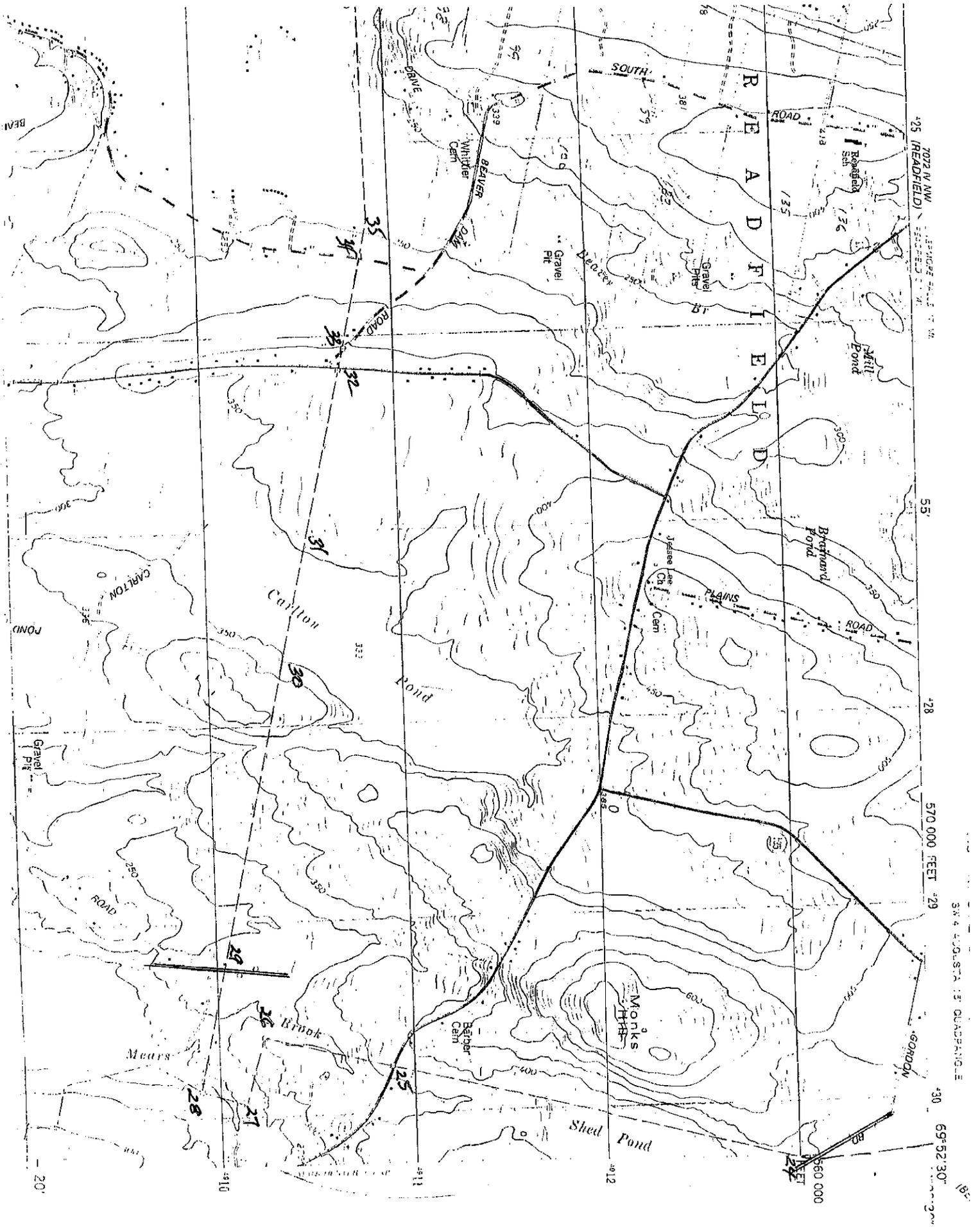
44° 2' 30" 70° 00"

1 MILE

ROAD CLASSIFICATION

GAUSE





7072 IV NW
75 (HEADFIELD)

55

28

570 000 FEET 29

30

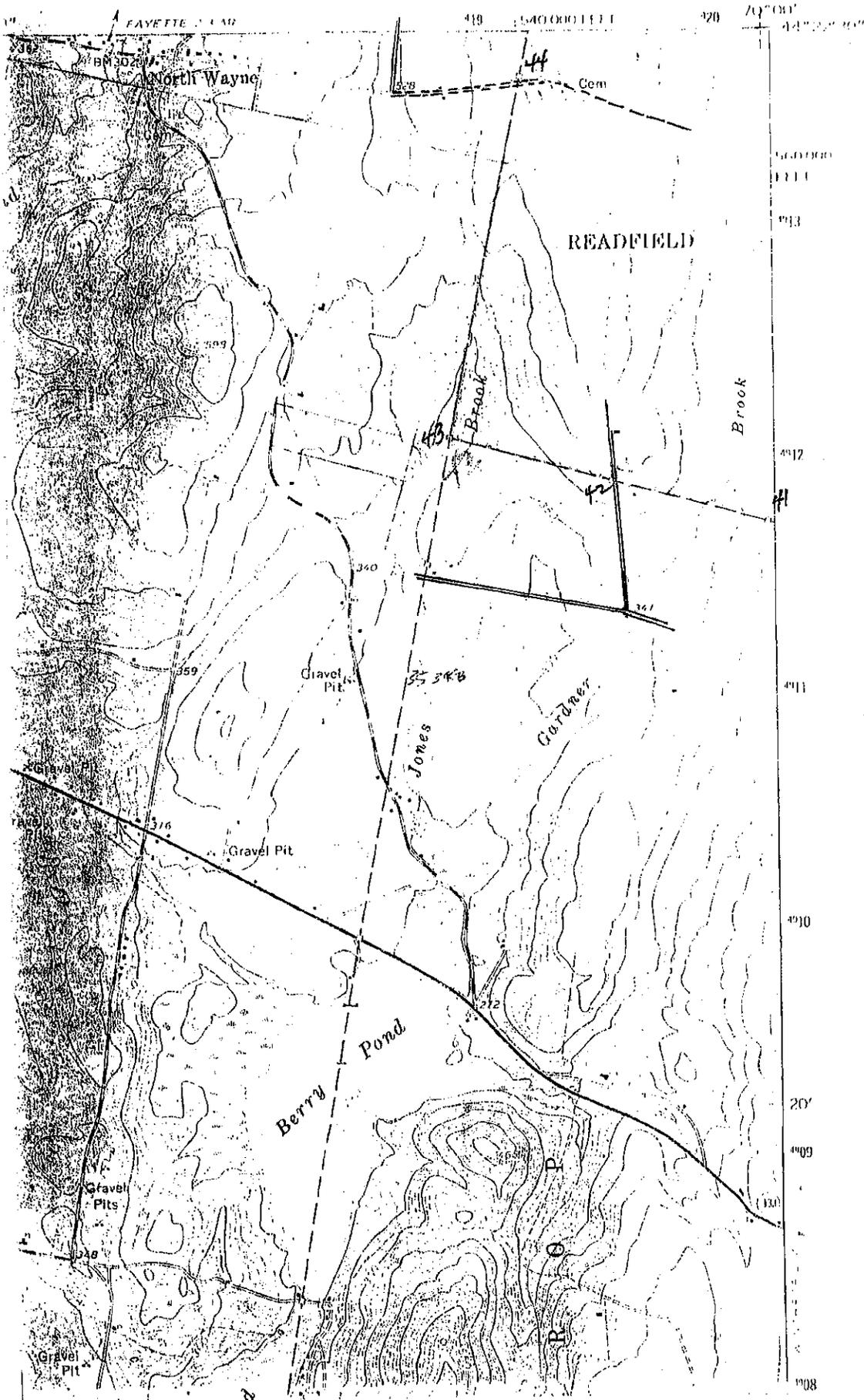
69°52'30"

SW 4 CORNER 13 QUADRANGLE

16

WAYNE QUADRANGLE
MAINE
7.5 MINUTE SERIES (TOPOGRAPHIC)

1877 14 33
READFIELD



#9

Streetlight update

9. Streetlight update (DOT and CMP)

Based on the Select Board's vote to approve a street light at the intersection of Main Street (Rte 17) and the Stanley Road (Rte 135), the Town Manager contacted DOT to ask whether the state would take responsibility for a light at this location. Please see the following responses:

"Unless there is strong documented record of a significant number of accidents there, the DOT is not going to put a light up there."

Peter M. Coughlan, P.E., Director, Maine Local Roads Center (LTAP)

"I concur with Peter. Generally, we would only consider overhead lighting to mitigate for a high crash location. Even then it would need to have a pattern of accidents that would be correctable with overhead lighting.

Even the interstate ramps do not have continuous overhead lighting. Those that have overhead lights are generally on timers and photo cells with the light coming on at dusk, going off at 11:00 pm when traffic drops and back on at 5:00AM till dawn."

David P. Allen, PE, Mid Coast Region 2 Traffic Engineer

The Town Manager will meet with CMP's customer service advisor, Tammy Pierce at the proposed intersection on June 2, 2014 to determine how to install a street light and set up an agreement between CMP and the Town for that purpose, as approved by Town Meeting and the Select Board.

#10

RSU Warrant signing

**WARRANT FOR BUDGET VALIDATION REFERENDUM
OF THE REGIONAL SCHOOL UNIT NO. 38 SCHOOL DISTRICT**

May 20, 2014

TO: Constable of the Towns of the Regional School Unit No. 38 in the County of Kennebec and State of Maine.

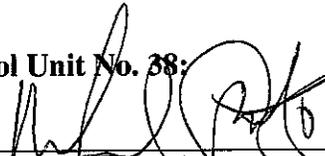
GREETINGS: In the name of the State of Maine, you are hereby required to notify and warn the Inhabitants of the Towns of the District qualified by law to vote in the Manchester, Mount Vernon, Readfield and Wayne (Regional School Unit No. 38) regarding a budget validation referendum to be held in the **Town Of Readfield, on the 10th day of June, 2014, 8:00 a.m. – 8:00 p.m. at the Readfield Town Office, Second Floor, 8 Old Kents Hill Road, Readfield, Maine.**

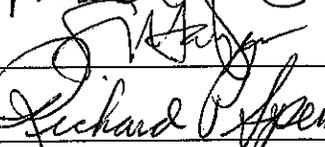
Do you favor approving the Regional School Unit No. 38 budget for the upcoming school year that was adopted at the latest Regional School Unit No. 38 budget meeting?

YES

NO

Regional School Unit No. 38:

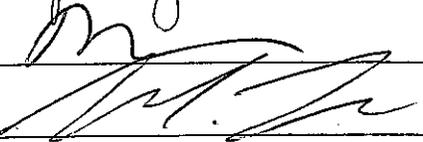




Richard P. Spencer

Elizabeth G. Lemcock

Cynthia Johnson



Select Board:

A Caring School Community Dedicated To Excellence

REGIONAL SCHOOL UNIT NO. 38 MARANACOOK AREA SCHOOLS 2014-2015 BUDGET ARTICLE SUMMARY

Pursuant to 20-A M.R.S.A. §§1486(2) this Notice is to be displayed at all polling places for the school budget validation referendum to be held on June 10, 2014 to assist the voters in voting on whether to ratify the school budget approved at the May 14, 2014 Regional School Unit No. 38 District Budget Meeting. This budget includes locally raised funds that exceed the maximum state and local spending target pursuant to section 15671-A, subsection 5.

COST CENTER SUMMARY BUDGET CATEGORY	AMOUNT RECOMMENDED BY SCHOOL BOARD	AMOUNT APPROVED AT THE RSU #38 DISTRICT BUDGET MEETING ON MAY 14, 2014
Regular Inst. - Includes Alternative Ed., ELLs, G & T	6,424,792	6,424,792
Special Education Instruction	2,099,398	2,099,398
Career & Technical Ed. - Includes CATC Tuition	-	-
Other Instruction - Co & Extra Curricular	408,716	408,716
Student & Staff Support - Guidance, Health, Technology, Improve of Inst. & Staff Training, Library, Assessment	1,485,615	1,485,615
System Admin. - School Board & Supt. Office	507,565	507,565
School Admin. - Principals' Office	889,088	889,088
Transportation & Buses	916,530	916,530
Facilities Maintenance	2,048,054	2,048,054
Debt Service & Other Commitments	728,937	728,937
Other - Food Service Support	105,885	105,885
Total General Fund Budget	15,614,580	15,614,580

Elizabeth Jimcock

Jessica M. West

Dr. H. G. ...

Melissa ...

M. D. ...

Michelle ...

RSU #38 School Board

Completed and countersigned by:

Date:

Dr. ...

Lyndeth Johns

Richard Spencer

Jaron Moya

Maria Rodriguez

Dr. ...

Donald ...
Superintendent of Schools

5/15/14

#11

**Certified Ratio for
property assessments**

11. Certified Ratio for property assessments

The Board of Assessors must decide on a certified ratio for property assessments as described on the accompanying sheet from the state. The question is whether to certify at the higher end of the approved range, in this case from 87% to 106% of the state valuation for Readfield's properties.

The lower the certified ratio, the less Homestead value residents can claim and the less Homestead Reimbursement the Town will receive. The higher the certified ratio, the less overall taxable valuation the Town may use to calculate a tax rate. If the Town certifies at 106% then it would take a higher tax mil rate to raise the same amount of taxes than if the Town certified at 87% or 100% or any lower percentage.

The tradeoff is basically between gains in Homestead value and reimbursement with a higher certified ratio, or a slightly lower tax mil rate and larger overlay or "surplus" with a lower certified ratio.

The Select Board could discuss this issue, but any vote on a certified ratio should be by the three members of the Board of Assessors: Sue Reay, Greg Durgin, and Valarie Pomerleau. The Assessors could then sign the original form to be sent to the state.

RATIO DECLARATION & REIMBURSEMENT APPLICATION

Municipality of: **READFIELD**
Developed Parcel Ratio: **97%**

County of: **KENNEBEC**
Filing Deadline: **June 1, 2014**

SECTION A: DECLARATION OF CERTIFIED RATIO

Municipal assessors are required to annually report the ratio or percentage of just value upon which local assessments are based (**36 MRSA §383**) Assessors must multiply the amount of the Homestead Exemption by the ratio certified pursuant to **§383** to determine the proper amount of exemption to be granted. The ratio certified by local assessors should reasonably agree with the overall assessment ratio for developed parcels (**residential property**) determined by Maine Revenue Services in its annual audit conducted for the purpose of determining the State Valuation. Of the following boxes, please check the **one** box which is most appropriate for your municipality for the **2014** tax year:

We will use the developed parcel ratio determined by Maine Revenue Services of **97%** as our declared certified ratio. The developed parcel ratio is a direct finding and final result of Maine Revenue Services' audit of **2012** local valuations for residential property as stated in the **2014 State Valuation**.

We will use the municipality's **declared 2014 certified ratio** to adjust the amount of local homestead exemption. The certified ratio declared is within 10% of the developed parcel ratio (**between 87.3% and 106.7%**) last determined by Maine Revenue Services; **or**

We hereby petition to use a ratio that varies by more than 10% from the developed parcel ratio last determined by Maine Revenue Services for the following reason: (**Note: No requests for a variance in ratio will be granted unless accompanied by documentation supporting the proposed change. Ratios certified outside the allowable 10% will default to the Developed Parcel Ratio.**)

- A total revaluation is to be implemented for the 2014 tax year (**proof required**)
- A partial revaluation is to be implemented for the 2014 tax year (**proof required**)
- More current sales information is available which justifies a higher ratio (**proof required**)
- Other _____

SECTION B: HOMESTEAD PROPERTY TAX EXEMPTION INFORMATION

1. The total number of homestead exemptions granted (actual or estimated) # 792
2. We plan to use the following **Certified Ratio** to adjust the full *just value* exemptions: % _____ (see Section A above)
3. The corresponding total amount of 2014 Homestead value exempted is \$ _____
4. The 2014 municipal tax rate is 18.2 mills. (**NOTE:** If the local tax commitment is not final for 2014, use the 2013 local tax rate or an estimated rate...whichever is more accurate.)

SECTION C: ASSESSOR(S) SIGNATURES

We, the assessors, do state that the that the information contained on this document is, to the best knowledge and belief of this office, reported correctly, accurately and in accordance with the requirements of the law.

_____/_____ Date _____

Contact Person: _____ Phone# _____

PLEASE COMPLETE AND RETURN TO:
fax 287-6396
PHONE 624-5604
EMAIL linda.r.ellis@maine.gov

MAINE REVENUE SERVICES
PROPERTY TAX DIVISION ATTN: LINDA ELLIS
PO BOX 9106,
AUGUSTA ME 04332-9106

#12

CPR shingles

agreement



CPRC Group
The leader in conversion technology.

70 Pleasant Hill Road, Scarborough, Maine 04074
(207) 883-3325 (207) 883-1121 fax www.cprcgroup.com

May 9, 2014

RECEIVED
MAY 12 2014

Town of Readfield,
8 Old Kents Hill Rd.
Readfield, ME 04355

Dear : Mr. Glen Hawes

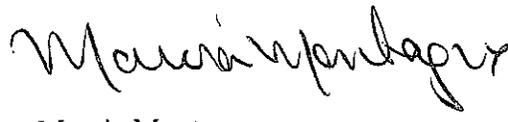
As we emerge from the harsh winter season, we at CPRC Group want to take this opportunity to say "Thank You" for your continued patronage as we continue to offer our products and services for your use, to best position you and your organization for success this year.

We are well aware of the fact that the past couple of years have been challenging for you and have required hard work every day to both meet and maintain your budget for the products and services you offer to your constituents and clients.

ⓧ To that end, we are pleased to assist you again this year by offering these specific items that you utilize at the same rates as you enjoyed this past year. Attached please find an updated CPRC Group Service Agreement / Contract which reflects these services / rates. Please sign the enclosed and return to our offices. We will send you a copy of the fully executed Agreement upon its return. Should you have any questions regarding the Agreement please feel free to contact either Marcia or myself at your convenience.

We wish you all good fortune and a safe, productive and prosperous year.
Sincerely,


Jim Hiltner
CPRC Group, LLC


Marcia Montague
CPRC Group, LLC

SERVICE AGREEMENT / CONTRACT

TO: Mr. Glen Hawes
Town of Readfield,
8 Old Kents Hill Rd.
Readfield, ME 04355

Date: May 9, 2014

(Hereinafter "Owner")

FROM: CPRC Group, LLC
70 Pleasant Hill Road
Scarborough, ME 04074
Ph: (207)883-3325 Fax (207)883-1121

1. **SCOPE OF WORK:** CPRC Group, LLC. ("Contractor") shall be responsible for performing the following work under this Contract Documents, and for furnishing all labor, equipment, and materials to complete the work as follows:
 - A. We will accept your asphalt shingles at our recycling facility.
 - B. The above is based on Material Exchange Program for the material above. Your Town will not only benefit from recycling their materials, but will also receive 1" Crushed C&R material on a ton for ton basis.
2. **CONTRACT DOCUMENTS:** The Contract Documents shall consist of this Contract, Contractor's Terms and Conditions, any drawings and specifications, and all change orders. These documents form the Contract, and all are as fully part of this Contract as if attached to this Contract or repeated herein.
3. **CONTRACT PRICING:** The Owner shall pay to the Contractor in good and sufficient funds for the performance of the work described in Section 1, subject to additions and modifications by appropriate change order, the contract pricing of \$48.00 per ton tipping fee. (hereinafter the "Contract Pricing"). This price includes the tipping fee with the Town of doing the transportation and using your container or trailer. If recyclable materials are received with excessive amounts of contamination, an additional special-handling fee of \$5.00-\$25.00 per ton shall be charged.
→ The town has paid this same rate since 2011.
4. **PAYMENT TERMS:** The Owner shall make payment within thirty (30) days from the date of the invoice. Any invoices that are overdue shall bear interest at a rate of 1.5% per month, and Contractor is entitled to recover all costs and attorney fees incurred to collect such unpaid invoices from Owner.
5. **CONTRACT TERM:** The term of this contract shall be extended annually, for a total term of three (3) years if mutually agreed upon by both parties. The price will be subject to an adjustment equal to the Consumer Price Index (CPI), or other such adjustments deemed necessary by CPRC.
6. **COMPLETE AGREEMENT:** The Contract Documents enumerated in Paragraph 2 represent the entire agreement between the parties and supersedes all prior negotiations and representations, whether written or oral. No modification may be made to the Contract Documents unless such modification is made in writing signed by both parties.
7. **TIME OF PROPOSAL.** This proposal is good for thirty (30) days. If Owner has submitted additional or different proposed contractual terms, they are only to be considered proposals unless specifically agreed to in writing by Contractor and specifically incorporated into this Contract.

Jim Hiltner, CPRC Group, LLC

Authorized Signature

Position

Date: _____

Date: _____

Contractor's Terms and Conditions

1. **Terms and Conditions.** These are the Contractor's Terms and Conditions. If the Owner has accepted the Contract, it agrees to be bound by these Terms and Conditions. Owner's acceptance of the Contract is expressly conditioned on Owner's acceptance of Contractor's Terms and Conditions. Any proposed provision of the Owner that varies from Contractor's Contract or Terms and Conditions is void.

2. **Warranty.** Contractor warrants to the Owner that materials supplied and services rendered will be of good quality, that the work will be free from defects not inherent in the quality required or permitted, and that the work conforms to the Contract Documents. This warranty excludes remedies for damage or defect caused by abuse, modifications not agreed to by Contractor, improper, insufficient or incomplete maintenance, improper operation, or normal wear and tear and normal usage. THIS WARRANTY IS EXPRESSLY IN LIEU OF ALL OTHER WARRANTIES WHATSOEVER, EXPRESS, IMPLIED AND STATUTORY, INCLUDING WITHOUT LIMITATION THE IMPLIED WARRANTY OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.

3. **Remedy.** If Owner believes that there has been a breach of Contractor's warranty, Owner shall submit the claim in writing to Contractor no later than ten (10) days after Owner has notice of any such claim. Contractor shall, at its sole option, repair and replace the products or work or refund an equitable portion of the contract sum. In no event shall Contractor be liable for more than the Contract Sum. THE REMEDY PROVIDED TO OWNER IN THIS PARAGRAPH IS THE SOLE AND EXCLUSIVE REMEDY FROM CONTRACTOR FOR A BREACH OF WARRANTY, AND IS THE OWNER'S EXCLUSIVE REMEDY AGAINST CONTRACTOR FOR ALL CLAIMS ARISING HEREUNDER, WHETHER SUCH CLAIMS ARE BASED UPON CONTRACT, TORT (INCLUDING NEGLIGENCE OR STRICT LIABILITY), WARRANTY, OR A STATUTORY OR OTHER COMMON LAW THEORY. OWNER'S FAILURE TO TIMELY SUBMIT A CLAIM TO CONTRACTOR SHALL SPECIFICALLY WAIVE ALL CLAIMS OF THE OWNER FOR DAMAGES OR OTHER RELIEF AGAINST THE CONTRACTOR. OWNER WAIVES ANY CLAIMS FOR SPECIAL, INCIDENTAL, OR CONSEQUENTIAL DAMAGES ARISING OUT OF OR RELATING TO THE CONTRACT DOCUMENTS. THIS WAIVER INCLUDES BUT IS NOT LIMITED TO DAMAGES INCURRED BY OWNER FOR RENTAL EXPENSES, FOR LOSS OF USE, PROFIT, FINANCING, AND BUSINESS AND REPUTATION.

4. **Governing Law.** Any dispute regarding the Contract, the events underlying the Contract, or the performance of the Contract, shall be governed by the laws of the State of Maine, without regard to choice of law principles.

5. **Arbitration.** Any dispute regarding the Contract, the events underlying the Contract, or the performance of the Contract, shall be decided under the Commercial Rules of the American Arbitration Association, at the sole option of Contractor. Any arbitration shall be held in Portland, Maine. The parties agree that judgment may be entered upon any arbitration award.

6. **Attorney fees.** Contractor shall have the right to recover attorney fees and costs in any arbitration held pursuant to Paragraph 5. This right shall be in addition to any common law or statutory right of Contractor to attorney fees, costs, penalties or interest, including pursuant to Maine's Prompt Payment Act, or other similar law.

7. **Mechanics Liens.** Nothing in the Contract Documents shall be construed to limit or impair Contractor's rights and remedies under applicable mechanics lien laws or similar laws.

8. **Default.** The Contractor may terminate the Contract if the work is stopped for a period of fifteen (15) days through no fault of Contractor, if a governmental authority has required all work to be stopped, if the Owner has failed to pay the Contractor in a timely fashion, or if the Owner has failed upon request by the Contractor to furnish Contractor with reasonable evidence that it has good and sufficient funds to pay for the work under the Contract Documents. In the event that one of these conditions exists, Contractor may terminate the Contract upon three (3) days written notice to the Owner, and shall recover from the Owner payment for work completed under the Contract, including reasonable overhead, profit and damages. Nothing in this Paragraph shall restrict Contractor's rights to recover damages, costs, interest or attorney fees under any applicable common law theory or Maine statute.

9. **Hazardous Materials.** The Owner shall be solely responsible for all hazardous substances or materials encountered at the site by the Contractor, including materials required to be brought to the site by the Contractor pursuant to the Contract Documents. In the event that reasonable precautions are necessary to prevent bodily injury to persons resulting from such hazardous materials, Contractor shall promptly report to the Owner the condition and Owner shall obtain at its expense the services of a licensed laboratory to verify the presence of the material or substance reported by the Contractor. If a hazardous substance or material is present, the Contract shall terminate and Owner shall pay Contractor for all work performed to date plus reasonable overhead and profit. Owner and Contractor may attempt to negotiate an agreement to remove the hazardous substance, but shall not be required to do so. Owner shall indemnify Contractor and its agents and employees, from and against all claims, damages, penalties, fines, losses and expenses, including but not limited to attorney fees, arising out of or resulting from the performance of the work in any affected area.

10. **Means and Methods.** The Contractor shall be solely responsible for and have control over construction means, methods, techniques, sequences and procedure and for coordinating all portions of the work under the Contract Documents. Owner shall not interfere with Contractor's means and methods or in Contractor's coordination of the work.

11. **Unforeseen or Changed Conditions.** If Contractor encounters concealed or unknown conditions, Contractor will immediately notify Owner and will stop work until Contractor and Owner have reached agreement as to equitable compensation to be paid Contractor for dealing with such conditions.

12. **Extra Work.** If Owner requests any modification of or addition to the work, Contractor will issue a change order that includes pricing for the proposed change, which pricing shall include a reasonable mark up, and the projected schedule impact for the proposed change. Owner shall have three (3) days after receipt of the proposed change order to execute and return the change order. If Owner does not execute and return the change order, then Contractor will perform the work without incorporating the proposed change. Contractor will include the total value of each change order in the next invoice Contractor issues and Owner shall make payment in full on any change order included in such invoice with the next regular progress payment.

13. **Taxes.** All federal, state and local taxes imposed on the sale or use of any products, materials, work or services, and all other similar taxes, shall be charged to and paid for by Owner, as a separate charge over and above the Contract Pricing.

14. **Force majeure.** Contractor shall not be liable for any failure to perform any of the work or any delay in its performance due to any cause beyond its reasonable control, or due to fire, flood, strike, labor difficulty, act of God, any governmental authority, transportation difficulties, or other catastrophic event or change major change in economic conditions. In the event of such a delay or failure, the date of the delivery or of performance shall be extended by a period of time reasonable under the circumstances to overcome the delay or failure.

15. **Notices.** All notice and correspondence shall be sent to Contractor at the following address and attention: CPRC Group, LLC, 70 Pleasant Hill Road., Scarborough, ME 04074, Ph: (207)883-3325, Fax (207)883-1121, info@cprcgroup.com

#13

Town Meeting

presentation/plan

13. Town Meeting presentation/plan

The presentation will refer to the most recent audit results, and provide a recap of significant items such as the road reconstruction projects, sidewalk, and new athletic field at the Fairgrounds. There also will be a review of the proposed expenses and revenues, budget items, and a visual/graphic display of this information, including possible tax impact on typical property owners.

The narrative will follow along these lines:

The Town's proposed municipal budget would keep taxes flat but voters at Town Meeting could either increase or decrease expenses or projected revenues for any budget article on the floor. The final property tax rate will depend on what the voters actually approve for the RSU and municipal budgets, plus any changes in Readfield's total taxable property valuation, and what amount of "overlay" or surplus the Select Board might authorize. Depending on all factors, if the budget is approved as presented, the property tax mil rate could increase from 18.2 to at least 18.4. If the district voters reject the RSU budget, that whole process will begin again until a budget passes.

From the proposed municipal budget, the Town would get a range of services, maintenance work, and capital improvements. Hours and services at the Town Office, Transfer Station and Library will stay the same. Town buildings will be maintained and heated. Town committees will get program support including the continued stewardship of conservation lands and the expansion of the trails network. The Fire Department will continue to have good gear and equipment, plus necessary training to keep the volunteer firefighters up to date and safe. A full range of Recreation programs will continue and the Readfield Beach will keep operating and improving.

There are two separate warrant articles for funding the Cemeteries, and voters will decide how to settle the issue of whether mowing services should be considered part of cemeteries maintenance. The proposed budget would keep the cemeteries in good condition for another year.

The largest Town budget category is for maintaining roads. Last year, the Town borrowed \$700,000 to rebuild several roads. The proposed budget now would raise money to keep the roads in good shape with maintenance paving on Chase Rd, Mooer Rd, and Old Kents Hill Rd. Winter plowing will go up a bit according to the contract. There will still be a limited amount of interlocal work paid for by Wayne for roadside mowing and liquid calcium application on gravel roads.

Capital improvements will continue on several properties and will fund engineering studies for the Maranacook Lake outlet dam shared with Winthrop. Work will continue on the new athletic field at the Fairgrounds using only donated funds and services.

Regional costs including county taxes will go up slightly this year. Debt service will continue to pay for funds borrowed for road reconstruction and the last purchased fire truck.

As usual, there are several non-profit groups seeking funds from the Town and all of these will be voted on separately at Town Meeting.

With the proposed budget, the Town's unassigned fund balance would remain in good shape, protecting the Town's cash flow through the year.

Along with the proposed expenses, the Town also projects different revenues to help balance the budget without more property taxes. Some of these will be lower though, such as state revenue sharing. The legislature stopped this from going even lower, but it will still be the lowest state revenue amount in many years. To make up the difference in expected revenue shortfalls, the budget proposal was cut in different areas to keep property taxes from increasing.

The Town Manager will provide PowerPoint slide examples at the meeting on June 2nd.

Typically, the Select Board members take responsibility for responding to voter questions on each Town Meeting warrant article. These assignments could be made tonight.

#14

MMA LPC

nominations & survey



Maine Municipal Association

60 COMMUNITY DRIVE
AUGUSTA, MAINE 04330-9486
(207) 623-8428
www.memun.org

RECEIVED

MAY 07 2014

To: MMA's Key Municipal Officials

From: Peter Nielsen, President, Maine Municipal Association

Date: May 8, 2014

Re: Nominations to MMA's Legislative Policy Committee

We are beginning the process to elect 70 municipal leaders to the MMA Legislative Policy Committee. Given the importance of the LPC to MMA's overall mission, I urge you to help us identify nominees for service during the 2014-2016 biennium.

The LPC brings elected and appointed officials together from towns, cities, and regions across the state. Its purpose is "to define municipal interests and to maximize those interests through effective participation in the legislative process." Operating like a town meeting, usually on Thursday, the LPC sets MMA's public policy positions for representation in the State House.

The new LPC will prepare its desired directions for submission to the Legislature in January 2015. It will respond to the Governor's and legislators' initiatives. MMA staff follows through on the LPC's directions. I've served in different years since the early 1990's. My experience is that some of the best and most productive conversations occur in the LPC Subcommittee meetings on Thursday mornings. Participation produces results, often with eventual statewide effect.

A Nomination Form is enclosed. Two municipal officials are elected from each of Maine's 35 Senate Districts. What follows is background information on the process of election, and the suggested time commitment to serve.

I've found the LPC to be a powerful mixture of seasoned veterans who find continued service worthwhile, and new members with fresh concerns and insights. The results help make MMA an important player in the Maine legislative process. Think about giving it a try. Thanks.

Background Information. Any elected or appointed municipal official holding office in any MMA member community is eligible to serve on the Committee. There are two seats on the LPC for each State Senate District. Members serve two-year terms, representing their own community and the other municipalities in their Senate District.

LPC activities require a time commitment of approximately ten hours a month during legislative sessions (i.e., during the first 4 months of each calendar year) which includes attendance at the monthly meeting and contacts with other communities and legislators in the district as issues arise. The LPC is also engaged in the development of MMA's legislative agenda during the fall and early winter of each even-numbered year, which typically involves at least one additional meeting in Augusta. All mileage

(over)

expenses are reimbursed. MMA's strength as a municipal advocate depends on the active help of a dedicated LPC membership.

More information about MMA's Legislative Policy Committee and the Association's entire advocacy program can be found at the Legislative/Advocacy link at MMA's website <http://www.memun.org/LegislativeAdvocacy/TheLPCHandbook.aspx>. In particular, the *LPC Handbook* describes the Association's overall policy development process and procedures in more detail.

Nomination Process

Your municipality is entitled to nominate a representative to the LPC.

- The nominee may be either elected or appointed, but must be serving currently as a municipal official.
- You may nominate any municipal official from any member town or city within your Senate/LPC District; you do not have to nominate someone from your municipality.
- The names and brief bios of all municipal officials properly nominated will appear on the LPC ballot, which will be distributed on June 23rd.

Nominee Profile

Because the municipal officers may not be familiar with a nominee from another municipality, a brief description of each nominee who completes the enclosed **Nominee Profile Sheet** will be provided with the ballots that are distributed in late June. Please make sure that the person you nominate has a chance to complete the Nominee Profile Sheet and that it is returned to MMA with the Nomination Form.

Deadline for Submitting Nomination

-  The Chairman of your Board of Selectman, Council or Assessors (the "nominator") *and the nominee* must sign the nomination form for it to be valid.
-  The form must be returned to MMA by 5:00 p.m. on June 19, 2014, to be counted. Ballots will be mailed out immediately after the nomination process closes, so make sure the nomination form is received by MMA by that deadline. Please return the nomination form to **Laura Ellis** at MMA either by mail (60 Community Drive, Augusta, Maine, 04330), by FAX (624-0129) or by email (Lellis@memun.org).

If you have any questions, please call MMA's State and Federal Relations staff at 1-800-452-8786 or 623-8428.

NOMINATION FORM

Maine Municipal Association's
Legislative Policy Committee
July 2014 to June 2016

Senate District 14

Chelsea
Farmingdale
Gardiner
Hallowell

Manchester
Monmouth
Pittston
Randolph

Readfield
West Gardiner
Winthrop

The municipal officers of _____ hereby nominate:
Print name of your municipality

Nominee: _____ 
Print name of Nominee

Nominee's municipality: _____ Position: _____

Date: _____ 
Signature of Nominator

Print name of Nominator

Consent

I agree to accept the nomination and to serve if elected to the MMA Legislative Policy Committee:

Date: _____ 
Signature of Nominee

Please return Nomination Form by 5:00 p.m. on June 19, 2014, to:

Laura Ellis - Maine Municipal Association
60 Community Drive, Augusta, ME 04330
FAX: 624-0129

Nominations Received After 5:00 p.m. on June 19, 2014, Will Not Be Counted

LPC NOMINEE BIOGRAPHY

To: Legislative Policy Committee Nominees

From: Maine Municipal Association

Date: May 8, 2014

To help municipal officials make an informed choice when they vote for their LPC representatives, we ask nominees to provide some background information regarding their municipal service and why they want to be LPC members. A "nominee profile" is included on the ballot for each nominee who provides us with a profile.

Name: _____ **Title:** _____

Municipality: _____ **Years in current position:** _____

Mailing Address: _____
(include zip code, please)

Prior (recent) municipal experience: _____

Have you served on the LPC before? No Yes If yes, what years? _____

If you have served on any other MMA Committees, please note them: _____

Please indicate your primary issues of concern, and/or reasons for wanting to serve on the LPC:

Please give this completed form to your Board of Selectmen/Assessors or Council so that it can be returned with the Nomination Form, or send it directly to Laura Ellis at MMA by June 19th:

Maine Municipal Association
60 Community Drive
Augusta, ME 04330
FAX: 624-0129

Thank You!



Maine Municipal Association

60 COMMUNITY DRIVE
AUGUSTA, MAINE 04330-9486
(207) 623-8428
www.memun.org

RECEIVED
MAY 20 2014

To: Maine's Selectmen, Town or City Councilors, and Key Officials
Fr: Geoff Herman, Director of State and Federal Relations
Re: Election of the Legislative Policy Committee
Development of the Association's 2015-2016 Legislative Agenda
Date: May 19, 2014

With the attached survey we are seeking your input to establish the legislative priorities of Maine's elected town and city leaders for the upcoming legislative session.

Background: As we hope you are aware, MMA's public policy positions are determined by the Association's 70-member Legislative Policy Committee (LPC). The election process for 2014 is currently underway, and a new Legislative Policy Committee will be "seated" in mid-August. A listing of the newly elected members will be posted on MMA's website and published in the December 2014 edition of the Maine Townsman. Municipal officials will also be able to obtain a copy of the list by contacting Laura Ellis at 1-800-452-8786 or lellis@memun.org.

The overall charge to the Legislative Policy Committee is to determine the Association's position on matters of public policy (such as legislation or regulation) related to local government. That task can be broken down into proactive and reactive components.

Proactively, the LPC is asked to develop the Association's legislative agenda for the upcoming two-year legislative cycle. That legislative agenda represents the changes to the laws the state's elected municipal leaders would like to see enacted. If MMA is going to be promoting a legislative agenda over the next two years, the specific bills Maine's municipal leaders would like to see advanced to the Legislature must be fully developed, written, reviewed and approved by the LPC and provided to a sponsoring legislator by mid-December. For background information, a description of the various legislative agendas MMA has advanced over the last 16 years is attached to this memo.

On the reactive side, after the next Legislature convenes in January, hundreds of municipally-related bills submitted by others will be taken up by Maine's lawmakers for consideration. The LPC will be charged with determining the Association's positions on those bills.

With respect to both responsibilities, each LPC representative is charged with representing the interests of the municipal leaders located throughout that representative's State Senate District. To assist with that effort, please feel free over the next two years to contact your LPC representatives and let them know where you stand on the issues that are important to your community.

(over)

What do you think needs to be done legislatively? The very first task that the LPC is going to undertake is the development of MMA's legislative agenda for the 2015-2016 biennium. That process begins by brainstorming a grand list of all the possible ideas for necessary legislation that the elected municipal officers of Maine would like to see.

That is where you come in.

We need your assistance in generating a list of important municipal public policy issues you would like to see submitted to the Legislature for consideration.

If you have only one idea for legislation or several, they are all welcome. If your ideas are as large as comprehensive tax reform or as small as fixing the way the fence viewing statute is worded, they are still welcome. Our goal is to get as long and broad a list of suggestions as possible. As soon as the list of your ideas is created, the Legislative Policy Committee can begin prioritizing those suggestions and assembling the municipal agenda to present to the next Legislature in January. If you do not think the Association should be advancing a legislative agenda, there is a place in the survey to make that suggestion as well.

Our only request is that you provide enough detail about your proposal so that there will be no confusion about its intent or impact. For example, "advancing tax reform" does not, in itself, provide enough guidance. For this example, the major elements of the tax reform proposal should be described, or a reference should be made to a tax reform proposal that has been previously advanced.

Finally, if you provide us with contact information in the space provided in the survey, we will be sure to contact you if your legislative proposal fails to make the LPC's final agenda so that you will have an opportunity to have the legislation submitted on your own behalf. If that should occur and you would like to explore that option, we would be glad to provide you any assistance, such as drafting the legislative proposal or connecting with your local legislative sponsor.

Thank you very much for taking the time to fill out this survey. If you could either FAX your response to 624-0129 or mail it back in the pre-addressed, stamped envelope no later than **June 20, 2014** it would be most appreciated.

Ideas for MMA's 2015-2016 Legislative Agenda

Name: _____ Municipality: _____

Contact information: Telephone: _____

E-mail address: _____

Ideas for legislation: (please use as much space as may be necessary on the back or on additional sheets of paper to provide clear details of your proposal)

1. _____

2. _____

3. _____

4. _____

5. _____

I don't think MMA should advance a legislative agenda during the 2015-2016 legislative session. (Check here if you agree) _____

Thank you for filling out this survey. Please either FAX your response to 624-0129 or enclose the survey in the stamped, self-addressed envelope and mail it back to MMA no later than June 20, 2014.

MMA's Legislative Agenda: 1997-2014

A brief review of the Association's legislative platforms over the last several biennia reveals MMA's longstanding interest in the area of tax policy.

1997-1998. During the 118th Legislature, MMA pushed for comprehensive tax reform that included the creation of a \$20,000 "Homestead" property tax exemption to help balance the state tax code's over-reliance on property tax revenue. That bill was quickly killed in committee. In 1998, however, a \$7,000 Homestead property tax exemption was enacted.

1999-2000. MMA advocated for a five-plank platform during the 1999-2000 legislative biennium that included an improved Local Road Assistance program, a more accountable school budget development process at the school district level, and the establishment of standards of eligibility for the "charitable" property tax exemption. Success was achieved on four of the five planks. All attempts to put more accountability in the charitable exemption law were killed in committee.

2001-2002. A seven-plank program was advanced during the 120th Legislature, including a proposal to increase municipal revenue sharing, address once again the "charitable" exemption law, close a loophole regarding the tax exemption for "pollution control" equipment, and improve the reimbursement formula governing the "current use" tax programs. Only the revenue sharing increase was enacted, but the actual implementation of that increase has been repeatedly delayed by the Legislature ever since its enactment, and was finally repealed in 2009.

2003-2004. "Question 1A" represented MMA's entire legislative platform during the 121st Legislature. The failure of the Legislature to tackle the related issues of tax reform and property tax relief prompted MMA to proceed with the citizen-initiative approach in 2002. The "School Finance and Tax Reform Act of 2003" – what came to be known as "Question 1A" – was developed within MMA in 2002 by a group of 12 municipal leaders from across the state. The initiative was presented to the Legislature after it received a record 100,000 signatures of support in November 2002. For the next 18 months it was fiercely opposed by the political, media and business establishment before finally being adopted by the voters on June 8, 2004.

2005-2006. MMA's LPC adopted an eight-plank legislative platform for the 122nd Legislature, including proposals to give municipalities more authority over street light ownership and operations, restrict the state from scheduling statewide bond referenda outside of the normal

primary and general election schedules, and ensure that motor vehicle fine revenue earmarked for local government actually gets distributed to the towns, cities and counties that are entitled to receive that financial support. In addition to MMA's legislative platform, the Association closely monitored the Legislature's enactment of its "property tax reform" legislation (LD 1) in 2005. LD 1 was the Legislature's replacement version of the initiative adopted by the voters on June 8, 2004.

2007-2008. During this biennium, MMA advanced proposed changes in law that would: (1) bring more accountability and stability to the Tree Growth "current use" tax program; (2) establish more predictability and stability in the revenue sharing distribution system; (3) enhance the ability of municipalities to charge tax exempt institutions certain service fees to help pay for the municipal services the exempt corporations receive; and (4) further develop the governmental spending and accountability issues that appear to have been the driving force behind various tax and spending limitation initiatives advanced in recent years through the citizen initiative process. None of the proposals were adopted by the Legislature as written, but identifiable progress was made on all four fronts.

In addition to the Association's legislative agenda, MMA's advocacy staff worked closely this session with the Legislature and with stakeholders on the bill to create a unified state-county corrections system and freeze the property tax contribution for county jails, as well as the bills to correct the many problems associated with the 2007 school consolidation law.

2009-2010. MMA continued to support comprehensive tax reform in 2009 by urging the newly-elected 124th Legislature to take a second look at the 2007 comprehensive tax reform package that failed final enactment. In addition, MMA caused seven substantive bills to be submitted, which included:

- **Exempt property.** A bill establishing a system whereby a municipality, through the adoption of an ordinance, could require certain tax exempt institutions to pay a service fee for vital municipal services such as public safety and snow removal.
- **Revenue Sharing.** A bill designed to prevent the Legislature from continuing to raid the municipal revenue sharing program through its abuse of the Local Government Efficiency Fund.
- **The integrity of education subsidy.** A bill to prevent the Legislature from using the school subsidy appropriation to fund state personnel costs and other state programs.

- **School consolidation.** A bill to convert the financial penalty for failing to meet the school consolidation standards into an incentive system to reward school consolidation efforts.
- **Building Codes.** Two codes-related bills were submitted. One bill was designed to clean-up legislation enacted in 2008 creating a uniform statewide building code. The second provided an opportunity for qualifying municipalities to be delegated the authority to conduct the life safety review of commercial building plans, rather than the State Fire Marshal's Office, in order to allow for a one-stop-shopping development review process at the local level.
- **Credit Cards at City Hall.** A bill allowing municipal governments to pass through to the consumer the credit card "merchant fees" that credit card companies charge to municipalities that accept credit cards.

No progress was made with respect to the exempt property issue, but every other MMA bill was satisfactorily addressed in one way or another before the Legislature finally adjourned in 2010.

2011-2012. In recognition of the difficult economic times, MMA's legislative agenda for the 2011-2012 biennium focused on fixing problems, some large and some small, rather than promoting comprehensive reforms or fundamental structural change. A majority of the 16 bills developed by the Legislative Policy Committee and presented to the Legislature in early 2011 dealt with generally small but troubling state mandates that make it unnecessarily more difficult or expensive for local government to do its job. Included in the package of "anti-mandate" bills were measures to address an inequitable state boiler inspection system, the fledgling uniform state building code program, the expensive newspaper notice mandate, and municipal snow dump licensing requirements. There was also a bill to improve the level of municipal control over the local street lighting program. While progress was made on many of these fronts, the bigger bills advanced by MMA in 2011, such as the bills to better protect the municipal revenue sharing program and address the state's policy on property (and excise) tax exemptions, were killed off at the Committee level.

2013-2014. Coming off the heels of a 2012 legislative session that resulted in an unprecedented \$84.5 million "transfer" of municipal revenue sharing dollars to state coffers, MMA's 70-member Legislative Policy Committee (LPC) developed a 2013-2014 agenda focused on "protecting the core". As a result, the Association's primary advocacy efforts were dedicated to: (1) stopping legislative raids on municipal revenue sharing; (2) reversing the trend by moving toward, rather than away from, the state's obligation to fund 55% of the cost of K-12 education; (3) making sure that appropriate investments are made in the state's transportation infrastructure;

and (4) finding alternative sources of financial assistance and more cost effective ways for municipalities to comply with the wastewater, drinking water and stormwater mandates embedded within the federal Clean Water Act. In conjunction with its “protect the core” mission, the LPC advanced six specific pieces of legislation proposing to: (1) issue a \$100 million transportation bond; (2) provide greater municipal representation in the state road turnback process; (3) provide state aid for repairing public infrastructure damages resulting from a localized natural disaster; (4) directly link the cash circuitbreaker benefit with the responsibility to pay property taxes; (5) provide financial assistance to municipalities and counties in conforming with the quality assurance review mandate for medically related E-9-1-1 calls; and (6) create a limited exemption to the “public records” definition for e-mail addresses in the municipality’s possession that are used exclusively for providing one-way notifications.

Despite the Association’s “protect the core” efforts, the FY 2014-2015 budget adopted by the Legislature in 2013 transferred to state coffers an additional \$159 million in municipal revenue sharing resources over the biennium. A \$100 million transportation bond and \$10 million water quality protection bond were approved by the Legislature and sent to the voters. The public records legislation was enacted. As a result of the Legislature’s action to repeal the Circuitbreaker program and replace it with a “property tax fairness credit” embedded into the state’s income tax code, the legislation seeking to link circuitbreaker cash benefits with the responsibility to pay property taxes was no longer necessary. The state road turnback bill was killed at the Committee level, as were the localized natural disaster and medically related E-9-1-1 quality assurance review bills.

#15

Other (if needed)

#16

**Member of the public
may address the board**

FYI