

TENTATIVE AGENDA  
ORGANIZATIONAL AND REGULAR COUNCIL MEETING  
MONDAY, NOVEMBER 14, 2016

7: PM

\*\*\*Note DATE and TIME Change\*\*\*

**'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. Roll Call
- ✓2. Adjustments to the Agenda
- ✓3. ORDER #243-2016 Ratify the 2016 General Election Results
- ✓4. RESOLVE #21-2016 Proclamation Honoring Richard Angotti Jr.
- ✓5. Swearing in of New Town Council Members
- ✓6. Swearing in of New School Board Members
- ✓7. Open the Floor to Nominations for Council Chair
- ✓8. ORDER #244-2016 Election of New Town Council Chair *Michael Madore ✓*
- ✓9. ORDER #245-2016 Re-Adoption of the Town Council Procedures Policy *\*amend - 2 week period*
- ✓10. Special Presentation: Steven Golieb on Lower Electricity Costs
- ✓11. Town Manager's Report
- ✓12. ORDER #246-2016 Execution of the Warrant for November 3, 2016
- ✓13. ORDER #247-2016 Execution of the Warrant for November 10, 2016
- ✓14. ORDER #248-2016 Street Closing for the Marathon
- ✓15. ORDER #249-2016 Appointment to the Personnel Appeals Board (Gass)
- ✓16. ORDER #250-2016 Appointment to the Personnel Appeals Board (Arsenault)
- ✓17. ORDER #251-2016 Appointment to the Personnel Appeals Board (Filauro)
- ✓18. ORDER #252-2016 Authorization for an Eagle Scout Project
- ✓19. ORDER #253-2016 Complete Sale of Tax Acquired Property (4 Eastland Avenue)
- ✓20. ORDER #254-2016 Complete Sale of Tax Acquired Property (55 East Terrace)
- ✓21. ORDER #255-2016 Approval of Snowmobile Trail Maintenance Application
22. Reports and Communications:
  - a. Warrant Committee for the November 28, 2016 Council Meeting
  - b. Chair's Committees Reports
23. Adjournment:

November 14, 2016

The Regular meeting of the Millinocket Town Council was brought to order by Chair Angotti in Council Chambers at 4:30 P.M.

Roll Call:

Town Council Members Present:

Angotti (Chair)	Pelletier
Dumais -Absent	Pray
Madore	Stratton

Also Present: Town Manager John Davis, Deputy Town Clerk Diana Campbell, and 18 citizens.

Adjustments to the Agenda: None.

ORDER#243-2016 PROVIDING FOR: Ratification of the November 8, 2016 General Election Results  
IT IS ORDERED that the results of the November 8, 2016 General Election are hereby ratified as attached.

**NOVEMBER 8, 2016 GENERAL & REFERENDUM ELECTION RESULTS**

**TOTAL VOTES CAST: 2285**

**MUNICIPAL RESULTS:**

**TOWN COUNCIL 3 YEAR TERM**

BUCKINGHAM, ERIC JR	549
MCEWEN, CODY	1273
PRAY, CHARLES P.	1704
WILLIS, JAMES	378

**TOWN COUNCIL 2 YEAR TERM**

CLARK, JOSEPH	1699
WALSH, SUSAN	471

**SCHOOL BOARD**

GORDON, JEFFREY	1185
JEWERS, MICHAEL	1522
WEYMOUTH, MICHAEL	1005

Motion-Pelletier	Second-Stratton	Vote 5-0
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**RESOLVE #21-2016 PROCLAMATION HONORING RICHARD "DICK" ANGOTTI FOR HIS SERVICE AS TOWN COUNCILOR FOR THE TOWN OF MILLINOCKET**

WHEREAS, Dick Angotti served six years on the Millinocket Town Council from November of 2010 to November of 2016, nearly five of those years in the Chairman's position; and,

WHEREAS, Dick's years of service have been marked by exemplary dedication to the best interests of the community and for the betterment of the Katahdin Region; and,

WHEREAS, Dick's hard work, talent, and leadership were essential in helping Millinocket cope with the effects of the mill closure and the declining economy of the Town; and,

WHEREAS, Dick and his wife Brenda have played an integral part in the success and the accomplishments of the Stearns Junior/Senior High School Show Choir; and,

WHEREAS, Dick always demonstrated passion and concern for all the members of the community and a strong commitment to his duties as a Town Councilor;

NOW, THEREFORE, BE IT RESOLVED, that the Millinocket Town Council, in Council Assembled on November 14, 2016, does hereby recognize, honor, and thank Dick Angotti for his devoted service to the people of Millinocket as a member of the Millinocket Town Council.

Motion-Pray	Second-Madore	Vote 5-0
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Louis Tracy, Katahdin Ave., congratulates and thanks Chair Angotti for his fine service to this community.

Swearing in of the new Town Council Members, Joseph E. Clark, Charles P. Pray and Cody McEwen, by Deputy Clerk Diana M. Campbell.

Swearing in of the new School Board Members, Michael Jewers and Jeffrey Gordon, by Deputy Clerk Diana M. Campbell.

Deputy Diana M. Campbell opened the floor to nominations for Council Chair,  
Motion from Councilor Stratton to nominate Councilor Madore,  
Second by Councilor Pray.  
Motion from Councilor Pelletier to nominate Councilor Pray,  
Second by Councilor McEwen,  
Councilor Pray declines.

No other nominations,

Vote on the Motion and Second on the nomination of Councilor Madore to be elected Town Council Chair: 3-2  
OPPOSED-Councilor McEwen and Councilor Pelletier.

ORDER#244-2015 PROVIDING FOR: Election of New Town Council Chairman  
IT IS ORDERED that Michael A. Madore is elected as Chairman of the Millinocket Town Council for a one year term commencing on November 14, 2016 and ending in November 2017, or until his successor is duly elected.

Motion- Pelletier

Second- Stratton

Vote 5-1 OPPOSED-McEwen

**\*AMENDED**

ORDER#245-2016 PROVIDING FOR: Acceptance of Town Council Meeting Procedure Policy.

IT IS ORDERED that the Millinocket Town Council adopts the Town Council Meeting Procedure Policy recently amended on December 7, 2015, a copy of which is attached to this order.

Motion- Clark

Second- Pray

Vote 6-0 on Amendment

Councilor Pray Motion to adopt a two (2) week waiting period for new Council for viewing of said policy.

Councilor Pelletier Second the Motion to Amend.

Town Council agreed to meet for a workshop on Tuesday November 22, 2016

Special Presentations: Steven Golieb on Lower Electricity Costs

**Town Manager's Report:**

\*Department of Labor was extremely impressed with the Town of Millinocket's departments for inspection, also recommended the Town look into the SHAPE program, if qualified, the Town would be exempt from future inspections.

\*The Town donated the left over gravel from the Smith Brook Interceptor Project to the Northern Timber Cruisers Snowmobile Club to improve local trails.

\* The Planning Board is looking for approval by the Town Council to rescind the current Millinocket zoning ordinance for shore land regulations and to adopt the regulations recommended by the State.

\*Status update on the process and expansion on heat treated woodchip facilities from Maine Biomass Exports Inc.

\* Veteran's Day Education and Appreciation Celebration was held on November 9, 2016 at the Stearns High School to honor the region's local veterans, coordinator Terry Given and many local volunteers are to thank for this very special celebration.

Councilor Pray asked the value of the donated gravel to the snowmobile club, interested in the Biomass Project, Congratulates all who volunteered with the Veterans Honor Celebration.

\*TM replied Ralph Soucier informed him that the amount of gravel being donated was of no use to the Town and it was a small amount.

Councilor Stratton states she has no problem with the donation of the gravel to the snowmobile club, does not agree with changing the adopted zoning ordinance for shore land regulations, approves of Biomass Company and what they will bring to this area, commends all those who participated in the Veterans Day celebration.

Councilor McEwen questions how the Charter and State differ pertaining to Timber harvesting,

\*TM suggests the Councilors to visit this concern with Anthony Filauro.

Councilor Clark agrees with the Department of Labor and suggest the SHAPE Program is a good thing for the Town to look into, has no problem with the Town donating gravel to the snowmobile club, notes that the Town and State are working together with the shore land regulations, states that the new ordinance will bring the current on up to code, informed a majority of the Planning Board members voted in favor this change in ordinance, shares interest with the

Biomass Company and their business they will bring to this area, notes the Veteran's Day celebration had a great turnout as always.

Councilor Pelletier states he has no issues with donating gravel, is in favor for the change in ordinance pertaining to shore land regulations per State request.

Chair Madore agrees SHAPE is a good program for the Town to look into, approves of the donated gravel from the Town to the snowmobile club, anticipates the discussion of the updated codes with the shore land regulations with Chair of the Planning Board Anthony Filauro and the Planning Board, encourages the community to educate themselves with the literature on the Maine Biomass Exports, LLC company and all that they are about, commends Terry Given and all the volunteers that were affiliated with the Veteran's Day Celebration festivities.

## **Old Business**

### **New Business**

ORDER #246-2016 PROVIDING FOR: Execution of the Warrant for November 3, 2016

IT IS ORDERED that the Warrant for November 10, 2016 in the amount of \$18,218.83 is hereby approved.

Motion – Pelletier

Second – Clark

Vote 6-0

ORDER #247-2016 PROVIDING FOR: Execution of the Warrant for November 10, 2016

IT IS ORDERED that the Warrant for November 10, 2016 in the amount of \$722,009.08 is hereby approved.

Motion – Clark

Second – Stratton

Vote 6-0

ORDER #248-2016 PROVIDING FOR: Authorization to close the Bandstand parking lot, a section of Poplar Street, and to set up a temporary first aid station in the Bandstand parking lot.

**IT IS ORDERED** that the Millinocket Town Council authorize the closing of the Bandstand parking lot beginning Friday, December 9<sup>th</sup>, at 5:00 p.m., and ending Saturday, December 10<sup>th</sup> at 6:00 p.m.

**IT IS FURTHER ORDERED** that the section of Poplar Street between Katahdin Avenue and Penobscot Avenue is closed from 8:00 a.m. to 6:00 p.m. on Saturday, December 10<sup>th</sup>.

**IT IS FURTHER ORDERED** that a first aid station be set up in the Bandstand parking lot until the marathon is completed.

Motion – McEwen

Second – Stratton

Vote 6-0

ORDER #249-2016 PROVIDING FOR: PROVIDING FOR: Appointment to the Personnel Appeals Board.

IT IS ORDERED that Esther Gass is appointed to serve as a member of the Personnel Appeals Board for a term of three years to November 2019.

Motion – Stratton

Second – Clark

Vote 6-0

ORDER #250-2016 PROVIDING FOR: **PROVIDING FOR:** Appointment to the Personnel Appeals Board.

**IT IS ORDERED** that Lisa Arsenault is appointed to serve as a member of the Personnel Appeals Board for a term of three years to November 2019.

Motion – Pray

Second – Clark

Vote 6-0

ORDER #251-2016: PROVIDING FOR: Appointment to the Personnel Appeals Board.

IT IS ORDERED that Anthony Filaro is appointed to serve as a member of the Personnel Appeals Board for a term of three years to November 2019.

Motion – Pelletier

Second – Stratton

Vote 6-0

ORDER #252-2016 PROVIDING FOR: PROVIDING FOR: Authorization for an Eagle Scout project.

IT IS ORDERED that the Millinocket Town Council approve an Eagle Scout project for Michael Clark to improve the outdoor basketball court at Stearns High School.

This is a community project that Mr. Clark is currently a Life Scout and needs to complete this project to earn the rank of Eagle Scout.

Motion – Clark

Second – Stratton

Vote 6-0

All councilors expressed appreciation to Michael for his continuous community efforts.

Herbert E. Clark, 180 Bowdoin St., and grandfather of Michael, shares his appreciation for all of Michael's hard work to become a Lifetime Scout, notes he is a great example for his fellow peers.

ORDER #253-2016 PROVIDING FOR: PROVIDING FOR: Authorization for the Town Manager to execute and file all the necessary paperwork and deeds to complete the sale of tax acquired property.

IT IS ORDERED that the Town Manager be granted authorization to execute and file all the necessary paperwork and deeds to complete the sale of tax acquired property located on 4 Eastland Avenue, Map U09, Lot 105.

IT IS FURTHER ORDERED that the Tax Collector and/or Treasurer be authorized to abate all remaining taxes, sewer fees, and other expenses on the above-mentioned property.

Total Amount of Bid \$0.00

Name of Bidder Tom C. Creehan Jr.

All C & D waste will be handled in accordance with the Special Requirements for Sale of Property.

The bidder is duly informed that real estate taxes will be assessed for FY17 which will be due in September of 2016 and January of 2017.

Any tenant remaining in the property shall be the responsibility of the bidder to evict or manage.

Motion -McEwen Second -Stratton Vote 6-0

ORDER#254-2016 PROVIDING FOR: PROVIDING FOR: Authorization for the Town Manager to complete the successful bid for the sale of tax acquired property.

It IS ORDERED that the Town Manager is authorized to execute and file all the necessary paperwork, and deeds to complete the sale of a piece of property located at 55 East Terrace, Map U03, Lot 124, to Scott Edwards, for a total cost of \$3,000.

NOTE: This is a vacant lot that the Town owns that is adjacent to a property Mr. Edwards owns located at 51 East Terrace, Map U03, Lot 125.

Motion-Stratton Second-Clark Vote 6-0

ORDER#255-2016 PROVIDING FOR: Approval of Snowmobile Trail Maintenance Application to the Maine Department of Conservation

IT IS ORDERED that approval is granted to submit the 2016-2017 application for the Maine Department of Conservation Snowmobile Program Municipal Grant-in-Aid Agreement. The Application requests a total of \$123,475.63 in State funds that are to be supplemented by local funds of \$52,918.12 project cost of \$176,393.75.

IT IS FURTHER ORDERED that the town Manager is authorized to sign and execute any and all agreements necessary to receive this grant.

Motion- Pray Second- Stratton Vote 6-0

#### Reports and Communications:

- a. Warrant Committee for the November 28, 2016 Council Meeting is Councilor Clark and Councilor Dumais
- b. Chair's Committees Reports: Councilors discussed the issues brought to their attention by the public pertaining to the extended wait in line at the election held on November 8, 2016, Councilor Pray highly suggests that the town looks into leasing a second Electronic Ballot Scanner to speed the process up for voters, noted this may only need to be a lease every four (4) years for the larger elections.  
Councilor Clark shares his concerns with future legalized sales of marijuana and its products within the community and suggests the Council and Planning Board meet for discussion.  
Chair Madore informs that the third (3<sup>rd</sup>) session for Revitalization meetings is to be held at KATEC on November 17, 2016 at 6:00pm.
- c. Adjournment: Motion to adjourn at 8:18 p.m. – Pray Second – Stratton Vote 5-1 Pelletier-Opposed

ORDER #243-2016

PROVIDING FOR: Ratification of the November 8, 2016 General Election Results

IT IS ORDERED that the results of the November 8, 2016 General Election are hereby ratified as attached.

Passed by the Town Council

11/14/16

Attest:

Dorian M. Campbell

## **NOVEMBER 8, 2016 GENERAL & REFERENDUM ELECTION RESULTS**

**TOTAL VOTES CAST: 2285**

### **MUNICIPAL RESULTS:**

#### **TOWN COUNCIL 3 YEAR TERM**

BUCKINGHAM, ERIC JR	549
MCEWEN, CODY	1273
PRAY, CHARLES P.	1704
WILLIS, JAMES	378

#### **TOWN COUNCIL 2 YEAR TERM**

CLARK, JOSEPH	1699
WALSH, SUSAN	471

#### **SCHOOL BOARD**

GORDON, JEFFREY	1185
JEWERS, MICHAEL	1522
WEYMOUTH, MICHAEL	1005

RESOLVE #21-2016

PROCLAMATION HONORING RICHARD "DICK" ANGOTTI FOR HIS SERVICE  
AS TOWN COUNCILOR FOR THE TOWN OF MILLINOCKET

WHEREAS, Dick Angotti served six years on the Millinocket Town Council from November of 2010 to November of 2016, nearly five of those years in the Chairman's position; and,

WHEREAS, Dick's years of service have been marked by exemplary dedication to the best interests of the community and for the betterment of the Katahdin Region; and,

WHEREAS, Dick's hard work, talent, and leadership were essential in helping Millinocket cope with the effects of the mill closure and the declining economy of the Town; and,

WHEREAS, Dick and his wife Brenda have played an integral part in the success and the accomplishments of the Stearns Junior/Senior High School Show Choir; and,

WHEREAS, Dick always demonstrated passion and concern for all the members of the community and a strong commitment to his duties as a Town Councilor;

NOW, THEREFORE, BE IT RESOLVED, that the Millinocket Town Council, in Council Assembled on November 14, 2016, does hereby recognize, honor, and thank Dick Angotti for his devoted service to the people of Millinocket as a member of the Millinocket Town Council.

Attest: *Dawn M. Campbell*  
11/19/16



PROVIDING FOR: Election of New Town Council Chairman

IT IS ORDERED that Michael Wadew is elected as Chairman of the Millinocket Town Council for a one year term commencing on November 14, 2016 and ending in November 2017, or until his successor is duly elected.

Passed by the Council 11/14/16

ATTEST: Draia M. Campbell

ORDER #245-2016

**PROVIDING FOR:** Acceptance of Town Council Meeting Procedure Policy.

**IT IS ORDERED** that the Millinocket Town Council adopts the Town Council Meeting Procedure Policy recently amended on December 7, 2015, a copy of which is attached to this order.

*- amended -*  
PASSED BY THE COUNCIL: 11/14/16

ATTEST: Diana M. Campbell

**TOWN OF MILLINOCKET**  
**TOWN COUNCIL MEETING PROCEDURE POLICY**

**The Millinocket Town Council hereby adopts the following Town Council Meeting Procedure Policy:**

**Section 1— Intent.** It is the intent of this policy to provide a general guideline on the conduct of business by the Town Council. It is not intended to conflict with the Town Charter or to be rigid in its application. The Chairperson is given latitude in its administration.

**Section 2 — Quorum.** A majority of the full Council shall constitute a quorum for the conduct of business.

**Section 3 — Action by Council.** For an item of business to be approved, a majority of the quorum present and voting must be in the affirmative, except for matters requiring a majority vote of the entire Council specifically addressed in the Town Charter.

**Section 4 — Business Items.** Items to be considered by the Council will be placed on a written agenda and may include the following:

- A. Roll call of members.
- B. Approval of the minutes of the preceding meeting(s) with or without corrections.
- C. Special Presentations (15 minutes)
- D. Town Manager's Report
- E. Unfinished business.
- F. New business.
- G. Upload packet to Town's website.

**Section 5 — Presiding Officer.** The presiding officer shall be the Chairperson.

- A. Duties of the Chairperson. The Chairperson shall preside at all meetings; preserve decorum and order; speak to points of order in preference to other members and decide such matters, subject to appeal of the entire Council by motion and second which may override the decision of the Chair; call and declare all votes; and perform other functions, presiding or ceremonial in nature, consistent with the position.
- B. In the absence of the Chairperson, the Town Clerk shall call the meeting to order; cause the roll to be called; and, upon a quorum being present, preside over the election of a Chairperson pro tempore.

**Section 6 — Actions.** The Council shall act by ordinance, order, or resolve per the Town Charter. Except for appropriation orders and resolves, all such ordinances, orders, and resolves shall be confined to one subject, which shall be clearly expressed in the title. Council members or the town manager may propose ordinances, orders, or resolves. All proposed actions shall be in written format, unless the Council decides otherwise or if the action is procedural in nature.

- A. All by-laws passed by the Town Council shall be termed "Ordinances" and the enacting style shall be: "Be it ordained by the Town Council of the Town of Millinocket, in Town Council assembled..."
- B. All votes of command shall be termed "Orders" and the enacting style shall be: "It is ordered..."
- C. All votes of opinions, principles, facts, or purposes shall be "Resolves" and the enacting style shall be: "Resolved..."
- D. The Chairperson shall appoint all special committees unless otherwise directed by the Council.

**Section 7 — Agendas.** The town clerk shall be responsible for establishing the agenda in coordination with the Council Chairperson and the town manager. Meeting agendas will be distributed to all members at least 48 hours prior to the called meeting. Agendas will be posted at the Municipal Office and also be advertised, when possible, in a local paper.

**Section 8 — Motions, Debate, and Voting.** The following process shall be used in considering a question.

- A. Every member present shall vote on each matter, unless such member shall be excused or excuse him/herself due to a conflict of interest or other special reason.

**Section 9 — Public Participation.** Public attendance and participation at meetings is encouraged and valued, within reasonable guidelines that promote the accomplishment of business by the Council. Any person wishing to address the Town Council will be given the opportunity to do so in accordance with the following procedures:

- A. Public comment shall be solicited and allowed during the discussion of each agenda item at the discretion of the Chairperson. Such public input will be received after Council and staff discussion and Council and staff will be allowed to respond to the public comments. The Chairperson may impose time limits in order to allow for as many as possible to make comments and/or to provide for the timely transaction of business. Members of the public will address the Council from the podium after stating their name and address. Comment will be limited to the subject under discussion and be limited to no more than three (3) minutes.
- B. Public comment during workshop sessions of the Council is not generally allowed unless provided by the order authorizing the session or unless solicited by the Council.

**Section 10 – Parliamentary Procedure.** Unless otherwise stated in this policy or changed by action of the Council, *Roberts Rules of Order* shall be used as the applicable parliamentary procedure of the Council.

**Section 11 – Special/Emergency Meetings.** Special meetings may be called by the Chairperson or, in the case of his/her absence, disability, or refusal, by a majority of the Council. Notice of such meeting shall be served in person upon, or left at the residence of, each member of the Town Council and of the Town Manager at least 24 hours before the scheduled time of the meeting. The Town Council may meet upon shorter notice in emergency session by unanimous consent of *all* its member with such decision to be recorded in the minutes of such meeting.

**Section 12 – Workshop Meetings.** At any Council meeting, a majority of the Council may vote to hold workshop meetings at a scheduled time for a specific purpose.

**Section 13 – Special Presentations by the Public.** Special Presentations by the public to the Council shall be limited to no more than one (1) per meeting. At the discretion of the Chairperson, Special Presentations may be made by members of the public to the Town Council, provided that:

- A. The presentation is related to Town business; and,
- B. The presentation is limited to no more than fifteen (15) minutes; and,
- C. A list of all speakers who will participate in the presentation is furnished to the Town Manager no later than Friday before the Council meeting so that they can be listed on the agenda.

Provided such presentations are requested by Friday of the week preceding a Council meeting, nothing in this Section shall limit the number of Special Presentations made to the Council at any meeting by a member of the Town Council, the Town Manager, the Town Attorney, Town staff, or others in the conduct of their business with the Town such as engineers, auditors, etc., provided that the Chairperson approves such request(s).

**Section 14 – Changes/Amendments to Procedures.** These procedures shall not be dispensed without the unanimous consent of the members present and said dispensation shall apply only to the matter under discussion at the time. These procedures may be formally amended through the submission and consideration of a written Order adopted by a majority of the Council.

Amended 01/26/2006

Amended 09/26/2007

Amended 12/7/2015

## Manager's Report November 14, 2016

### Council Meeting Schedule-Council Chambers

Monday, Nov. 28, 2016	4:30 p.m.	Regular Meeting
Thursday, Dec. 8, 2016	4:30 p.m.	Regular Meeting

### Department of Labor

The Department of Labor was in a couple of times last week to do a safety inspection of the Town's departments. The lady that did the inspection was extremely impressed and recommended that the Town look into the SHAPE program. Under this system the DOL would do a wall-to-wall inspection and if the Town qualified, we would be exempt from future inspections.

### Donation of Gravel to The Snowmobile Club

The Town has donated the left over gravel from the Smith Brook Interceptor Project to the snowmobile club to help improve the trail from the motels on Central Street to Millinocket Stream.

### Shore Land Regulations

The Planning Board would like to rescind the shore land regulations in Millinocket's zoning ordinance and adopt the regulations recommended by the state. This action will need Council approval.

### **Maine Biomass Exports Inc.**

Over the last 10 to 12 months, I have had a dialogue with Art House, President and CEO of Maine Biomass Exports, Inc., about a project he has been working on that will ship heat-treated chips to European markets. If this is successful, part of the operation could take place in Millinocket. In the meantime, Maine Biomass Exports has set up a mobile sawmill at the former B&A Station House where railroad ties are being cut to spec and shipped overseas, primarily to India. This operation uses the entire log from the bark down to the sawdust. Currently 5 to 6 people are employed and Art is looking to expand and employ 4 to 5 more employees.

### **Veterans Day Education and Appreciation Celebration**

This event was held on November 9, 2016, at Stearns High School in honor of the region's local veterans. It was the fourth year the occasion has taken place and it was very well attended. The high school bands performed and a number of people spoke on behalf of different projects that are in place to honor and assist veterans. Many thanks to Terry Given for coordinating and hosting this very special celebration.

More

## Preconstruction underway on Maine heat-treated woodchip facility

By Katie Fletcher | November 01, 2016

Maine Biomass Exports Inc. saw opportunity in the EU's adoption of climate and energy targets for 2020 and 2030 in order to encourage a transition to a secure, affordable and decarbonized energy system. President and CEO Arthur House reported that Maine Biomass Exports is now commencing operations on a portion of its project in Millinocket, Maine, and is in the final stages of preconstruction of its phytosanitation heat treatment facility for processing and sanitizing woodchips for export. MBE established its business primarily to focus on exporting phytosanitized (heat-treated) woodchips to the EU for combined-heat-and-power (CHP).

Driven by irreversible demands self-imposed throughout the EU, House said, since Oct. 1, 2014, there has been an urgency to replace carbon-laden coal production practices with renewable energy—woody biomass, woodchips. As a precursor to the export of woodchips to EU destinations from North America, woodchips had to be fumigated by some methodology such as methyl bromide (MeBr), or by using aluminum phosphide fumigation tablets to produce 4 gm3 phosphine, on board a vessel, known as "In-Transit-Fumigation" by Phosphine.



Maine Biomass Exports expects to begin shipping its heat-treated woodchips out of the Port of Searsport to European customers early 2018.  
Maine Biomass Exports Inc.

Member countries of the European Union adopted new requirements for the importation of woodchips from North America by implementing rules that required woodchips to be heat-treated or sanitized by a chemical pressure impregnation. On Oct. 1, 2014, the EU would recognize heat treatment as the approved method of sanitizing woodchips for importation. This timing was ideal for MBE because in September of 2014 it had just received its USDA-APHIS approval of its phytosanitized, heat-treated woodchips and completed an export shipment of high-quality fiber to Mercer International in Germany for KRAFT paper manufacturing.

While paper chips were the first commodity exported by MBE, the biomass industry's CHP demand also required the same heat treatment process for export. Heat treatment is defined as the application of 56 degrees Celsius for a minimum duration of 30 continuous minutes throughout the entire profile of the wood (including at its core).

Entering the EU market was facilitated in a combined effort between MBE and its authorized energy consulting affiliate Aeon Energy Solutions in Huntsville, Alabama. Phytosanitation System equipment for the MBE project is manufactured by Thompson Dehydrating Company Inc. from Topeka, Kansas. The plant is to be situated on MBE land in Stockton Springs, Maine, just five miles from the deep-water Port of Searsport, which is the origination port for export. Long-range plans call for a double line of production to accommodate the contracted export capacity approximating 500,000 metric tons of fiber per year for approximately 15 years with top-tier power producers, according to House. The selected engineering procurement construction (EPC) firm for this two-phase \$25-million-plus CAPEX project is AECOM.

Originally slated to be constructed in the town of Prospect, Maine, MBE endured a delay due to a moratorium being implemented in the town, and during the delay, MBE was offered an alternative site to acquire and build on that was not only closer to the Port of Searsport, but also larger and better-suited for the planned project, Arthur said. As a result, MBE chose to refocus its development and construction in Stockton Springs, Maine.

MBE has secured site control over multiple rail siding yards owned by Central Maine and Quebec Railways for all of its planned operations, which include woody biomass processing, debarking and chipping of raw timber, rail tie manufacturing, sawlogs and veneer exports to Quebec and beyond—all primarily on railcars. According to House, MBE has built an infrastructure that provides a competitive advantage by operating from the farthest reaches of the rail from Lac Megantic, Canada, to the Port of Searsport and from the Millinocket rail yard near the Golden Road and direct to the port. MBE has site control over a 10-acre laydown yard at the port as well, thereby creating a seamless supply chain from the forest to the sea, he said.

This October, "marks a five-year development program that is finally coming to fruition," House said. He further stated that "a project of this size is not put together over night or without significant hurdles that must be overcome." When asked why it has taken so long to get underway, House pointed out that "the project may have taken 60 months to fully develop, however, four months were lost determining that Eastport could not suffice to be the export location of choice." Additionally, he listed other delays such as the "terrible accident in Lac Megantic by the predecessor rail line that put the old company out of business," which delayed the entire project by an additional 18 months.

Add to that the lost six months due to the moratorium and the collective delays total 28 months. According to House, "that leaves 32 months to consolidate six yards, gain site control at the port, execute in excess of \$500 million in biomass export contracts, acquire the entire funding necessary through a mixture of debt and equity of approximately \$30 million—engage a bankable supply network of land owners, loggers, forest engineers, fiber brokers, and to build a team of advisors, board of directors and industry executives." MBE was also awarded a \$750,000 grant from the Department of Transportation Industrial Rail Access Program for enhancing rail use.

House attributed the success in establishing this project to a 73 percent loss of paper industry business and a shrinking demand statewide for biomass for such entities as the recently closed Covanta facilities. Because of these factors, there became an increased supply. "Put that together with Maine being in the middle of 17.7 million acres of harvestable forest, with a deep-water port in Searsport being one of the two closest ports to



11/10/2016

anywhere in the EU from the Northeast U.S., the seamless supply infrastructure of the rail to the port, having 10 acres at the port, and the EU in an endless drive toward renewable energy initiatives—there is no other ‘perfect storm’ location that exists more adequately able serve EU clients,” House said.

Existing biomass contracts will begin exporting in early 2018 (hence the timing for plant construction to commence in the spring of 2017, with commissioning projected in the last month of 2017 or first quarter 2018). MBE has also signed a \$30 million contract to supply a client in Turkey with medium-density fiber (MDF) chips that do not require heat treating. In addition, MBE has executed log export contracts to India and beyond, is shipping rail ties to Canada, and is preparing to export sawlogs and veneer from rail yards in Maine, also to Quebec locations.

As for employees, House said, they expect they’ll ramp up from about 35 people to 85 by the end of 2017, and in 2018, they’ll be at roughly 180 to 200 direct employees. “This doesn’t count the truckers who go back to work, the idle loggers, local supply people, equipment operators loading and unloading rail cars, and so forth,” House added. MBE has already hired full-time sawyers for its Millinocket plant and is growing its executive team as well by engaging a CFO, a planned hire of a comptroller and several key executive positions now under review. House plans to staff all of MBE’s field positions and production jobs with local workers displaced by paper plant closings, retired and or returned military personnel.

House shared his observation that “biomass is the ‘new normal’ for Maine’s forests,” and that the Port of Searsport will soon be recognized as the deep-water port that allows “Maine’s’ forests to go to sea” like they have done for over 400 years before.

## Related Articles

Biomass, biofuel groups hopeful Trump will support bioenergy



Hopeful Takeaways From Miami



UK REA: Next steps for biomass heat to be discussed in November



BioAmber increases biosuccinic acid sales



Amyris reports improved quarterly revenue



UK wood pellet imports expected to reach new record in 2016

**Manager**

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**From:** Anthony Filauro <filauroa@yahoo.com>  
**Sent:** Tuesday, October 25, 2016 1:07 PM  
**To:** Town Manager  
**Cc:** Mike Noble; Sue Walsh; Albert Berube; Charlie Cirame; Jon Crawford; Avern Danforth; Joe Clark  
**Subject:** Shoreland Regulations

Dear John,

Communities in Maine are being encouraged to update their shoreland regulations to be in agreement with the State of Maine's regulations. The Planning Board met on Tuesday October 4 to compare the State of Maine's shoreland regulations governing timber-harvesting activities with regulations in Millinocket's zoning ordinance. The Planning Board voted to rescind the regulations in Millinocket's zoning ordinance (Section 125-91) and adopt the regulations recommended by the state. Enforcement of shoreland regulations in Millinocket would be a joint effort between the Code Enforcement Officer and the Maine Forest Service. This matter needs to come before the Town Council for approval.

Attached is a link to Chapter 1000 of the DEP's shoreland regulations. Millinocket would be adopting Section O-1, dealing with Timber Harvesting activities.

Let me know if you wish to discuss this issue before it is considered by the Town Council? Thanks.

Tony

<http://www.maine.gov/sos/cec/rules/06/096/096c1000.doc>

ORDER #246-2016

PROVIDING FOR: Execution of the Warrant for November 3, 2016

IT IS ORDERED that the Warrant for November 3, 2016 in the amount of  
\$ 18,218.83 is hereby approved.

Passed by the Town Council 11/14/16

Attest: Deane M. Campbell

ORDER #247-2016

PROVIDING FOR: Execution of the Warrant for November 10, 2016

IT IS ORDERED that the Warrant for November 10, 2016 in the amount of  
\$ 722,009.08 is hereby approved.

Passed by the Town Council 11/14/16

Attest: Deirdre Campbell

**ORDER #248-2016**

**PROVIDING FOR:** Authorization to close the Bandstand parking lot, a section of Poplar Street, and to set up a temporary first aid station in the Bandstand parking lot.

**IT IS ORDERED** that the Millinocket Town Council authorize the closing of the Bandstand parking lot beginning Friday, December 9<sup>th</sup>, at 5:00 p.m., and ending Saturday, December 10<sup>th</sup> at 6:00 p.m.

**IT IS FURTHER ORDERED** that the section of Poplar Street between Katahdin Avenue and Penobscot Avenue is closed from 8:00 a.m. to 6:00 p.m. on Saturday, December 10<sup>th</sup>.

**IT IS FURTHER ORDERED** that a first aid station be set up in the Bandstand parking lot until the marathon is completed.

**PASSED BY THE COUNCIL:** 11/14/16

**ATTEST:** Diana M. Campbell

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# Memo

**To: John Davis, Town Manager**

**From: Chief Steven Kenyon**

**Date: November 11, 2016**

**Re: *December 10<sup>th</sup> Marathon Event***

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The Millinocket Marathon & a Half are now in the final planning stages.

The full marathon is scheduled to start Saturday December 10<sup>th</sup> at 9:30am, the half marathon is scheduled to start at 10:00am. The start line will be on Penobscot Avenue by Veterans Memorial Park. The marathon course will take the runners up Poplar St., onto the Golden Road to the Huber Road cross road, onto the Lake Road back to town, down Bates St., onto Bowdoin St., and down Penobscot Ave to the Finish Line.

It is requested that the Bandstand parking lot be closed starting Friday the 9<sup>th</sup> at 5:00PM thru Saturday until 6:00pm. It is requested the section of Poplar St between Katahdin Ave and Penobscot Ave is closed from 8:00am to 6:00pm Saturday.

First aid stations will be set up in the Bandstand parking lot and on the Huber cross road for the runners. Multiple aid stations will be set up along the route and staffed by volunteers.

I am requesting the necessary permission or Council order for the closures.

Please contact me with any additional questions or concerns.

Thank you.

**ORDER #249-2016**

**PROVIDING FOR:** Appointment to the Personnel Appeals Board.

**IT IS ORDERED** that Esther Gass is appointed to serve as a member of the Personnel Appeals Board for a term of three years to November 2019.

**PASSED BY THE COUNCIL:** 11/14/16

**ATTEST:** Deanna Campbell

ORDER #250-2016

**PROVIDING FOR:** Appointment to the Personnel Appeals Board.

**IT IS ORDERD** that Lisa Arsenault is appointed to serve as a member of the Personnel Appeals Board for a term of three years to November 2019.

**PASSED BY THE COUNCIL:** 11/14/16

**ATTEST:** Deana M Campbell



**ORDER #251-2016**

**PROVIDING FOR:** Appointment to the Personnel Appeals Board.

**IT IS ORDERED** that Anthony Filaro is appointed to serve as a member of the Personnel Appeals Board for a term of three years to November 2019.

**PASSED BY THE COUNCIL:** 11/14/16

**ATTEST:** Deanna M. Campbell

**ORDER #252 -2016**

**PROVIDING FOR:** Authorization for an Eagle Scout project.

**IT IS ORDERED** that the Millinocket Town Council approve an Eagle Scout project for Michael Clark to improve the outdoor basketball court at Stearns High School. This is a community project that Mr. Clark is currently a Life Scout and needs to complete this project to earn the rank of Eagle Scout.

**PASSED BY THE COUNCIL:** 11-14-16

**ATTEST:** Diana H. Campbell

Dear Ms. Nelson,  
10/26/16

My name is Michael Clark from Boy Scout Troop 58 in Millinocket. I am currently ranked a Life Scout and am going for my Eagle Scout. I have to do an Eagle Project, which is to do a project that will benefit the community. For my Eagle Scout project I would like to improve the outdoor basketball court at Stearns High School. I am going to make 2 wooden benches to put out, remove the weeds and grass on the court, and I am contacting a company to help with repainting the lines. My project will start this winter with building the benches. The rest will take place during late spring. Then, I will put out the benches and start with removing weeds and cutting grass on and around the court. Also if I get the help from the painting company, the lines will be painted then too. I hope you agree to this project I believe it will benefit the community. Thank you

Sincerely, Michael Clark

**PROVIDING FOR:** Authorization for the Town Manager to execute and file all the necessary paperwork and deeds to complete the sale of tax acquired property.

**IT IS ORDERED** that the Town Manager be granted authorization to execute and file all the necessary paperwork and deeds to complete the sale of tax acquired property located on 4 Eastland Avenue, Map U09, Lot 105.

**IT IS FURTHER ORDERED** that the Tax Collector and/or Treasurer be authorized to abate all remaining taxes, sewer fees, and other expenses on the above-mentioned property.

Total Amount of Bid	\$0.00
Name of Bidder	Tom C. Creehan Jr.

All C & D waste will be handled in accordance with the Special Requirements for Sale of Property.

The bidder is duly informed that real estate taxes will be assessed for FY17 which will be due in September of 2016 and January of 2017.

Any tenant remaining in the property shall be the responsibility of the bidder to evict or manage.

PASSED BY THE COUNCIL: 11/14/16

ATTEST: Diana M. Campbell

**Bid Opening for Tax Acquired Properties (FORM)**

Date/Time: \_\_\_\_\_

Separate Bids for Each Property:

[Please complete one sheet for each property you wish to bid on for purchase and submit separately in a sealed envelope.]

Property Location: Map U09, Lot 105, Address 4 Eastland Avenue

Bidder's name: Thomas C. Creehan Jr

Mailing address: 138 Prospect St. Millinocket, Me. 04462

Phone number and e-mail address: 447-2833  
creehan123@yahoo.com

Bid Price: 0

Deposit Ten (10%) percent of the bid price (Certified Check or Money Order):

Does this property abut another property owned by the Bidder? \_\_\_\_\_

What do you plan to do with this property? Will be grass lot with  
Storage of Working-Camper, snowmobile + Boat.  
There will be no accumulation of Junk

Comments: \_\_\_\_\_

**ORDER #254-2016**

**PROVIDING FOR:** Authorization for the Town Manager to complete the successful bid for the sale of tax acquired property.

**IT IS ORDERED** that the Town Manager is authorized to execute and file all the necessary paperwork, and deeds to complete the sale of a piece of property located at 55 East Terrace, Map U03, Lot 124, to Scott Edwards, for a total cost of \$3,000.

**NOTE:** This is a vacant lot that the Town owns that is adjacent to a property Mr. Edwards owns located at 51 East Terrace, Map U03, Lot 125.

**PASSED BY THE COUNCIL:** 11/14/16

**ATTEST:** Deirdre Campbell

ORDER #255-2016

PROVIDING FOR: Approval of Snowmobile Trail Maintenance Application to the Maine Department of Conservation

IT IS ORDERED that approval is granted to submit the 2016-2017 application for the Maine Department of Conservation Snowmobile Program Municipal Grant-in-Aid Agreement. The Application requests a total of \$123,475.63 in State funds that are to be supplemented by local funds of \$52,918.12 project cost of \$176,393.75.

IT IS FURTHER ORDERED that the town Manager is authorized to sign and execute any and all agreements necessary to receive this grant.

Passed by the Town Council 11/14/16

Attest: Debra N. Campbell

Jody Nelson  
Director of Recreation

Traci Waite  
Assistant Director of Recreation

**RECREATION DEPARTMENT**  
East Millinocket , Medway, Millinocket, Woodville  
53 Main St., East Millinocket, Maine 04430  
( 207) 746-3553

November 14, 2016

Mr. Joe Higgins  
Department of Agriculture, conservation and Forestry  
SNOWMOBILE PROGRAM  
22 State House Station  
Augusta, ME 04333

Dear Joe,

Enclosed is the 2016-2017 application for the Snowmobile Grant-In-Aid Program. The grant includes work to be done on the trails as outlined in the Project Description. Again, we respectfully request you to consider our application as soon as possible to enable us to begin our pre-season work.

As I understand, if the proposed pre-season work changes due to unanticipated weather related damage, I will notify you either in writing or by telephone. If additional information is required, it will be sent expediently.

If you have any questions, please call me at 746-3553. Thank you.

Sincerely,



Jody Nelson  
Project Director

Cc: Twin Pines





STATE OF MAINE  
DEPARTMENT OF AGRICULTURE, CONSERVATION & FORESTRY  
BUREAU OF PARKS & LANDS  
SNOWMOBILE PROGRAM, MUNICIPAL GRANTS  
22 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0022

APPLICATION / AGREEMENT / CERTIFICATION  
MUNICIPAL / COUNTY GRANT-IN-AID PROGRAM  
2016-2017

Municipality/County: Town of Millinocket

Address: 197 Penobscot Ave.

City: Millinocket Zip: 04462

County: Penobscot

The Project Director is appointed by the municipality/county. All inquiries about the state-aid grant application are directed to this person.

Name: Jody Nelson Title: Director of Recreation

Address: 53 Main St.

City: East Millinocket Zip: 04430

Home #: \_\_\_\_\_ Work #: 207-746-3553 Mobile #: \_\_\_\_\_

Email Address: jodynelson@myfairpoint.net

Mileage of proposed trail: 110 (one way)

Estimated administrative cost for processing land use permits, grant administrative labor, insurance, remote radios (Many items eliminated.)

Requested		Approved	
\$	240.00	\$	

Estimated cost of facilities such as plowing remote parking, gates. (All other items eliminated.)

\$	0	\$	
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Estimated cost of maintenance including grooming of trails, normal ditching, brushing, bridge repair, picking up litter, etc.

\$	176,153.75	\$	
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Total Estimated Cost of Project

\$	176,393.75	\$	
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For State Use Only

Approved Total Grant \$

% of approved cost %

**APPLICATION / AGREEMENT / CERTIFICATION  
MUNICIPAL / COUNTY GRANT-IN-AID PROGRAM**

THIS IS TO CERTIFY that the Town of Millinocket (Municipality/County) has authorized and hereby authorizes Jody Nelson (Project Director) to make application for financial assistance under the provisions of the Off-road Recreational Vehicle Office, Snowmobile Trail Fund (M.R.S.A. Title 12, Chapter 220, Subchapter 8, § 1893-3) for the maintenance of the Town of Millinocket (Municipality/County) snowmobile trail system.

THIS FURTHER CERTIFIES that the above named Project Director is familiar with the terms and conditions of the Grant-In-Aid Program administered by the Off-road Recreational Vehicle Office from the Snowmobile Trail Fund and has authorized and hereby authorizes Jody Nelson (Project Director) to enter into said agreement between the Town of Millinocket (Municipality/County) and the State of Maine upon approval of the above identified project by the Off-road Recreational Vehicle Office.

THIS FURTHER CERTIFIES that the Town of Millinocket (Municipality/County) has been legally constituted and is responsible for planning for and carrying out the municipal recreation program and Jody Nelson (Project Director) will be responsible, on behalf of the Town of Millinocket (Municipality/County) for the continued operation and maintenance

of the completed project in accordance with the terms and conditions of the Snowmobile Trail Fund Grant-In-Aid Program. Attached is true and correct information relating to the establishment and organization of the municipal agency or department

AND THIS FURTHER CERTIFIES that except for the financial assistance requested by this project application, no financial assistance has been applied for, given, or promised under other State or Federal programs.

By signing this document we have reviewed, understand and are in compliance with the Information and Guidelines for the Municipal/County Grant-in-Aid Program 2016-2017, are utilizing the Trail Maintenance Labor/Equipment Reimbursement Rate Guidelines for 2016-2017 and the Allowable Grant Expenses for 2016-2017.

**MUNICIPAL/COUNTY APPROVAL**

Municipality/County: Town of Millinocket County: Penobscot

Municipality/County: David R. Pairs Signature Date: 11-9-16

Title: Town Manager Chairman of Board of Selectman  
Municipal/County Manager Project Director: Jody Nelson Signature

**FOR STATE USE ONLY**

VC #: \_\_\_\_\_ Enc. Amt.: \_\_\_\_\_

Appropriation #: 014-01A-8130-81-

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Director, Off Road Recreational Office

\_\_\_\_\_  
Commissioner, Department of Agriculture Conservation and Forestry

## PROJECT CERTIFICATION

THIS IS TO CERTIFY that the Town Council of Millinocket has authorized Jody Nelson, Project Director, to make application for financial assistance under the provisions of Bureau of Parks and Lands Snowmobile Trail Fund (M.S.R.S. Title 12, Chapter 220, Subchapter VIII, Section 1893-3) for the maintenance of the Town of Millinocket Snowmobile Trail System.

THIS FURTHER CERTIFIES that the Town Council of Millinocket is familiar with the terms and conditions of the Grant-in-Aid Program administered by the Bureau of Parks and Lands from the Snowmobile Trail Fund and has authorized and hereby authorized Jody Nelson, Project Director, to enter into said agreement between the Town of Millinocket and the State of Maine upon approval of the above identified project by the Bureau of Parks and Lands.

THIS FURTHER CERTIFIES that the Town Council of Millinocket has been legally constituted and is responsible for planning and carrying out the Municipal Grant Program, and the Town Council of Millinocket will be responsible, on behalf of the Town of Millinocket, for the continued operation and maintenance of the completed project in accordance with the terms and conditions of the Snowmobile Trail Fund, Grant-in-Aid Program. Attached is true and correct information relating to the established and organization of Municipal Agency or Department.

THIS FURTHER CERTIFIES that except for the financial assistance requested by the project application, no financial assistance has been applied for, given, or promised, under other State or Federal programs.

November 14, 2016

Dated

11/14/16  
Dated

11/14/16  
Dated

Town of Millinocket

Name of Municipality

Harold R. Paris  
Town Manager

Jody Nelson  
Project Director

**STATEMENT OF AFFIRMATIVE LANDOWNERS PERMISSION**

The Twin Pines Snowmobile Club and Representatives thereof certify that all Land Owners associated with the Millinocket Municipal Trail System have been contacted and permission granted use for the 2016/2017 Season.

**TOWN OF MILLINOCKET 2016-2017  
SNOWMOBILE TRAIL MUNICIPAL GRANT APPLICATION**

**Summary:**

**This Grant Request has been developed and presented for approval by the Twin Pines Snowmobile Club and Jody Nelson, Director, Recreation Department, Town of Millinocket.**

This request is the result of the Twin Pine Snowmobile Club and the Town of Millinocket's effort to continue its commitment to the ongoing program in the Katahdin Region to create and maintain excellent snowmobile trail conditions and facilities. The traffic in this region continues to get heavier and heavier each season. The contractors are going out four and sometimes five times per week in order to maintain the trails.

This year's grant request is for a total of \$ 176,393.75

The Grant funding split is a 70 % / 30 % split with the State share at 70%

This split would represent (State Share): \$ 123,475.63

The Municipal / Privately funded share at 30 % would be \$ 52,918.12

**The remaining portion of the Municipal / Private funding share not provided by the Town of Millinocket is \$52,918.12 be provided by private funding.**

Respectfully submitted,



Jody Nelson, Recreation Director

**Attachment: Project Map for 2016/2017 year**

**ORDER #**

**PROVIDING FOR: Approval of Snowmobile Trail Maintenance Application to the  
Maine Department of Conservation**

**IT IS ORDERED** that approval is granted to submit the 2016-2017 application for the Maine Department of Conservation Snowmobile Program Municipal Grant-in-Aid Agreement. The Application requests a total of \$123,475.63 in State funds that are to be supplemented by local funds of \$52,918.12 project cost of \$176,393.75

**IT IS FURTHER ORDERED** that the Town Manager is authorized to sign and execute any and all agreements necessary to receive this grant.

**Passed by the Council:** \_\_\_\_\_

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

**CONTRACT  
BETWEEN  
TOWN OF MILLINOCKET  
AND  
TWIN PINES SNOWMOBILE CLUB**

THIS AGREEMENT, made as the 14th day of November, 2016 between the **Twin Pines Snowmobile Club, Inc.** (hereinafter referred to as the **Operator**) and The Town of **Millinocket** (hereinafter referred to as the **Town**)

WITNESSETH: That the parties for the considerations hereinafter set forth agree as follow:

**I. DESCRIPTION OF WORK**

The Operator shall adequately maintain and groom approximately 108 miles of snowmobile trail in and around the Town of Millinocket and adjoining unorganized territories. Such work shall include (1) the erection and replacement of trail markers, (2) the grooming, compacting and smoothing of the snow covering and trail surface, (3) the removal of trees, limbs, barricades, and other obstructions or material as necessary, from the trail, (4) the building of and replacement of snowmobile trail bridges such that safe passage of the user is ensured, and (5) the plowing and snow removal from designated parking areas that will be utilized by the user groups.

**II. Conditions**

It is understood the trail has been established pursuant to use permits granted by the owners of the property over which the trail passes, and accordingly, the Agreement is subject to the terms and conditions of such use permits and their continued existence.


It is understood that the Operator shall provide all gasoline and oil to the equipment, as necessary, (except as otherwise provided herein) and personnel to operate same, necessary to perform work specified.

It is understood that the entire trail network shall be groomed at least three times a week when snow conditions permit and use warrants it. I.T.S. trail specifications duly designated and provided by the Mine Snowmobile Association Trails Committee shall serve as a guide.

  
Operator

  
Project Director

Twin Pines Snowmobile Club, Inc.

By   
(Title)

By Town Manager  
(Title)

  
(Witness)

  
Town Manager



**STATEMENT OF AFFIRMATIVE LANDOWNERS PERMISSION**

The Twin Pines Snowmobile Club and Representatives thereof certify that all Land Owners associated with the Millinocket Municipal Trail System have been contacted and permission granted use for the 2016/2017 Season.

## **Twin Pine Snowmobile Club**

### **2016/2017 Season Project Description**

Estimated cost of bridge and trail maintenance, brushing, signing and grooming trails

#### **Preseason trail prep:**

Labor for sign prep, installation and removal. 250 @8/hr \$2,000.00

Material for signs. \$400.00

Vehicle/Small Equipment Expense \$1,000.00

Brushing trails 400 @ 8/hr \$3,200.00

Gates on TNC land 2@\$2,400.00 \$ 4,800.00

Trail Rebuild hotels and Jerry Pone 1 mile \$10,000.00

Harden 200 feet pole line \$2,000.00

Culvert install 3 @ \$600.00 Wild Kingdom Trail \$1,800.00

Total Preseason: \$25,200.00

#### **Grooming**

Administration reporting 30hrs. @8/hr \$240.00

Liability Insurance \$1158.75

Fee For Spots \$400.00

#### **Equipment**

3 BR400 @\$110

1 BR160 @ \$100

All with Mogul Master Drags

BR400 1100hrs @ \$110 \$121,000.00

BR160 280hrs @ 100 \$28,000.00

**Rail road Crossing Permits \$400.00**

**Total Grooming, Permits \$151,198.75**

**Total projected Preseason and grooming costs 2016/2017 Season \$176,393.75**

## IIA. INSURANCE

It is understood that the State of Maine, Department of Conservation, Snowmobile Division, Bureau of Parks and Recreation, is providing a limited comprehensive general liability insurance policy that will cover any claims of injury of damage to property of landowners, and that the Town of Millinocket will accept this coverage to be on the Operator / Town in the amount of \$ 400,000.00 for each occurrence whether involving injury to person or damages to property.

## III. CONTRACT PRICE

The Town hereby agrees to pay to the Operator such consideration of the performance in full by the Operator, on such terms as are hereinafter defined.

Labor defined as not directly attributed to the grooming activity. (Includes brush cutting, bridge building, signing, carpentry, and construction.)

Grant Reimbursement ( when applicable)

Materials for bridge construction, Signing, warming huts, and Equipment housing.

Grant reimbursement

Trail grooming and smoothing of snow covered trail surfaces.

Grant reimbursement

The Operator shall pay all Federal, State, or local and/or Use taxes applicable to material, process or devices purchased or used in connection with the work under this contract. Reimbursement of this expense will be at the discretion of the Town's contract administrator.

## IV. GRANT-IN-AID REQUEST AND COST ESTIMATE

It is understood that the Town will submit for approval to the State of Maine, Snowmobile Division, Bureau of Parks and Recreation, a request for a Grant-In-Aid

which will provide for seventy percent (70%) of the total cost of the Town of Millinocket's Snowmobile Program which in part is being enacted by the said Operator.

Thirty percent (30%) or seed money for this grant will be provided by the Town as local funds in agreement equal to the State draw down. The total amount of the grant and seed money will not exceed the estimated total amount of \$ 176,393.75 The Grant split will be:

Local: 30% = \$52,918.12 raised by private funds + \$15,000 Town Budgeted)  
State 70% = \$123,475.63

It is understood that the Operator will prepare and submit to the Town for their review and signatures the Grant-In-Aid request, which in turn will be submitted by the Town to the State Bureau of Parks and Recreation, Snowmobile Division, for approval.

#### **V. TIME AND MANNER OF PAYMENTS**

The Operator will submit to the Town on a monthly basis a detailed bill which will outline the Operator's incurred expenses that are in whole directly related to this contract as outlined in Section III.

The Town will make payments as per submitted Operator's bill and then submit a request for seventy percent (70%) reimbursement of that amount which is subject to approval by the State Administrator. The detailed billing as presented to the Town by the Operator will serve as evidence for the Town's request. All statements presented for payment to the Town will have review and approval by the Project Director. This Treasurer will present all bills for payment to the Town's Contract Administrator or its designee.

#### **VI. APPLICABLE LAW**

The laws of the State of Maine shall govern this contract.

IN WITNESS WHEREOF, the parties to this Agreement have hereunto set their hands as of the day and year first above written.