

TENTATIVE AGENDA  
REGULAR TOWN COUNCIL MEETING  
COUNCIL CHAMBERS  
THURSDAY, APRIL 28, 2016  
4:30 P.M.

**‘This is a fragrance free building. Please help us to accommodate our co-workers and clients who are chemically sensitive to fragrances and other scented products. Thank you for not wearing perfume, aftershave, scented hand lotion, fragranced hair products, and or similar products.’**

1. Call to Order
2. Roll Call.
3. Adjustments to the Agenda
4. Approval of Minutes of the April 12, 2016 Special Meeting and the April 14, 2016 Regular Town Council Meeting
5. Special Presentations: Joy McEwen
6. Town Manager’s Report

**OLD BUSINESS**

**NEW BUSINESS**

7. ORDER #75-2016 Execution of the Warrant for April 21, 2016
8. ORDER #76-2016 Execution of the Warrant for April 28, 2016
9. ORDER #77-2016 Approval of a Victualer’s License Application (Jeff Daigle)
10. ORDER #78-2016 Approval of Democratic Ballot Clerks
11. ORDER #79-2016 Approval of Republican Ballot Clerks
12. ORDER #80-2016 Reimbursement for Personal Property Tax Interest
13. ORDER #81-2016 Award of Bid for Line Painting
14. ORDER #82-2016 Authorization to Join in a Cooperative Purchase of Road Salt
15. ORDER #83-2016 Purchase of Cemetery Lawn Tractor
16. ORDER #84-2016 Approval of Expenditures to Replace Compactor Cylinder
17. ORDER #85-2016 Authorization for a Permit to Exceed Weight Limits over Municipal Roads
18. Reports and Communications:
  - a. Warrant Committee for the May 12, 2016 Council Meeting will be Councilor Pelletier and Councilor Pray
  - b. Chair’s Report back on special projects, activities or other communications.
  - c. Other
19. Adjournment

April 12, 2016

The Special Meeting of the Millinocket Town Council was brought to order by Chair Angotti in the Town Manager's Office at 4:25 p.m.

Roll Call:

Town Council Members Present:

Angotti (Chair)	Pray
Dumais (excused)	Sannicandro
Madore (excused)	Stratton
Pelletier	

ORDER #57-2016 PROVIDING FOR: Executive Session to Discuss an Economic Development Matter pursuant to 1 M.R.S.A. §405 (6)(C)

IT IS ORDERED that the Millinocket Town Council meet in Executive Session to discuss an Economic Development Matter pursuant to 1 M.R.S.A. §405 (6)(C)

Motion – Pelletier                      Second – Stratton                      Vote 5-0

Motion to Adjourn at 5:35 p.m. – Stratton

Second – Pelletier

Vote 5-0



**RESOLVE #4-2016 Unified Harmony Show Choir State Championships**

WHEREAS, Matthew Waite is the Show Choir Director for the Unified Harmony Show Choir; and,  
WHEREAS, Matthew Waite has led the Unified Harmony Show Choir to win the 2016 State Division II Championships; and,  
WHEREAS, the Millinocket Town Council and the Community is proud of his leadership and direction of the students;  
NOW, THEREFORE, BE IT RESOLVED, that the Millinocket Town Council, in Council assembled on April 14, 2016, does hereby recognize, honor, and congratulate Matthew Waite for leading and directing the 2016 UNIFIED HARMONY SHOW CHOIR to receive First Place in DIVISION II State Show Choir MAINE VOCAL JAZZ FESTIVAL, AS WELL as hosting the very successful Vocal Jazz State Festival.

Motion – Sannicandro                      Second – Stratton                      Vote 7-0

**RESOLVE #5-2016 Junior High School Show Choir and the Unified Harmony Show Choir**

WHEREAS, Sandy Hartley is a gifted choreographer who contributes large amounts of time to the Stearns Junior High School Show Choir and the Unified Harmony Show Choir; and,  
WHEREAS, both Show Choirs have again received the Outstanding Choreography due to her commitment to creative and well executed choreography; and,  
WHEREAS, The Millinocket Town Council and the Community is proud of her leadership and direction of the students;  
NOW, THEREFORE, BE IT RESOLVED, that the Millinocket Town Council, in Council assembled on April 14, 2016, does hereby recognize, honor, and congratulate Sandy Hartley for her accomplishment as the 2016 Outstanding Choreographer for the Stearns Junior – Senior High School and Unified Harmony Show Choirs.

Motion – Stratton                      Second – Pelletier                      Vote 7-0

**RESOLVE #6-2016 2016 Performing Arts Festivals**

WHEREAS, Matthew and Danielle Waite hosted and organized the one act regional, one act state, and state jazz festivals; and,  
WHEREAS, Matthew and Danielle Waite have shown the leadership in their communities for the children in the Katahdin Region; and,  
WHEREAS, the Millinocket Town Council and the Community is proud of their leadership and dedication to the students of the Katahdin Region;  
NOW, THEREFORE, BE IT RESOLVED, that the Millinocket Town Council, in Council assembled on April 14, 2016, does hereby recognize, honor, and congratulate Matthew and Danielle Waite for leading and directing.

Motion – Madore                      Second – Stratton                      Vote 7-0

**Town Manager's Report:**

\*The transferring of money into the accounts at Bangor Savings Bank will start this week, with completion by the end of April.

\*The court has shown interest in leasing the two rooms where the Historical Society was located.

\*The Manager along with Councilor Sannicandro and Councilor Pray visited the Innovation Center at UMO on April 6<sup>th</sup>.

\*A letter was sent to the PUC in opposition to the increase in distribution rates that Emera is applying for.

\*An abutting neighbor has asked for a two month extension to purchase and tear down a tax acquired property; should the town ask for a down payment.

\*The KARE Board has met and applications for KARE grants will be available Thursday April 21st.

The Council was in agreement to ask for a down payment on the tax acquired question by the abutting neighbor.

**ORDER #58-2016 PROVIDING FOR: Execution of the Warrant for March 31, 2016**

IT IS ORDERED that the Warrant for March 31, 2016 in the amount of \$17,851.17 is hereby approved.

Motion - Stratton                      Second - Madore                      Vote 7-0





ORDER #73-2016 PROVIDING FOR: Municipal Release Deed (Cote).

**IT IS ORDERED** that a Municipal Release Deed is approved for Kay Cote, 118 Oxford Street, Millinocket, Maine, for property located at 118 Oxford Street, Millinocket, Maine, as shown on May U4 Lot 87, as all outstanding taxes, interest, and fees have been paid.

Motion – Stratton

Second - Madore

Vote 7-0

ORDER #74-2016 PROVIDING FOR: Authorization for Councilor Paul Sannicandro and Town Manager John Davis to write a letter of support for grants from the ConnectME Authority.

**IT IS ORDERED** that the Millinocket Town Council authorize Councilor Paul Sannicandro and Town Manager John Davis to write a letter of support for grants from the ConnectME Authority.

Motion - Madore

Second – Pray

Vote 7-0

**Reports and Communications:**

- a. Warrant Committee for the April 28, 2016 Council Meeting is Councilor Dumais and Councilor Madore
- b. Chair's Committees Reports: Chair Angotti reported that the MRH Health Fair will be April 30<sup>th</sup> at Stearns High School gym. Chair Angotti reported that the school concerts will be Granite Street on May 3<sup>rd</sup>, Jr High Concert on May 11<sup>th</sup> and High School Spring Concert on May 17<sup>th</sup>.
- c. Adjournment: Motion to adjourn at 6:25 p.m. - Stratton  
Second - Madore  
Vote 7-0

**Council Meeting Schedule-Council Chambers**

<b><u>Thursday, May 12, 2016</u></b>	<b>4:30 p.m.</b>	<b>Regular Meeting</b>
<b><u>Thursday, May 26, 2016</u></b>	<b>4:30 p.m.</b>	<b>Regular Meeting</b>

**Credit Cards to Pay Bills**

Should be ready anytime. I will have a more recent update at the meeting Thursday night.

**Katahdin Revitalization Committee**

The committee would like to have the Town Manager and two Councilors participate in a Community Building Workshop on May 13, 2016, from 1:00 to 3:00 p.m. at the Katahdin Region Higher Education Center.

**MRC Extension**

Communities have until June 30<sup>th</sup> to decide where they will send their municipal solid waste.

**Mediation**

The mediator will be meeting with the town and unions on May 17, 18, and 19.

### **Request to Paint a Finish Line for the marathon in December**

Joy McEwen has asked for permission to paint a finish by the Bandstand for the marathon being promoted by Gary Allen. Since this marathon is a qualifier for the Boston Marathon, the painting will resemble that finish line. I have spoken to the Public Works Director and they have paint that will cover this line in the event it cannot be cleaned up.

### **Asbestos Removal**

County Abatement is doing asbestos removal this week. They started on Spruce Street and hope to have all the building completed by week's end.



4/20/2016

Dear John,

We cordially invite you and two members from your town council to participate in a Community Building Workshop to take place:

May 13, 2016

1:00 - 3:00 pm

**Katahdin Region Higher Education Center (Formerly KATEC)**

You have been nominated by your peers as a person who is involved and engaged in the community and has unique leadership and civic capabilities. We want to hear from you so we can identify and better understand examples of community service and activity occurring in our three communities.

Each workshop will be facilitated by Steve Martin, an expert consultant in Organizational/Community Development, and will be comprised of 10-12 people in an informal and relaxed forum to share stories and experiences. We are also looking for suggestions on ways to promote more community service as well as what the challenges and difficulties are here in the region. Next steps beyond the workshop will be to design a curriculum/experience that we could use to give our community members the tools they need to help move the region forward. This curriculum would likely include elements of community organizing and public service, leadership and community action.

We hope you can attend. Please RSVP to Deb Rountree [dvoisine@maine.edu](mailto:dvoisine@maine.edu) by 4/29/2016 so we can reserve your spot. The workshop is free, fun, and we will provide drinks and snacks.

Sincerely,

Steve S. Stanley, D-Medway  
State of Maine Representative

*The Katahdin Revitalization Group works to enhance and provide direct services to build community, promote cultural and community assets, encourage economic development, and improve the overall quality of life throughout the Katahdin Region.*

ORDER #75-2016

PROVIDING FOR: Execution of the Warrant for April 21, 2016

IT IS ORDERED that the Warrant for April 21, 2016 in the amount of \$ \_\_\_\_\_ is hereby approved.

Passed by the Town Council \_\_\_\_\_

Attest: \_\_\_\_\_

ORDER #76-2016

PROVIDING FOR: Execution of the Warrant for April 28, 2016

IT IS ORDERED that the Warrant for April 28, 2016 in the amount of \$ \_\_\_\_\_ is hereby approved.

Passed by the Town Council \_\_\_\_\_

Attest: \_\_\_\_\_

PROVIDING FOR: Approval of an Application for a Victualer’s License for Daigle Family, LLC

IT IS ORDERED that the attached application for a Victualer’s License is hereby approved for:

Jeff Daigle, Norcross  
d/b/a  
Daigle Family, LLC, Ice Cream Truck

Passed by the Town Council \_\_\_\_\_

Attest: \_\_\_\_\_

25.00

TOWN OF MILLINOCKT

APPLICATION FOR A VICTUALERS LICENSE

1. NAME OF APPLICANT Jeff Daigle
2. PHONE NUMBER OF APPLICANT 207 723 1684
3. RESIDENCE OF APPLICANT NORCROSS
4. NAME OF BUSINESS Daigle Family LLC
5. PHONE NUMBER OF BUSINESS 723 1684
6. BUSINESS ADDRESS 21 South Rd
7. NATURE OF BUSINESS Ice cream
8. LOCATION TO BE USED Bandstand
9. RESIDENCE OF APPLICANT IN LAST FIVE YEARS

NORCROSS/ Millinocket  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

10. LIST OF PRINCIPAL OFFICERS, TITLES, AND ADDRESSES FOR THE PAST THREE YEARS
- owner  
\_\_\_\_\_  
\_\_\_\_\_

11. DESCRIPTION OF PREMISES TO BE LICENSED Bandstand Down town
- \_\_\_\_\_

(PLEASE INCLUDE CURRENT COPY OF YOUR STATE OF MAINE DEPARTMENT OF HUMAN SERVICES FOOD VENDOR'S LICENSE)

# State of Maine

DEPARTMENT OF HEALTH AND HUMAN SERVICES

**EST ID: 20816**

**EATING PLACE - MOBILE**

DAIGLE SOFT SERVE  
PENOBSCOT AVE  
MILLINOCKET ME 04462



**EXPIRES: 01/31/2017**

**FEE: \$200.00**

DAIGLE, JEFF  
DAIGLE SOFT SERVE  
21 SOUTH RD  
MILLINOCKET ME 04402

**Mary C. Mayhew  
COMMISSIONER**

**NON-TRANSFERABLE**

▽ DETACH HERE ▽

PROVIDING FOR: Accepting of Democratic Ballot Clerks

IT IS ORDERED that the following list of Democratic Ballot Clerks is accepted for a two (2) year term to May 2018:

Bunny Pray  
Amber Carney  
Kay McAtee  
Bernadette Friel  
Sheila Perry  
Deanna Sheppard  
Nancy Dewitt  
Herbert Clark  
Barbara Donley  
Gilda Stratton  
Rhonda Murphy  
Damon Pray

Ben Barr  
Judy Cyr  
Nancy Dewitt  
Marsha Donahue  
Frank Howard  
Dot Howard  
Joyce Angotti  
Betty Parsons  
Rhonda Illingworth  
Elaine Ferland  
Patricia Russell

Passed by the Town Council \_\_\_\_\_

Attest: \_\_\_\_\_

PROVIDING FOR: Accepting of Republican Ballot Clerks

IT IS ORDERED that the following list of Republican Ballot Clerks is accepted for a two (2) year term to May 2018:

Gladys Morrison  
Theresa MacDonald  
Patricia St. John  
Theresa M. Coffin  
Barbara Snowman  
Alan Groh  
Marie Weatherbee

Judy Page  
Debbie Perkins  
Joyce Lynch  
Suzan Cooper  
Erica Buckingham  
Beverly Bubar

Passed by the Town Council \_\_\_\_\_

Attest: \_\_\_\_\_

PROVIDING FOR: Reimbursement for Personal Property Tax Interest.

IT IS ORDERED that the Personal Property Tax Interest is reimbursed to John Brunette after account #8 has been paid in full.

NOTE: Town Manager John Davis approved the agreement of reimbursing interest for the Personal Property tax interest that was paid during the collection of back taxes owed to the Town as of March 11, 2016..

PASSED BY THE COUNCIL: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Name: JONES JAYNE

Location:

Assessment: 0

2014-1 Period Due:

Mailing Address: TWO SISTERS AND FRIENDS THRIFT  
STO  
96 PENOBSCOT AVE.  
MILLINOCKET ME 04462

Year	Date	Reference	P	C	Principal	Interest	Costs	Total
2014-1 R	08/26/13	Original			107.82	0.00	0.00	107.82
	10/30/2013		1	A	107.82	0.00	0.00	107.82
		Total			0.00	0.00	0.00	0.00
2013-1 R	10/25/12	Original			95.04	0.00	0.00	95.04
	3/25/2013		A	A	95.04	0.00	0.00	95.04
		Total			0.00	0.00	0.00	0.00
2012-1 R	10/17/11	Original			92.16	0.00	0.00	92.16
	Billed To: BRUNETTE, JOHN							
	3/11/2016	CHGINT	1	I	0.00	-26.90	0.00	-26.90
	3/11/2016		A	P	16.79	26.90	0.00	43.69
	4/25/2016		A	P	75.37	0.00	0.00	75.37
		Total			0.00	0.00	0.00	0.00
2011-1 R	10/27/10	Original			83.52	0.00	0.00	83.52
	Billed To: BRUNETTE, JOHN							
	12/30/2010	CHGINT	1	I	0.00	-0.33	0.00	-0.33
	12/30/2010		A	P	41.76	0.33	0.00	42.09
	3/11/2016	CHGINT	1	I	0.00	-14.55	0.00	-14.55
	3/11/2016		A	P	41.76	14.55	0.00	56.31
		Total			0.00	0.00	0.00	0.00
2010-1 R					0.00	0.00	0.00	0.00
2009-1 R					0.00	0.00	0.00	0.00
1994-1 R					0.00	0.00	0.00	0.00
Account Totals as of 04/25/2016					0.00	0.00	0.00	0.00

*pd  
as of  
3-11-16*

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

*ORER# 80-2016*

*\* approved by Town Manager John Daves to Reimburse  
Paid interest after acct. pd in full. wac*

**PROVIDING FOR:** Award of bid for line painting.

**IT IS ORDERED** that the Millinocket Town Council award the bid for line painting to Lucas Striping LLC at a total cost of \$5,900.00.

**NOTE:** The following two bids were received:

Lucas Striping LLC	\$5,900.00
Hi-Way Safety System	\$8,600.00

**PASSED BY THE COUNCIL:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_



TOWN OF MILLINOCKET  
PUBLIC WORKS DEPARTMENT  
20 Cedar Street  
Millinocket, Maine

Tel. (207)723-7030 Fax (207)723-7029

E-Mail: [publicworks@millinocket.org](mailto:publicworks@millinocket.org) Web Site: [www.millinocket.org](http://www.millinocket.org)

---

To: Harold Davis, Town Manager  
From: Ralph Soucier, Public Works Director  
Subject: Line Painting Bid Results  
Date: April 13, 2016

The purpose of this memo is to recommend a contractor to paint the line markings on our main run streets in Millinocket. Our Public Works Department will paint the cross walks and parking stalls.

The work will be completed before July 1, 2016 and the funding will come from the Summer Roads Budget FY 2016 0407-2803 Paint & Supplies.

I sent out line painting bid specifications to six companies. Only two replied as follows:

Lucas Striping LLC	\$5,900.00
Hi-Way Safety Systems	\$8,600.00

I recommend accepting the lower bid of \$5,900 from Lucas Striping.  
Please contact me if there are any questions.

Thank You,

Ralph Soucier  
Millinocket Public Works

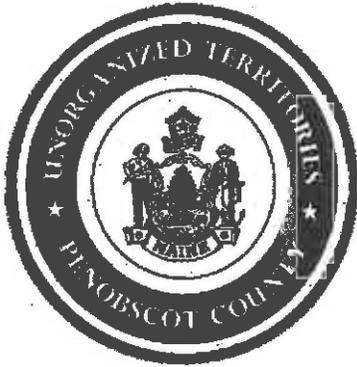
**ORDER #82-2016**

**PROVIDING FOR:** Authorization for to join in a cooperative purchase of road salt for the 2016-2017 winter season.

**IT IS ORDERED** that the Millinocket Town Council grants authorization for the Town to join in the Winter Salt Cooperative Purchase with Penobscot County.

**PASSED BY THE COUNCIL:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_



**PENOBSCOT COUNTY**  
**UNORGANIZED TERRITORY ADMINISTRATION**

**Barbara Veilleux, Director**  
**97 Hammond Street**  
**Bangor, ME 04401**

**Phone: 207-942-8566**  
**Fax: 207-945-4933**

April 20, 2016

Harold Davis, Manager  
Town of Millinocket  
197 Penobscot Avenue  
Millinocket, ME 04462

Re: Winter Salt Cooperative Purchase

Dear Municipal Official,

The Penobscot County Commissioners are once again offering an opportunity for communities to join us in a cooperative purchase of road salt for the 2016-2017 winter season.

Enclosed you will find a copy of the bid specifications that will be mailed to the vendors. We have attempted to structure the bid to obtain the best possible pricing. The structure includes the following requirements:

- The County will be divided into two regions, north and south. Separate awards will be made for northern and southern regions.
- Prices will be guaranteed for the duration of the 2016-2017 winter season through April 30, 2017.
- Municipalities must guarantee to purchase 75% of the estimated tons but will be guaranteed the bid price on 110% of the estimated tons.
- An individual contract will be written, if requested by the municipality.
- The successful vendor must guarantee product delivery within 72 hours of receipt of an order.

If your municipality wishes to participate in this bid process, please return the enclosed bid form by Friday, May 20, 2016. You may contact me at 942-8566 with questions or concerns.

Sincerely,

*Barbara A. Veilleux*

Barbara A. Veilleux, Director

**PENOBSCOT COUNTY  
2016 ROCK SALT BID  
CONDITIONS & SPECIFICATIONS**

Bid Solicitation Date: May 20, 2016

Bid Opening: Tuesday, June 14, 2016

Contact: Barbara A. Veilleux

Penobscot County is soliciting bids for the provision of rock salt for winter road use to participating towns within the County. The enclosed Bid Return Form must be completed and returned in a sealed envelope marked **Penobscot County Rock Salt Bid, Barbara Veilleux, Director, Unorganized Territory Administration, 97 Hammond Street, Bangor, ME 04401** by 9:00 AM on Tuesday, June 14, 2016. Penobscot County reserves the right to accept or reject any and all bids. Penobscot County also reserves the right to award bids for northern and southern regions to separate vendors. All bids will be evaluated subject to the Bid Conditions listed below.

**BID CONDITIONS**

Prospective vendors are bidding on the provision and delivery of Rock Sodium Chloride to municipalities as estimated on the Bid Return Form. Separate awards will be made for northern and southern regions.

The successful vendor will guarantee the price quoted for the duration of the 2016-2017 winter season beginning July 1, 2016 through April 30, 2017. Timing of delivery, inspection and payment will be worked out with the individual municipalities.

Participating municipalities have provided estimates of their needs. By participating in this bid, they have agreed to purchase a minimum of 75% of the estimated amount. The successful vendor agrees to honor the bid price for up to 10% over the amount estimated by each municipality and must guarantee to provide up to 110% of the product estimated by each municipality through April 30, 2017.

Individual contracts will be issued when requested by the municipality.

Towns have a right to conduct random inspections and testing to ensure specifications are met.

Questions regarding this solicitation may be directed to Barbara Veilleux at 207-942-8566.

**PENOBSCOT COUNTY  
2016 ROCK SALT  
BID SPECIFICATIONS**

**Validity of Bids**

It is the responsibility of the bidder to ensure that product offered is that which meets the specifications herein. Under no circumstances shall the successful bidder be relieved of any obligation to provide the necessary commodity as specified, either through error, mistake or omission.

**Contracts, Invoices & Cancellations**

Contracts and invoices shall be sent directly to each respective municipality. The municipality has the right to cancel any unfilled portion of the contract if the materials supplied do not meet the bid specifications.

**Availability of the Product**

The vendor shall deliver the product within 72 hours of receipt of a municipal order, or such time period as is agreeable to the municipality. In the event of insufficient supply, it shall be the responsibility of the vendor to procure the specified product from whatever source available and provide it at the original bid price. If product is not delivered within the 72 hour window, the municipality has the right to cancel and order from another vendor without penalty.

**Stockpiling of Material**

The vendor is required to maintain the rock salt inside a covered structure to ensure that it continuously meets the specified moisture content levels. Storage shall be accomplished in compliance with laws and regulations of the U. S. Environmental Protection Agency and the Maine Department of Environmental Protection. Handling of the material shall be designed to avoid excessive granulation. The Salt Storage Handbook, published by the Salt Institute, and other applicable industry publications and standards shall be followed to the extent practicable.

**Inspection & Testing**

Compliance with the specifications will be determined from samples obtained at the point of delivery. Shipments made to the purchaser's point of delivery may be sampled at random to ensure both adequate moisture content and gradation. If questions arise concerning specification compliance, a complete laboratory analysis may be performed. The vendor may be required to replace any quantity which does not meet said specifications.

**Classification**

This specification covers rock salt (sodium chloride) obtained from natural mined deposits, which shall conform to AASHTO M-143-86 except for specifics as noted herein.

**Chemical Requirements**

The rock salt shall contain a minimum of ninety-five percent (95%) Sodium Chloride, with no variation.

**Physical Requirements & Condition**

- A. The gradation when tested by means of laboratory sieves, shall conform to the following requirements for particle size.

<u>Sieve Size</u>	<u>Percentage Passing By Weight</u>
1/2 inch	100
3/8 inch	95-100
No. 4	20-90
No. 8	10-60
No. 30	1-15

- B. The acceptable moisture content of the rock salt shall not be more than 0.5%. Sodium chloride with a moisture content between 0.5% and 1.0% will be accepted with a reduction of 1.0% from the bid price for each 0.1% of moisture in excess of 0.5%. Sodium chloride with a moisture content between 1.0% and 2.5% shall be accepted at the sole discretion of the municipality with the following reduction in price: sodium chloride having a moisture content between 1.0% and 2.0% shall be reduced 15% from the bid price; sodium chloride having a moisture content between 2.0% and 2.5% shall be reduced 25% from the bid price; sodium chloride having a moisture content in excess of 2.5% will not be accepted and if delivered, must be removed at the expense of the vendor.
- C. In order to prevent caking while in storage, all sodium chloride shall be treated with anti-caking condition (YPS or equal) at a uniformly applied rate equivalent to a minimum of 10 parts per million (PPM) and a maximum of 50 PPM, for salt with moisture contents less than 0.5%, and a minimum of 50 PPM and a maximum of 100 PPM for salt with moisture contents greater than 0.5%. The use of a colored conditioner is desired. All sodium chloride must arrive at the purchaser's delivery point in a free-flowing and usable condition.

**Sampling**

Samples shall be taken at the purchaser's discretion throughout the duration of the contract. Each sample submitted for testing shall consist of a minimum of three (3) increments selected at random from the material. Each sample shall be at least one (1) pound in weight and not include the top inch of stored material.

**Method of Testing**

- A. Chemical composition testing shall follow AASHTO M-143-86, Appendix A1-Rapid Method of Test for Sodium Chloride, or comparable flame photometric determination of sodium. In the event of controversy, testing shall conform with the method specified for "Salt" in the current "Official Methods of Analysis for the Association of Official Agriculture Chemists".

- B. Particle size analysis shall consist of using sieves with square openings mounted on substantial frames or interlocked in a manner as to insure no loss of material during sieving. Woven wire cloth shall conform to AASHTO M92. Gradation analysis shall be made on oven dried material and the sample shall weigh at least 500 grams after drying. In no case shall the fraction retained on any sieve at the completion of the sieving operation weigh more than four (4) grams per square inch of sieving surface (this is 200 grams for eight (8) inch diameter round sieves). If sieving is completed by hand shaking, lateral and vertical motion with occasional jarring action shall be employed so as to keep the material moving continuously over the surface of the sieve for a time of not less than three (3) minutes. When mechanical shaking is provided, the time limit shall be a maximum of five (5) minutes. The balance or scale shall be sensitive to within 0.2% of the weight of the sample to be tested.
- C. Moisture content shall be determined by weighing before and after oven drying at 110° C for a minimum of four (4) hours.

**PENOBSCOT COUNTY  
2016 ROCK SALT  
COOPERATIVE PURCHASE OPPORTUNITY**

**TOWN** \_\_\_\_\_

**MAILING ADDRESS** \_\_\_\_\_

**DELIVERY ADDRESS** \_\_\_\_\_

**CONTACT PERSON** \_\_\_\_\_

**TELEPHONE** \_\_\_\_\_

**ESTIMATED TONS** \_\_\_\_\_

***With the submission of this form the town is obligated to purchase 75% of the estimated tons.***

***To participate in the cooperative purchase, this form must be returned to the following address or faxed to 945-4933 by Friday, May 20, 2016:***

Barbara Veilleux, Director  
Penobscot County Unorganized Territory Administration  
97 Hammond Street  
Bangor, ME 04401

\_\_\_\_\_  
Municipal Official Signature

\_\_\_\_\_  
Date

**PROVIDING FOR:** Authorization to purchase a lawn tractor to be used primarily at the Millinocket cemetery.

**IT IS ORDERED** that the Millinocket Town Council authorize expenditures to purchase a lawn tractor from Greenway Equipment for a total cost of \$8,978.82.

**IT IS FURTHER ORDERED** that the funds to purchase the tractor be taken from the Assigned Fund Balance, Account # 1300-9502.

**NOTE:** Three other businesses were asked for quotes (Husqvarna in Lincoln, Tractor Supply in Millinocket, and Troy Bilt in Bangor), but none of them meet the required specs nor do they make a diesel engine mower.

**PASSED BY THE COUNCIL:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_

*Millinocket Public Works  
20 Cedar Street  
Millinocket, Maine 04462  
(207) 723-7030*

April 19, 2016

To: Harold Davis, Town Manager  
From: Ralph Soucier, Public Works Director

**RE: Lawn Tractor at the Cemetery**

We have been experiencing a lot of problems with the 2001 John Deere mower at the Cemetery. The mechanic has done a lot of maintenance to it the last two years and now it has several hydraulic leaks that have developed which will be costly. Last year we over spent our maintenance budget trying to keep it going. It has close to 5,000 hours on the engine as well.

I have quotes from Greenway Equipment who will take our mower for trade , and also give us \$2300 in customer credits since we purchase a lot of parts from them. I have tried to get quotes from Wares in Lincoln Husqvarna, Tractor Supply in Millinocket Cub Cadet, and also Troy Bilt in Bangor, but none of them meet our specs or make a Diesel Engine mower.

We have tried a zero turn, but it did not work out well on the step banks or pull the utility trailer we have for hauling loam for the grave sites.

I would recommend we stay with Greenway and a Diesel tractor which has served us well and is easy to get repair parts.

We had put \$10,000 in the 1300-3552 budget line a couple of years ago, but held off spending it as long as we could. Can we get approval from the council to move ahead with this capital improvement for the Cemetery? I believe the \$10,000 was set aside in the cash balance fund.

Thank you,



Ralph Soucier, Public Works Director

---

**Quote Summary**

**Prepared For:**  
 Millinocket Public Works  
 Cedar St  
 Millinocket, ME 04462  
 Business: 419-768-2553

**Prepared By:**  
 Mike Pellegrino  
 Greenway Equipment Sales  
 1701 Hammond Street  
 Bangor, ME 04401  
 Phone: 207-990-4433  
 mikep@greenwayequipment.com

**Quote Id:** 13152061  
**Created On:** 15 April 2016  
**Last Modified On:** 15 April 2016  
**Expiration Date:** 31 May 2016

Equipment Summary	Suggested List	Selling Price	Qty	Extended
JOHN DEERE Signature Series X750	\$ 10,849.00	\$ 8,548.82 X	1 =	\$ 8,548.82
JOHN DEERE 54-in. Shaft Drive High Capacity Mower Deck (54 HC)	\$ 1,865.00	\$ 1,430.00 X	1 =	\$ 1,430.00
<b>Equipment Total</b>				<b>\$ 9,978.82</b>

Trade In Summary	Qty	Each	Extended
JOHN DEERE 455 22HP L/C DIESEL HYDRO TR	1	\$ 1,000.00	\$ 1,000.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 1,000.00
<b>Trade In Total</b>			<b>\$ 1,000.00</b>

Quote Summary	
Equipment Total	\$ 9,978.82
Trade In	\$ (1,000.00)
SubTotal	\$ 8,978.82
Total	\$ 8,978.82
Down Payment	(0.00)
Rental Applied	(0.00)
<b>Balance Due</b>	<b>\$ 8,978.82</b>

Salesperson : X \_\_\_\_\_

Accepted By : X \_\_\_\_\_

**PROVIDING FOR:** Approval of expenditures to replace Compactor Cylinder.

**IT IS ORDERED** that the Millinocket Town Council approve expenditures in the amount of \$11,969.16 to replace the cylinder in the 645XHD-D-72 Compactor.

**IT IS FURTHERED ORDERED** that the funds to replace the cylinder be disbursed from the Transfer Site Equipment Reserve Account.

**NOTE:** There is currently \$16,398 in this account.

**PASSED BY THE COUNCIL:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_

**Manager**

---

**From:** Ralph T. Soucier <publicworks@millinocket.org>  
**Sent:** Monday, April 25, 2016 8:50 AM  
**To:** Harold Davis  
**Subject:** Transfer Site Compactor Emergency Repairs  
**Attachments:** Transfer Site Compactor Emergency Repairs.pdf

John, here is the invoice for the compactor emergency repairs.

Looks like we will have to have the council approve taking the money out of the "Equipment Reserve Transfer Site Account" we have \$16,398 in that account.

I guess we need another order to expend from that account to cover the repairs as I don't see where we can take it out a expense budget line for the TS.

Thanks,

*Ralph T. Soucier  
Millinocket Public Works Director  
20 Cedar Street  
Millinocket, Maine 04462  
Tel. (207)723-7030 Cell: (207)-731-9905*

# Invoice

## Atlantic Recycling Equipment, LLC

PO Box 609  
 Rollinsford, NH 03869  
 Phone 603-749-2414 Fax 603-749-2421

Date	Invoice #
4/13/2016	003428

### Bill To

Town of Millinocket  
 20 Cedar Street  
 Millinocket, ME 04462

### Ship To

Transfer Station  
 20 Cedar St  
 Millinocket, ME

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
	Net 30		4/13/2016			

Quantity	Item Code	Description	Price Each	Amount
		Replace cylinder in the 645XHD-D-72 Compactor		
1	Parts	6X120X4.25 Cylinder	4,499.00	4,499.00
4	Parts	1" hose, per foot	12.52	50.08
6	Parts	1" hose, per foot	12.52	75.12
4	Parts	1" hose to 1" male swivel	20.74	82.96
1	Parts	Pressure Gauge	35.00	35.00
300	Hydraulic Oil	Hydraulic oil per gallon	8.75	2,625.00
10	Parts	4" Nylon wrap, per foot	6.95	69.50
24.5	Service Labor/DPo...	Service Labor - Darrell Poussard	97.50	2,388.75
24.5	Service Labor/BLo...	Service Labor - Ben Lovejoy	87.50	2,143.75

Thank you for your business.

**Total** \$11,969.16

**Payments/Credits** \$0.00

**Balance Due** \$11,969.16

**PROVIDING FOR:** Authorization for a permit to exceed weight limits over municipal roads.

**IT IS ORDERED** that the Millinocket Town Council issue a permit for a stated period of time to the MDOT contractor for transporting construction equipment (backhoes, bulldozers, etc.) that exceed legal weight limits over the road.

**IT IS FURTHERED ORDERED** that the agreement acknowledges the municipality's right to require a bond from the contractor to "guarantee suitable repair or payment of damages: per 29-A MRSA.

**PASSED BY THE COUNCIL:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_



STATE OF MAINE  
DEPARTMENT OF TRANSPORTATION  
16 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0016

Paul R. LePage  
GOVERNOR

David Bernhardt  
COMMISSIONER

John Davis, Town Manager  
Town of Millinocket  
197 Penobscot Ave  
Millinocket, ME 04462-1438

4/1/2016

Subject: Plant Mixed Recycled  
Pavement, Hot Mix Asphalt  
Overlay & Light Capital Paving  
Project Nos.: 018596.10,  
018612.00, 022586.10  
Millinocket Area, Townships of  
Long A, T3 & T4 Indian Purchase

Dear Mr. Davis:

The Maine Department of Transportation will soon advertise the subject project for construction, and pursuant to 29-A MRSA § 2382 (7) we have established a "Construction Area". A copy of 29-A § 2382 is enclosed for your information. Also included is an agreement, which requires signature by the municipal officers, and additional background documents.

The agreement stipulates that the municipality will issue a permit for a stated period of time to the MDOT contractor for transporting construction equipment (backhoes, bulldozers, etc.) that exceed legal weight limits, over municipal roads. The agreement acknowledges the municipality's right to require a bond from the contractor to "guarantee suitable repair or payment of damages" per 29-A MRSA.

29-A MRSA § 2382 (7) states that "*the suitability of repairs or the amount of damage is to be determined by the Department of Transportation on state-maintained ways and bridges, otherwise by the municipal officers*". In other words, municipal officers determine the suitability of repairs on municipal ways and bridges.

The State cannot force municipalities to allow overweight vehicles to travel on posted municipal roads. Municipal postings supersede overweight permits. However, the agreement requires municipalities to make reasonable accommodations for overweight vehicles that are operated by contractors and the MDOT in connection with the construction project.

The specific municipal roads involved are not necessarily known at present, as the contractor's plan of operation won't be known until just prior to the start of work. If the municipality plans to require a bond; the amount of the bond should be determined prior to the start of work. If the project number administratively changes, you will be notified, and the agreement modified accordingly. Please return the completed agreement to my attention. Should you have any questions, please contact me at 624-3410.

Sincerely,

George Macdougall,  
Contracts & Specifications Engineer  
Bureau of Project Development



PRINTED ON RECYCLED PAPER

Return this AGREEMENT, when completed, to:

Maine Department of Transportation  
ATTN.: Mr. George Macdougall, Contracts & Specifications Engineer  
#16 State House Station, Child Street  
Augusta, Maine 04333-0016

Project Nos. 018596.10, 018612.00 & 022586.10  
Location: Millinocket Area, Townships of Long A,  
T3 and T4 Indian Purchase

Pursuant to 29-A MRSA § 2382, the undersigned municipal officers of the **Town of Millinocket** agree that a construction overlimit permit will be issued to the Contractor for the above-referenced project allowing the contractor to use overweight equipment and loads on municipal ways.

The municipality may require the contractor to obtain a satisfactory bond pursuant to 29-A MRSA § 2388 to cover the cost of any damage that might occur as a result of the overweight loads. If a bond is required, the exact amount of said bond should be determined prior to the use of any municipal way. The Maine DOT will assist in determining the amount of the bond if requested. A suggested format for a general construction overlimit bond is attached. A suggested format for a construction overlimit permit is also attached. This construction overlimit permit does not supersede rules that restrict the use of public ways, such as posting of public ways, pursuant to 29-A MRSA § 2395.

The maximum speed limit for trucks on any municipal way will be 25 mph (40 km per hour) unless a higher speed limit is specifically agreed upon, in writing, by the Municipal Officers.

**TOWN OF MILLINOCKET**  
By the Municipal Officials

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Project Nos.: 018596.10,  
018612.00 & 022586.10

**SPECIAL PROVISION 105**  
**CONSTRUCTION AREA**

Construction Areas located in the **Millinocket Area, Townships of Long A, T3 and T4 Indian Purchase** have been established by the Maine Department of Transportation (MDOT) in accordance with provisions of 29-A § 2382 Maine Revised Statutes Annotated (MRSA).

The sections of highway under construction in Penobscot County:

- (a) Project No. 018596.10 is in Long A and T4 Indian Purchase Townships on Route 11, beginning 1.41 mi. south of the T4 Indian Purchase town line extending northerly 4.09 miles.
- (b) Project No. 018612.00 is the Millinocket Area Light Capital Paving, located on Millinocket Lake Road, beginning 3.50 mi. north of the Millinocket town line and extending northerly 4.26 miles, ending 1.41 mi. south of the T4 Indian Purchase town line.
- (c) Project No. 022586.10 is in T3 Indian Purchase on Millinocket Lake Road, beginning at the Millinocket town line and extending northerly 3.50 miles.

Per 29-A § 2382 (7) MRSA, the MDOT may “*issue permits for stated periods of time for loads and equipment employed on public way construction projects, United States Government projects or construction of private ways, when within construction areas established by the Department of Transportation. The permit:*

*A. Must be procured from the municipal officers for a construction area within that municipality;*

*B. May require the contractor to be responsible for damage to ways used in the construction areas and may provide for:*

*(1) Withholding by the agency contracting the work of final payment under contract; or*

*(2) The furnishing of a bond by the contractor to guarantee suitable repair or payment of damages.*

*The suitability of repairs or the amount of damage is to be determined by the Department of Transportation on state-maintained ways and bridges, otherwise by the municipal officers;*

*C. May be granted by the Department of Transportation or by the state engineer in charge of the construction contract; and*

*D. For construction areas, carries no fee and does not come within the scope of this section.”*

The Municipal/County Officers of Penobscot County for the **Millinocket Area, Townships of Long A, T3 and T4 Indian Purchase** agreed that an Overlimit Permit will be issued to the Contractor for the purpose of using loads and equipment on municipal ways in excess of the limits as specified in 29-A MRSA, on the municipal ways as described in the “Construction Area”.

As noted above, a bond may be required by the municipality, the exact amount of said bond to be determined prior to use of any municipal way. The MDOT will assist in determining the bond amount if requested by the municipality.

The maximum speed limits for trucks on any town way will be 25 mph (40 km per hour) unless a higher legal limit is specifically agreed upon in writing by the Municipal Officers concerned.

## GENERAL GUIDANCE

### CONSTRUCTION OVERLIMIT PERMIT AND BONDING

The Maine Bureau of Motor Vehicles (BMV) establishes requirements and standards for the permitting of non-divisible over dimensional and overweight vehicles and loads (collectively overlimit loads) on state roads. These state motor vehicle permits are available on-line. 29-A MRSA and Secretary of State Administrative Rules Chapters 155-157 apply. Additionally, municipalities and county commissioners may issue overweight permits for travel on municipal and county ways maintained by that municipality or county. These permits are typically single trip permits requiring vehicle registration data, intended route etc.

However, in this case we're dealing with *Construction Permits* involving overlimit loads in support of construction projects. According to 29-A MRSA § 2382 (7), a Construction Permit is a permit "for a stated period of time that may be issued for loads and equipment employed on public way construction projects, United States Government projects or construction of private ways, when within construction areas established by the Department of Transportation". According to 29-A § 2382 MRSA, the construction overlimit permit must be procured from the municipal officers for overweight loads on a municipal way in support of a construction project within that municipality.

**By signing the attached agreement, the municipality agrees to issue construction overlimit permits to the MDOT construction contractor.**

#### **Frequently Asked Questions:**

**A. Why sign the document in advance of the actual construction contract?**

**Response:** There are three primary reasons: First, to comply with 29-A § 2382. Second, to ensure that there are no surprises regarding the use of municipal roads by the Maine DOT contractor (to reasonably reduce risk and thus keep the cost of construction down) and third, to ensure the town is aware of its rights to control its own roads, and its rights to require a separate contractor's bond. (This is in addition to the Payment Bond and the Performance Bond the Maine DOT requires of the contractor).

**B. Different roads may require different levels of scrutiny. How is a posted road handled?**

**Response:** Despite the general construction overweight permit, the contractor cannot exceed the load limit on a posted municipal road without specific municipal permission. 29-A § 2395 MRSA notes that any ways requiring special protection (such as posted roads) will continue to be protected and overweight permits are superseded by such postings. In such a case the contractor would have to use an alternate route.

C. Is there any reason why the contractor cannot be held to indemnify and hold harmless the Municipality beyond the simple posting of a bond?

Response: The objective of our standard letter is to deal with overweight equipment and trucks on municipal ways during construction of an Maine DOT construction project. The bond merely provides a measure of protection against damage to municipal ways as a direct result of construction activity. Other areas of risk and indemnification are beyond the scope of our letter.

D. Are we required to obtain a bond?

Response: No. In fact, few municipalities have required a construction bond. It is a matter of risk management.

E. If used, what amount should be required on the bond?

Response: Previous MDOT letters used to speak about a maximum bond amount of \$14,000 / mile (\$9,000 / kilometer ) of traveled length, however 29-A § 2382 sets no maximum. The amount of the bond (if any bond is required at all) is based on the individual situation. The MDOT will assist in providing a bond amount estimate if so requested.

F. Why the blanket approval?

Response: The blanket approval we seek is the reasonable accommodation by the municipality to allow the Maine DOT contractor to use town ways (if required ) to haul overweight construction equipment and trucks. This theoretically gives the municipality and the MDOT time to discuss exceptions to a blanket approval. In general, this avoids unnecessary risks and saves money for all concerned in the long run.

G. Who determines the suitability of repairs?

Response: For municipal ways, the suitability of repairs may be determined by municipal officers. The MDOT will assist.

H. What is a non-divisible load?

Response: Per Chapter 157 (The Administration of Over-Dimension and Overweight Permits) under the Secretary of State administrative rules (See Rule Chapters for the Department of the Secretary of State on line), a non-divisible load is defined as: A load which, if separated into smaller loads or vehicles, would:

- 1) make it unable to perform the function for which it was intended;
- 2) destroy its value or;
- 3) require more than eight work hours to dismantle using appropriate equipment. Sealed oceangoing containers, spent nuclear materials in casks, and government-controlled military vehicles and their loads will be considered non-divisible

I. What is the standard for Overweight trucks and equipment?

Response: Overweight means a weight that exceeds the legal limits established in 29-A MRSA Chapter 21.

J. This is an unorganized township with no county or municipal roads. Why should I respond?

Response: Because of limited staff, we send out a standard letter to cover contingencies and minimize risk to the construction process. From time to time the letter may not have a practical application. In most cases of unorganized territories, the agreement is signed and returned as a matter of routine. This ensures that surprises will not be encountered after the start of construction regarding travel over municipal and county ways.

Additional tips:

False Information - Permit are invalidated by false information. A permit is invalidated by the violation of any condition specified by the terms of the permit or by false information given on the application. On evidence of such violation of falsification, the permittee may be denied additional permits.

Proper Registration - Overload permits do not relieve the registrants of vehicles from their obligations to properly register their vehicles in accordance with Motor Vehicle Laws.

Agent's Power of Attorney - If you do require a contractor's bond, make sure you have a copy of the Surety Agent's power of attorney authorizing the surety agent to sign for the surety. Keep the power of attorney with your duplicate original bond at the municipality. The contractor will also have a duplicate original.

Other bonds - The Maine DOT requires a payment bond and a performance bond of the contractor which is held against unsatisfactory performance on the part of the contractor for all construction projects over \$100,000. (The Miller Act (40 U.S.C. 270a-270f) normally requires performance and payment bonds for any federal aid construction contract exceeding \$100,000. 14 MRSA § 871 provides a similar requirement for state funded construction projects.) These bonds cover the proper performance of the contract and the payment of all employees, suppliers and subcontractors.

**SPECIAL PROVISION 105**  
**OVERLIMIT PERMITS**

**Title 29-A § 2382 MRSA Overlimit Movement Permits.**

- 1. Overlimit movement permits issued by State.** The Secretary of State, acting under guidelines and advice of the Commissioner of Transportation, may grant permits to move nondivisible objects having a length, width, height or weight greater than specified in this Title over a way or bridge maintained by the Department of Transportation
- 2. Permit fee.** The Secretary of State, with the advice of the Commissioner of Transportation, may set the fee for single trip permits, at not less than \$6, nor more than \$30, based on weight, height, length and width. The Secretary of State may, by rule, implement fees that have been set by the Commissioner of Transportation for multiple trip, long-term overweight movement permits. Rules established pursuant to this section are routine technical rules pursuant to Title 5, chapter 375, subchapter II-A.
- 3. County and municipal permits.** A county commissioner or municipal officer may grant a permit, for a reasonable fee, for travel over a way or bridge maintained by that county or municipality
- 4. Permits for weight.** A vehicle granted a permit for excess weight must first be registered for the maximum gross vehicle weight allowed for that vehicle.
- 5. Special mobile equipment.** The Secretary of State may grant a permit, for no more than one year, to move pneumatic-tire equipment under its own power, including Class A and Class B special mobile equipment, over ways and bridges maintained by the Department of Transportation. The fee for that permit is \$15 for each 30-day period.
- 6. Scope of permit.** A permit is limited to the particular vehicle or object to be moved, the trailer or semitrailer hauling the overlimit object and particular ways and bridges.
- 7. Construction permits.** A permit for a stated period of time may be issued for loads and equipment employed on public way construction projects, United States Government projects or construction of private ways, when within construction areas established by the Department of Transportation. The permit:
  - A. Must be procured from the municipal officers for a construction area within that municipality;
  - B. May require the contractor to be responsible for damage to ways used in the construction areas and may provide for:
    - (1) Withholding by the agency contracting the work of final payment under contract; or

(2) The furnishing of a bond by the contractor to guarantee suitable repair or payment of damages.

The suitability of repairs or the amount of damage is to be determined by the Department of Transportation on state-maintained ways and bridges, otherwise by the municipal officers;

C. May be granted by the Department of Transportation or by the state engineer in charge of the construction contract; and

D. For construction areas, carries no fee and does not come within the scope of this section.

**8. Gross vehicle weight permits.** The following may grant permits to operate a vehicle having a gross vehicle weight exceeding the prescribed limit:

A. The Secretary of State, with the consent of the Department of Transportation, for state and state aid highways and bridges within city or compact village limits;

B. Municipal officers, for all other ways and bridges within that city and compact village limits; and

C. The county commissioners, for county roads and bridges located in unorganized territory.

**9. Pilot vehicles.** The following restrictions apply to pilot vehicles.

A. Pilot vehicles required by a permit must be equipped with warning lights and signs as required by the Secretary of State with the advice of the Department of Transportation.

B. Warning lights may be operated and lettering on the signs may be visible on a pilot vehicle only while it is escorting a vehicle with a permit on a public way.

With the advice of the Commissioner of Transportation and the Chief of the State Police, the Secretary of State shall establish rules for the operation of pilot vehicles.

**9-A. Police escort.** A person may not operate a single vehicle or a combination of vehicles of 125 feet or more in length or 16 feet or more in width on a public way unless the vehicle or combination of vehicles is accompanied by a police escort. The Secretary of State, with the advice of the Commissioner of Transportation, may require a police escort for vehicles of lesser dimensions.

A. The Bureau of State Police shall establish a fee for state police escorts to defray the costs of providing a police escort. A county sheriff or municipal police department may establish a fee to defray the costs of providing police escorts.

B. The Bureau of State Police shall provide a police escort if a request is made by a permittee. A county sheriff or municipal police department may refuse a permittee's request for a police escort.

C. A vehicle or combination of vehicles for which a police escort is required must be accompanied by a state police escort when operating on the interstate highway system.

**10. Taxes paid.** A permit for a mobile home may not be granted unless the applicant provides reasonable assurance that all property taxes, sewage disposal charges and drain and sewer assessments applicable to the mobile home, including those for the current tax year, have been paid or that the mobile home is exempt from those taxes. A municipality may waive the requirement that those taxes be paid before the issuance of a permit if the mobile home is to be moved from one location in the municipality to another location in the same municipality for purposes not related to the sale of the mobile home.

**11. Violation.** A person who moves an object over the public way in violation of this section commits a traffic infraction.

Section History:

PL 1993, Ch. 683, §A2 (NEW).

PL 1993, Ch. 683, §B5 (AFF).

PL 1997, Ch. 144, §1,2 (AMD).

PL 1999, Ch. 117, §2 (AMD).

PL 1999, Ch. 125, §1 (AMD).

PL 1999, Ch. 580, §13 (AMD).

PL 2001, Ch. 671, §30 (AMD).

PL 2003, Ch. 166, §13 (AMD).

PL 2003, Ch. 452, §Q73,74 (AMD).

PL 2003, Ch. 452, §X2 (AFF).

**MUNICIPAL OVERLIMIT PERMIT FOR CONSTRUCTION**

MUNICIPALITY: \_\_\_\_\_

Phone: 207-\_\_\_\_\_ ; fax: 207-\_\_\_\_\_

**APPLICATION FOR OVERLIMIT PERMIT TO MOVE CONSTRUCTION EQUIPMENT AND LOADS IN EXCESS OF LEGAL LIMITS ON MUNICIPAL WAYS**

Construction Time Period:

Per 29-A § 2382 (7) MRSA, application is hereby made to the MUNICIPALITY OF \_\_\_\_\_ for An Overlimit Permit to move construction equipment, material, objects or loads in excess of legal limits over ways maintained by the MUNICIPALITY in support of construction operations for the following Maine DOT project

Project Description:

Project Identification Number (PIN):

NAME OF PERMITTEE (Construction Company):

STREET/P.O. BOX:

CITY: STATE/PROV

ZIP / POSTAL CODE:

PHONE: FAX:

This object or load cannot be readily reduced to the legal limits.

Signed by:

(name & title)

Permit is granted. A copy of this signed permit will be provided to the permittee as prove of permit. This permit will automatically expire at the physical completion of the above construction project. The original permit will be held on file at the municipality.

Signed:

Municipal Official

BOND # \_\_\_\_\_

Date: \_\_\_\_\_

**MUNICIPAL CONSTRUCTION BOND**

KNOW ALL MEN BY THESE PRESENTS: That (name of construction firm) \_\_\_\_\_  
 \_\_\_\_\_ and the Municipality of \_\_\_\_\_, as  
 principal, and \_\_\_\_\_  
 \_\_\_\_\_, a corporation duly organized under the laws of the State of \_\_\_\_\_ and having a  
 usual place of business \_\_\_\_\_,  
 as Surety, are held and firmly bound unto the Treasurer of the Municipality of  
 \_\_\_\_\_ in the sum of  
 \_\_\_\_\_ and 00/100 Dollars (\$) )  
 to be paid said Treasurer of the Municipality of \_\_\_\_\_ or  
 her/his successors in office, for which payment well and truly to be made, Principal and  
 Surety bind themselves, their heirs, executors and administrators, successors and assigns,  
 jointly and severally by these presents.

The condition of this obligation is such that if the Principal designated as Contractor in  
 the Contract to construct Project Number \_\_\_\_\_ in the Municipality of  
 \_\_\_\_\_ promptly and faithfully performs the Contract,  
 without damage to the municipal ways, other than normal wear and tear; then this  
 obligation shall be null and void; otherwise it shall remain in full force and effect.

However, if the Principal designated as Contractor causes damage to any municipal way  
 beyond normal wear and tear, in the construction of the above project through the use of  
 legal weight, legal dimension trucks or equipment; or overweight or over-dimension  
 equipment or trucks (as defined in 29-A MRSA) on the municipal ways, then this bond  
 may be used to guarantee that the contractor either repairs or pays for the damage caused  
 by the use of its equipment or trucks. The degree of damage beyond normal wear and  
 tear will be determined by municipal officials with the assistance of the Maine  
 Department of Transportation.

The Surety hereby waives notice of any alteration or extension of time made by the Municipality.

Signed and sealed this ..... day of ....., 20.....

WITNESS:

SIGNATURES:

CONTRACTOR:

Signature.....

.....

Print Name Legibly .....

Print Name Legibly .....

.....

.....

WITNESS:

SIGNATURES SURETY:

Signature.....

Signature.....

Print Name Legibly .....

Print Name Legibly .....

NAME OF LOCAL AGENCY: .....

ADDRESS .....

TELEPHONE .....

NAME OF SURETY

SURETY ADDRESS:.....

BOND # \_\_\_\_\_

