



AGENDA
COUNCIL MEETING
SEPTEMBER 18, 2018
LISBON TOWN OFFICE
6:00 P.M.

Town Council
Allen Ward, Chairman
Chris Brunelle, Vice Chairman
Norm Albert
Kris Crawford
Kasie Kolbe
Fern Larochelle
Mark Lunt

1. CALL TO ORDER & PLEDGE TO FLAG

2. ROLL CALL

____ Councilor Albert ____ Councilor Brunelle ____ Councilor Crawford ____ Councilor Kolbe
____ Councilor Larochelle ____ Councilor Lunt ____ Councilor Ward

Town Clerk reading of meeting rules

3. GOOD NEWS & RECOGNITION

2018-192 PROCLAMATION – Childhood Cancer Awareness Month – September 2018

4. PUBLIC HEARINGS

A. Dangerous Building – 430 Ridge Road Old Tavern – w/Sabattus Selectmen

2018-193 ORDER – Cost Sharing Agreement – Lisbon & Sabattus

2018-194 ORDER – Decision

B. Dangerous Building- 428 Ridge Road

2018-195 ORDER – Decision

C. Special Entertainment Permit for Left Hand Club

5. AUDIENCE PARTICIPATION & RESPONSE FOR AGENDA ITEMS

6. CONSENT AGENDA

2018-196 ORDER – A. Municipal Accounts Payable & Payroll Warrants -

#22	\$155,102.40	#23	\$
#24	\$	#25	\$14,821.74
#	\$	#	\$
#	\$	#	\$

B. School Accounts Payable & Payroll Warrants -

#6	\$22,569.04	#1011	\$286,689.98
#1012	\$9,680.24	#1014	\$303,788.59

C. Minutes of September 4, 2018

D. Approve Special Entertainment Permit and Liquor License for Left Hand Club

7. COUNCIL ORDERS, RESOLUTIONS, & ORDINANCES

2018-197 ORDER – Set Public Hearing for Phase II Downtown Revitalization CDBG Grant

2018-198 ORDER – Façade Grant - 14 Main Street

2018-199 ORDER – Diesel Tank Request

2018-200 ORDER – School Department Capital Reserve Request – Playground at Gartley Street School

2018-201 ORDER – Voting Credentials for MMA Delegates to Annual Business Meeting

2018-202 ORDER – Consolidation of Voting Districts 1 and 2

2018-203 ORDINANCE – Authorize Issuance of Bonds up to \$294,000 - Rte 125/Huston-Urban Compact Line-*First Reading*

2018-204 ORDINANCE – Authorize Issuance of Bonds up to \$430,000 for Rte 125/Route 196 to Huston St-*First Reading*

2018-205 ORDINANCE – Authorize Issuance of Bonds up to \$675,000 For Fire Truck-*First Reading*

2018-206 ORDER – Authorize Payment for Marijuana Consulting Fees

8. OTHER BUSINESS

A. Council Committee Reports:

1. School (Councilor Albert)

2. Planning Board (Councilor Ward)

3. Water Department (Councilor Brunelle)

4. LDC (Councilor Larochelle)

5. Conservation Commission (Councilor Ward)

6. Recreation (Councilor Kolbe)

7. County Budget (Councilor Ward)

8. Library (Councilor Lunt)

B. Town Manager's Report

C. Department Head Written Reports

9. APPOINTMENTS

10. COUNCIL COMMUNICATIONS

11. AUDIENCE PARTICIPATION & RESPONSE NEW ITEMS

12. EXECUTIVE SESSION

2018-207 ORDER – 1 MRSA §405 (6) C Acquisition of Real Property or Economic Development

13. ADJOURNMENT

2018-208 ORDER – To Adjourn

SUMMARY OF LISBON COUNCIL MEETING RULES

This summary is provided for guidance only. The complete council working rules may be found on the town website www.lisbonme.org on the Town Officials, Town Council page.

The meeting agenda is available from the town website under Council Agendas and Minutes.

1. Please note the order that agenda items may be acted upon by the Council, however, if necessary, the Council may elect to change the order of the agenda.
2. The Council Chairman presides over the meeting. When the Chairman is not present, the Vice Chairman serves that function. The chair shall preserve decorum and decide all questions of order and procedure subject to appeal to the town council.
3. Public comment is not typically allowed during Council workshops. There may be occasions where public comment may be recruited, but normally, workshops are reserved for Council members to discuss and educate themselves on a variety of issues facing the Town. Prior to the conclusion of a workshop, if time permits, the chair may allow questions from the public.
4. During audience participation, anyone wishing to address council will wait to be recognized by the chair before beginning any remarks. Audience members will move to the lectern to address council, and shall provide name and address prior to addressing the council.
5. Note that "Consent Agenda" items (if there are any) are acted upon first, voted upon as a group, and will most often be voted on without discussion as these items often involve "housekeeping" issues (such as minor parking changes). On occasion "Consent Agenda" items are separated out as stand-alone action items by the Council to allow for more discussion.
6. Public comment on agenda items. General comments on agenda items should be made during audience participation. After introduction of an agenda item, appropriate motions, and time for explanation and council questions, the public may be allowed to comment on that agenda item at the discretion of the chair. During that period of time, the public comment shall address only the agenda item before council.
7. Action on agenda items. As each item on the agenda for any meeting is brought to the floor for discussion:
 - a. The town clerk reads the agenda item and the action being requested of council.
 - b. The sponsor of each item or, if there is no council sponsor, the town manager, or town staff, shall first be allowed to present their initial comments for consideration by the public and councilors.
 - c. Following this introduction of the issue, there will be time devoted to any questions of the sponsor or the town manager or staff regarding the agenda item which any councilor may have which would help to clarify the question presented by the agenda item. The chair may allow questions from the public during this time however; no debate or discussion of collateral issues shall be permitted.
 - d. When authorized by the chair, any additional public comment shall be no longer than two minutes per person and must be to request or furnish new or undisclosed information or viewpoints only.
 - e. Once an agenda item has been explained and clarified by any questioning, the discussion on the specific agenda item will remain with the council. Additional public comment, prior to final council vote; will only be allowed at the chairman's discretion.
8. New business is for the council to receive input on town matters not on the agenda for that meeting. It is not intended, nor shall it be construed as an opportunity for debate of previous agenda items or reinforcement of a point made by another speaker. Comments shall be to furnish new or undisclosed information or viewpoints and limited to a time period of two minutes or less and shall be directed through the chair.
9. If an "Executive Session" is conducted by the Council, State Statute prohibits public attendance for any discussion of the action to be addressed by the Council. Any action taken by the Council on any "Executive Session" matter must be acted upon in a public meeting, and may occur at the end of the "Executive Session" (which has no time element relative to the length of the discussion involved in the "session").



Town of Lisbon

Diane Barnes
Town Manager

Town Council
Allen Ward, Chairman
Christopher Brunelle, Vice Chair
Norm Albert
Kris Crawford
Kasie Kolbe
Fernand Larochelle, Jr.
Mark Lunt

MEMO

To: Town Council
From: Diane Barnes, Town Manager
Subject: Recommendations
Date: September 18, 2018

Agenda Item 2018 - 197 Set Public Hearing for Phase II Downtown Revitalization CDBG Grant

The Town of Lisbon is the recipient of another Community Development Block Grant (CDBG) Downtown Revitalization for the Lisbon Village Streetscape Project in the amount of \$300,000. As part of the phase II grant process, we need to hold a public hearing.

The Economic Development Department along with the Lisbon Development Committee would like to ask Council to set a public hearing date on the CDBG-DR Lisbon Village Streetscape Project on Tuesday, October 2, 2018 to meet the grant requirement.

Recommendation

To set a public hearing on October 2, 2018 for the Community Development Block Grant Downtown Revitalization Lisbon Village Streetscape Project.

Agenda Item 2018 - 198 Façade Grant - 14 Main Street

The following bid was advertised in the Sun Journal and on our website. *There were no bids received on the deadline date/time of 9/3/2018, however after speaking with DECD, they have allowed us to seek a quotes after the bid deadline. The following bid has been received:

<u>Location</u>	<u>Bidder</u>	<u>Bid</u>
14 Main Street	Portland Glass (Windows/Doors)	*\$17,900

The Scope of Work consists of the following:

- Replacement of window screens
- Replacement of all glass and doors in front of building with high performance low-e glass and key pad lock on side door.
- Rear door replacement - New steel door with key pad entry
- Decorative Window safety grates- lower half of 2nd floor windows.

The owners and the Economic & Community Development Director is requesting Council award the one Windows/Doors Replacement bid from Portland Glass in the amount of \$17,900.00 as part of the CDBG Façade Grant requirements. This award is contingent on the work being completed by the November 30, 2018 deadline.

Recommendation

To Award the CDBG Façade Grant bid to Portland Glass in the amount of \$17,900.00 contingent upon completion by November 30, 2018.

Agenda Item 2018 - 199

Diesel Tank Request

The Public Works Director is requesting Council authorize repairs to the Diesel Underground Storage Tank (UST). This tank was on a 30-year replacement schedule. We have reached that milestone and upon an inspection and a few upgrades this year, it would qualify for a 10-year extension with inspections happening the last 5 years. Simard and Son did an inspection and they found all in good order with the exception of a required dispenser sump and pump. The cost estimate to provide a 10-year warranty extension is \$10,470.

Simard has been servicing this system for years and it would be our recommendation to continue this program with them. The price is fair and compensable given the type of work that will have to be done.

Recommendation

To authorize Diesel Underground Storage Tank repairs in the amount of \$10,470 and to re-designate the funds from the MUNIS reserve account to cover the costs of this project.

Agenda Item 2018 - 200

School Department Capital Reserve Request – Playground at Gartley Street School

Superintendent Green is requesting \$28,895.00 from the Capital Reserve Fund to pay for the installation of a playground at the Gartley Street School. The current balance in the Capital Reserve Fund is \$40,550. On September 10, 2018, the School Committee voted 5-0 in favor of requesting authorization from the Town Council to utilize an amount not to exceed \$28,895 from the Capital Reserve Fund to pay for the installation of a playground at the Gartley Street School. Quotes are in your Council packet for your review.

Recommendation

Authorize the Lisbon School Committee permission to expend an amount not to exceed \$28,895 from the School Department's Capital Reserve Account to pay for the installation of a playground at the Gartley Street School.

Agenda Item 2018 - 202

Consolidation of Voting Districts 1 and 2

The Town of Lisbon consolidated polling locations 90 days prior to the November 2016 Presidential Election with state approval. This location consolidation prompted the State to consider consolidation efforts for voting Wards 1 and 2, which they did and now Lisbon voters vote on the same state ballot for the same House and Senate District seats. This reduced the number of DS200 tabulating machines needed on Election Day.

Our local ballots are different still for Town Council District 1 and District 2. Perhaps the Council would also like to see if Lisbon voters are interested in consolidating Districts so Council seats would "all" be at-large with street addresses printed on the ballot under each candidate's name. Voters would still be able to determine where candidates live in town.

This move to consolidate Voting Districts should save some money on programing costs, save time when testing different ballot styles, and should we run low on ballots, the warden would no longer have to worry whether there are enough ballots left for District 1 or District 2 since these could then be shared.

Recommendation

Authorize the Town Manager to prepare the necessary paperwork and ballot questions for the June 2019 Election to consolidate local Districts 1 and 2.

Agenda Item 2018 – 203, 204, & 205

Authorize Issuance of Bonds up to \$294,000 for Rte 125/Huston-Urban Compact Line- First Reading

Authorize Issuance of Bonds up to \$430,000 for Rte 125/Route 196 to Huston St-First Reading

Authorize Issuance of Bonds up to \$675,000 For Fire Truck- First Reading

The Council approved the notice and ordered a public hearing for October 16 at their last Council meeting. These bond ordinances were introduced to the Council at the last meeting and Council approved the language for the ballot. The Council will need to adopt these bond ordinances as First Readings on September 18 by Roll Call Vote and then hold a public hearing on October 16. Finally, the Council will need to adopt them again by Roll Call Vote as the Second Reading. Then they are placed on the Warrant to be approved by the Council on October 16, 2018 and posted 7 days prior to Election Day.

Recommendation

Roll Call Votes Required for First Readings.

Agenda Item 2018-209

Authorize Payment for Marijuana Consulting Fees

Kim Printy is a patient advocate and worked to develop a cannabis law that already existed in Maine to ensure others could benefit as she did. Kim joined MMCM when it began and has always understood the importance of having a trade association for the cannabis industry. Understanding that MMCM needed support and knowing she had experience that could help the organization grow, she became a board member in 2012.

Kim's compassionate attitude and patient focus awarded her Caregiver of the Year in 2015. Her desire to educate others is a mission and an unstoppable force in her community. Kim has been the MMCM Director of Education in Southern ME for 3 years.

Cannabis Legislation in Maine and New Hampshire continues to be the focus for Kim. She has the experience to understand the needs from a patient, caregiver, and dispensary view. In 2015, Kim was offered two opportunities with different NH Alternative Treatment Centers as Master Grower and Production Manager for Cannabis Infused Products. In 2015, one of the ATC's was awarded a license in NH and Kim is the Master Grower and Production Manager.

We would like to retain Kim as a consultant and enter into a contract for scope of services for marijuana related topics and compensation to be paid. This would not include legal advice. Bio for Kim was taken from the **Medical Marijuana Caregivers of Maine** website.

Recommendation

Authorize the payment of \$125.00 from the legal budget to Kim Printy for a consultation fee and authorize the Town Manager to enter into an agreement for consultation on marijuana related topics.



TOWN OF LISBON

PROCLAMATION

The Town of Lisbon supports Going Gold in the month of September in support of Childhood Cancer Awareness.

WHEREAS, Cancer is the leading cause of death by disease among U.S. Children and is detected in more than 15,000 of our country's sons and daughters every year; and

WHEREAS, in the State of Maine cancer affects more than 50 new children and families annually, where more than 400 children are undergoing treatment currently and where we are ranked in the top range of incidence of all cancers at 468.3 per 100,000 people; and

WHEREAS, September is nationally recognized as Childhood Cancer Awareness Month; and

WHEREAS, thanks to all the advances in research and treatment, the five year survival rate for all childhood cancers has climbed from less than 50 percent to 80 percent over the last several decades; and

WHEREAS, innovative studies are leading to real breakthroughs reminding us of the importance of supporting scientific discovery and moving closer to finding cures, though much work remains to be done; and

WHEREAS, 1 in 5 children diagnosed will not survive.

NOW THEREFORE, we the Town Council of Lisbon have declared our support for all of the children and families affected by Childhood Cancer. In doing so, we do recognize September as **Maine Childhood Cancer Awareness Month**. This is our way of paying tribute to the families, friends, professionals and communities who lend their strength to children fighting pediatric cancer.

Given under our hands this 18th day of September A.D. 2018.

LISBON TOWN COUNCIL

Allen Ward, Chairman

Chris Brunelle, Vice Chairman

Normand Albert

Kris Crawford

Kasie Kolbe

Fern Larochelle

Mark Lunt

A true Copy,

Attest: _____
Municipal Clerk

**TOWN OF LISBON TOWN COUNCIL
FINDINGS OF FACT, CONCLUSIONS OF LAW
AND ORDER OF DEMOLITION**

430 RIDGE ROAD, LISBON

On September 18, 2018 at 7:00 pm, the Lisbon Town Council held a hearing at 300 Lisbon Street, Lisbon, Maine to determine whether the single-family structure (the "Structure") located on the real estate at 430 Ridge Road, Lisbon, Maine, identified as Lot 14 on Tax Map R09 of the Town of Lisbon Tax Maps, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 4645, Page 1, is dangerous or a nuisance pursuant to 17 M.R.S. § 2851. The location of the Structure is also known 921 Middle Road Sabattus, Maine, and the real estate is also identified as Lot 26 on Tax Map 2 of the Town of Sabattus Tax Maps. Based on the information presented at the hearing, the Town Council makes the following findings of fact and conclusions of law, and orders that the Structure be demolished.

Findings of Fact

Present at the hearing on this matter for the Town of Lisbon was Dennis Douglass, Town of Lisbon Code Enforcement Officer. The following individual(s) appeared on behalf of the owners and/or parties in interest: _____.

After considering the testimony and evidence presented, the Town Council makes the following findings of fact:

1. Pamela A. McGuire and Robert A. McGuire purchased the Property (the "Owners"). Code Enforcement Department Exhibit A.
2. On November 2, 2014, Robert A. McGuire died. Code Enforcement Exhibit B.
3. On August 9, 2018, a copy of the notice of the dangerous building hearing held pursuant to 17 M.R.S. § 2851 (the "Notice") was recorded in the Androscoggin County Registry of Deeds at Book 9905, Page 301. Code Enforcement Department Exhibit C.
4. On July 31, 2018, Pamela A. McGuire was served with a copy of the Notice. Code Enforcement Exhibit D.
5. On July 31, 2018, Pamela A. McGuire, and heirs of Robert A. McGuire was served with a copy of the Notice. Code Enforcement Department Exhibit E.
6. The Bank of New York Mellon FKA The Bank of New York as Trustee for the Benefit of the Certificateholders of the CWABS Inc., Asset-Backed Certificates, Series 2004-2 ("The Bank of NY Mellon") holds a mortgage on the Property.
7. On July 24, 2018, The Bank of NY Mellon was served with a copy of the Notice. Code Enforcement Department Exhibit F.
8. Sherman Acquisition II, LP ("Sherman") holds a lien on the Property.
9. On September 12, 2018, Sherman was served with a copy of the Notice. Code Enforcement Department Exhibit G.
10. State of Maine, Maine Revenue Services ("Maine Revenue") holds a lien on the Property.
11. On September 6, 2018, Maine Revenue was served with a copy of the Notice. Code Enforcement Department Exhibit H.

12. No survey has determined the exact location of the Structure in relation to the two towns' boundaries.

13. According to the State of Maine GIS system, the Dangerous Building is located in both towns and the town line runs through, or very near, the formal front door. Code Enforcement Department Exhibit I.

14. The primary door is across from the detached garage, located on the south end of the house, and one enters the house, through that door, into the kitchen. The living room is on that side of the house, furthest away from the house. A bedroom is on the other end of the house, nearest the corner of King Rd and Rt. 9.

15. Sabattus assesses a portion of the land on which the Structure is located, has assessed \$139,500 for the value of the building since at least 2007, and the tax card notes that "Owner's land is in both Sabattus and Lisbon. Some buildings are in Lisbon." Code Enforcement Department Exhibit J.

16. Neither Pamela A. McGuire nor Robert A. McGuire ever contested the assessment of the Structure by the Town of Sabattus.

17. For the lot recorded in the Androscoggin County Registry of Deeds at Book 4645, Page 1, Lisbon assesses a portion of the land and, after the reassessment completed in 2016, assessed a portion of the Structure. Code Enforcement Department Exhibit K.

18. The Structure is located in both towns.

19. The most necessary and indispensable part of the Structure is in Sabattus because it has taxed the Owners for the value of the building for a long period without contest by them, and the first floor bedroom is located in Sabattus.

20. The Structure's fascia board and soffits are missing, deteriorated, or hanging from the front of the Structure and from the back of the Structure's main portion.

21. Many or most of the rafters are deteriorated, caving in or collapsed in the main portion of the Structure.

22. A large portion of the roof is missing on the back of the main portion of the Structure.

23. The Structure's roof and rafter system is substantially deteriorated, caving in and collapsing, exposing the interior of the Structure to the elements, introducing moisture, and contributing to rot, mold, escalated deterioration and other structural issues.

24. The exterior of the Structure is not maintained.

25. The Structure is in danger of collapsing and unsafe to enter.

Conclusions of Law

Applying the legal standards set forth in 17 M.R.S. § 2851, the Lisbon Town Council reaches the following conclusions of law:

26. The Structure is structurally unsafe.

27. The Structure is unstable.

28. The Structure is unsuitable or improper for the use or occupancy to which it is put.

29. The Structure constitutes a hazard to health and safety because of inadequate maintenance, dilapidation and obsolescence.

30. The Structure is dangerous to life and property.

31. The Structure poses a serious threat to the public health and safety.

Any of the conclusions in paragraphs 26-30 would be sufficient to support a finding that the Structure is a nuisance or dangerous building, and the Town Council hereby concludes that the single-family structure at 430 Ridge Road, Lisbon is a nuisance and dangerous building within the meaning of 17 M.R.S. § 2851. The conclusion in paragraph 30 supports a finding that the Structure must be secured pursuant to 17 M.R.S. § 2856.

Order

Having found that the Structure at 430 Ridge Road, Lisbon is a nuisance and dangerous building within the meaning of 17 M.R.S. § 2851 and that the Structure must be secured pursuant to 17 M.R.S. § 2856, the Town of Lisbon Town Council hereby ORDERS:

32. That the Owner and/or its successors and/or assigns shall immediately secure the Structure from entry.

33. That the Owner and/or its successors and/or assigns shall keep the Structure secure.

34. That within thirty (30) days of service of this Order, the Owners and/or its successors and assigns shall demolish the Structure, remove all debris, and stabilize the site.

35. That if the Owners and/or its successors and assigns fail to comply with this Order in the periods set forth herein, the Town of Lisbon shall have the authority to carry out this Order.

36. That within thirty (30) days after demand by the Town, the Owners and/or its successors and assigns shall reimburse the Town for all expenses incurred related to or in connection with this proceeding, if applicable, including, but not limited to, expenses for securing and/or demolishing the Structure, service and other costs incurred, and attorneys' fees.

37. That if the Owners and/or its successors and assigns fails to timely reimburse the Town for the expenses provided for above, as provided for in 17 M.R.S. § 2853, the Town may recover its costs by means of a civil action for collection.

This decision may be appealed to Superior Court under Maine Rule of Civil Procedure 80B.

I, Twila D. Lycette, Town Clerk for the Town of Lisbon, certify that on September 18, 2018, the Town of Lisbon Town Council adopted the above Order.

Dated: September ____, 2018

Twila D. Lycette
Town Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

September ____, 2018

Before me this day personally appeared Twila D. Lycette who acknowledges the foregoing instrument to be her free act and deed.

Notary Public/Attorney at Law

WARRANTY DEED-JOINT TENANCY

THAT **Peter C. Stenberg** and **Janet B. Stenberg**, of Lisbon, Androscoggin County, State of Maine, being married, for consideration, GRANT TO **Robert A. McGuire** and **Pamela A. McGuire**, of Lisbon, Androscoggin County, State of Maine, with WARRANTY COVENANTS, AS JOINT TENANTS, the land and any buildings thereon located in the Town of Lisbon, Androscoggin County and State of Maine, being more particularly described as follows:

A certain lot or parcel of land located on the southerly side of the King Road in said Lisbon about opposite the Webster Corner Church bounded and described as follows:

MAINE REAL ESTATE
TRANSFER TAX PAID

#1-Beginning on said King Road at a point which marks the northwesterly corner of land of Eleanor H. Morse; thence in a general southerly direction by line of land of said Morse, a distance of two hundred twenty-five (225) feet, more or less, to the division line between line of land of said Morse and land of Loretta Abbott; thence in a general westerly direction by an extension of said Morse-Abbott division line to the center of a stone wall; thence in a general northerly direction by said stone wall a distance of two hundred twenty-five (225) feet more or less, to the King Road; thence in a general easterly direction by said Road to the point of beginning.

#2-A certain lot or parcel of land with the buildings thereon situated in Lisbon and Sabattus (formerly known as Webster), bounded and described as follows:

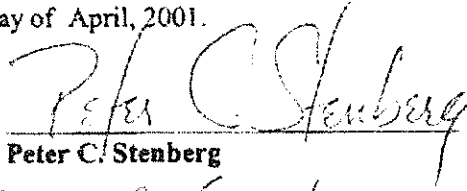
Beginning at the junction of the southerly side of the Webster Road which formerly led from Webster Corner to Bryant's Mill and the westerly side of the road from Sabattus Village to Lisbon and now called Route #9; thence running westerly on the said Webster Road 150' more or less to land formerly of Edwin J. Brann and now of Eleanor H. Morse as deeded to her by Herbert J. Daigle et al on July 16, 1958 and recorded in the Androscoggin County Registry of Deeds in Book 784, Page 367; thence running southerly on line of land of Eleanor H. Morse 225' more or less to the southeast corner of said Daigle lot and the southwest corner of the parcel herein conveyed; thence in an easterly direction on the land formerly of Betsy J. Hall to the west side of Route #9 at a point 210' more or less from the point of beginning; thence northerly on said road 210' more or less to the junction of said roads and the point of beginning.

Being the same premises conveyed to Peter C. and Janet B. Stenberg by warranty deed dated October 1st, 1980 and recorded in the Androscoggin County Registry of Deeds at Book 1485, Page 206.

This transfer of interest is for value pursuant to Title 18-A M.R.S.A.

EXHIBIT A

Witness our hand and seal this 30 day of April, 2001.



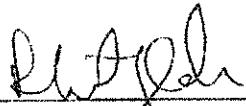
Peter C. Stenberg




Janet B. Stenberg

STATE OF MAINE
ANDROSCOGGIN, ss.

Personally appeared the above-named **Peter C. Stenberg** and **Janet B. Stenberg** and acknowledged the foregoing instrument to be the free act and deed of the grantor herein, before me,

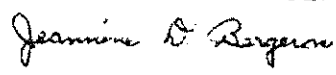


Attorney at Law/Notary Public



Typed/Printed Name

ANDROSCOGGIN COUNTY



REGISTER OF DEEDS



John P. Kipke and son
April 1, 2007



DISCLAIMER

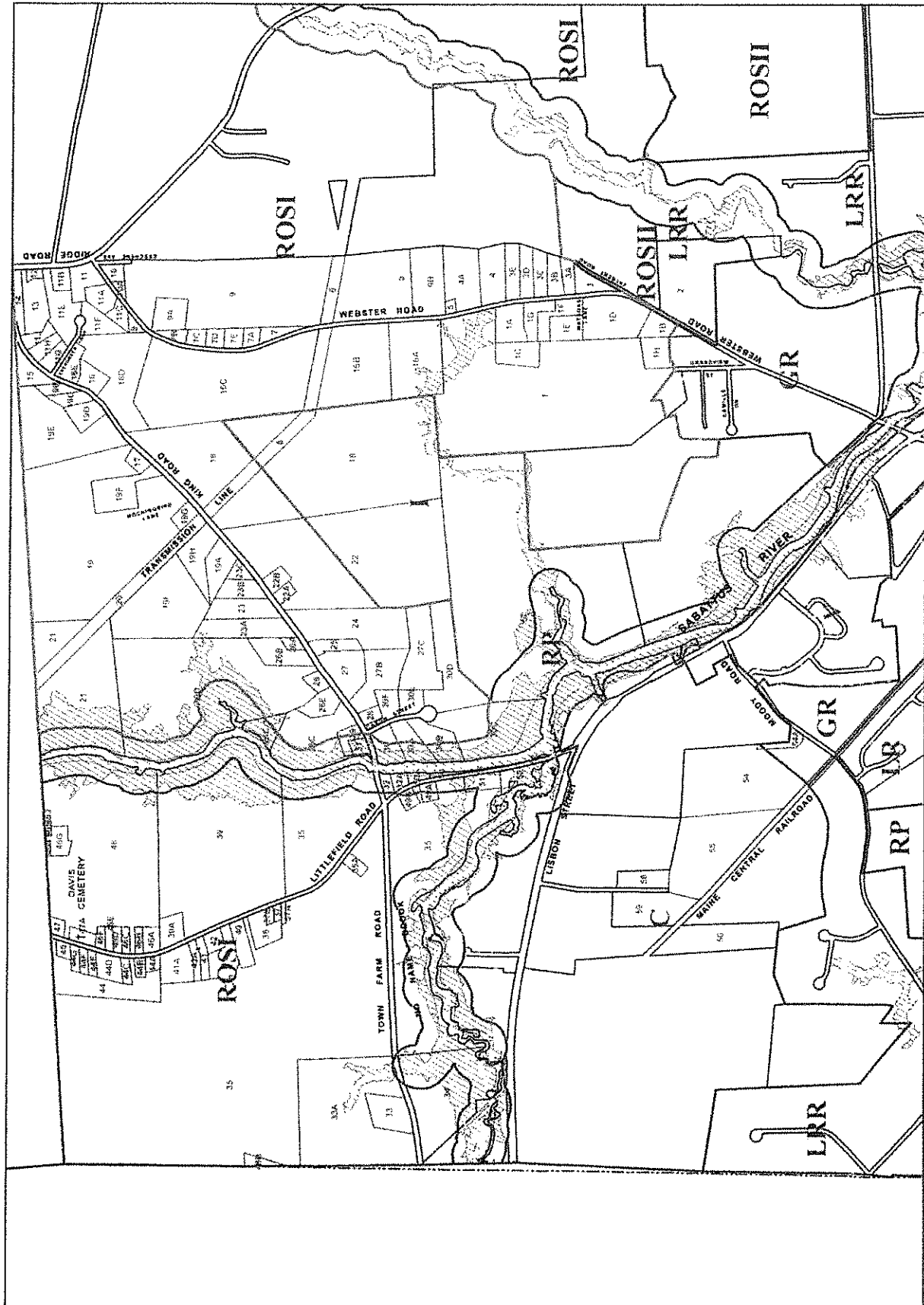
For Assistance, Please Call
Not For Property Concerns

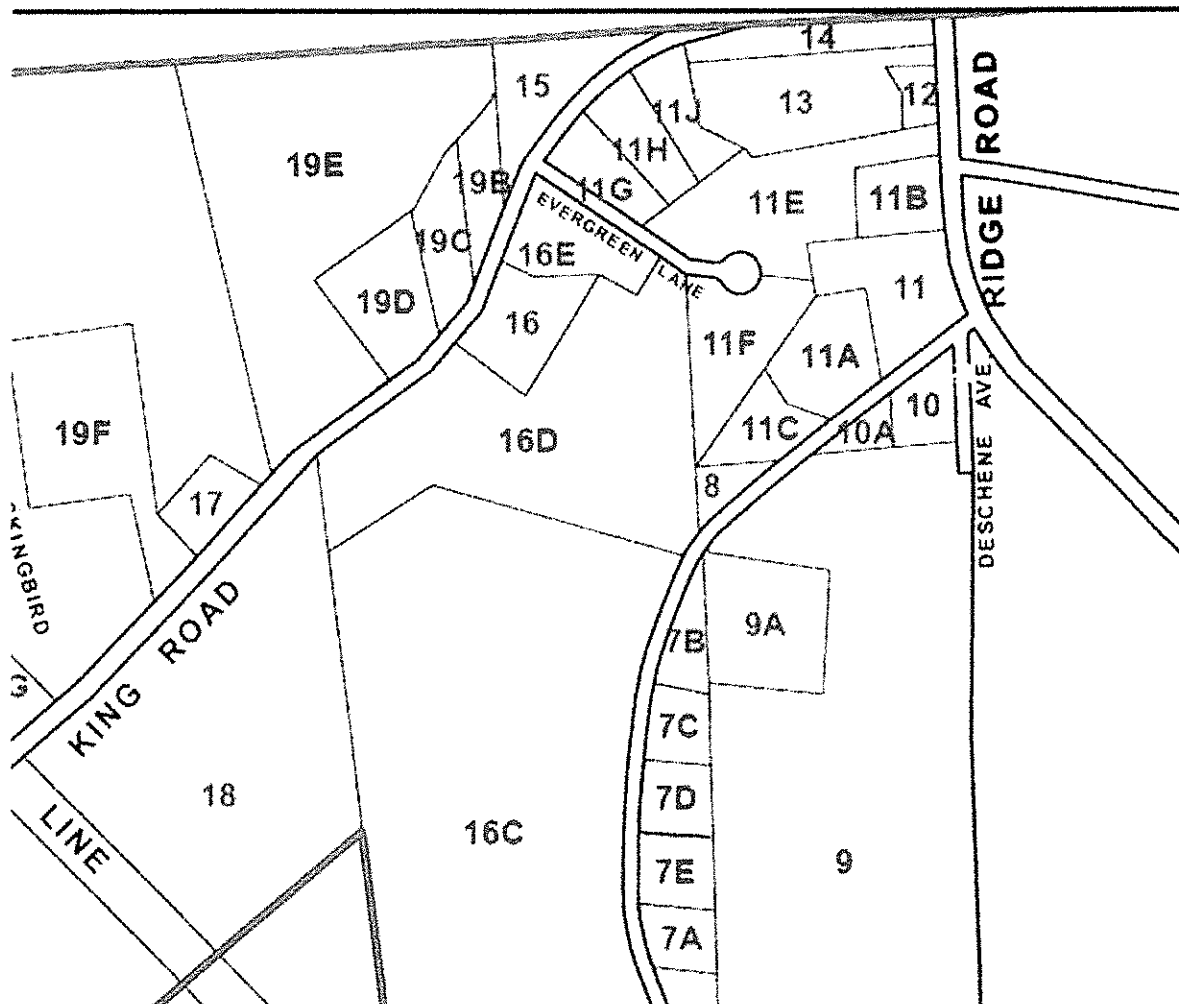
LEGEND

- Town Line
 Adjacent Towns
 Parcels
 Streets
 Flood Zones
 Zoning
 Easements
 Adjacent Maps
 Water
 Road ROW

Reviewed by
 11/15/2017 (11:57 AM)

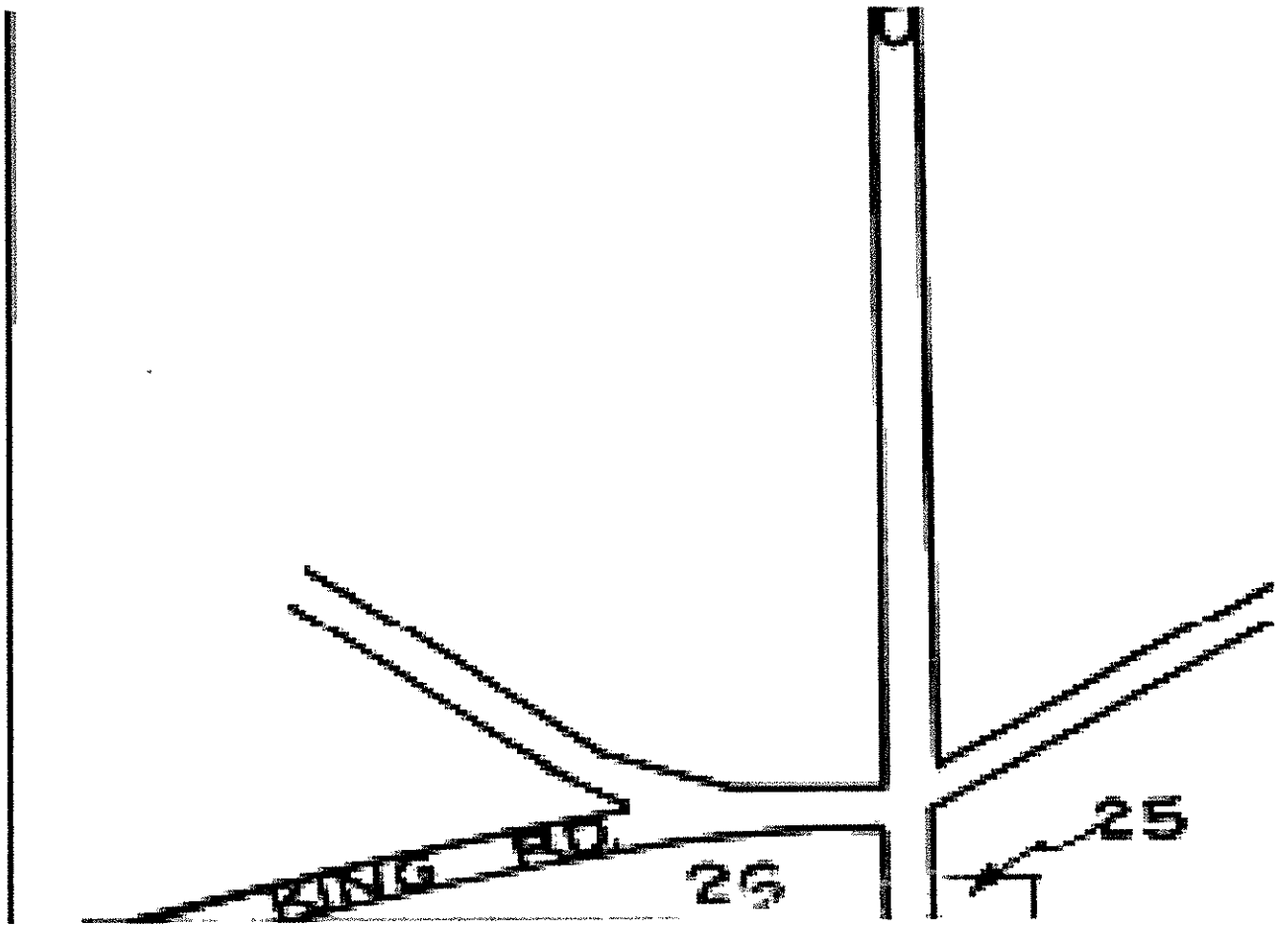
R-9
TAX MAP





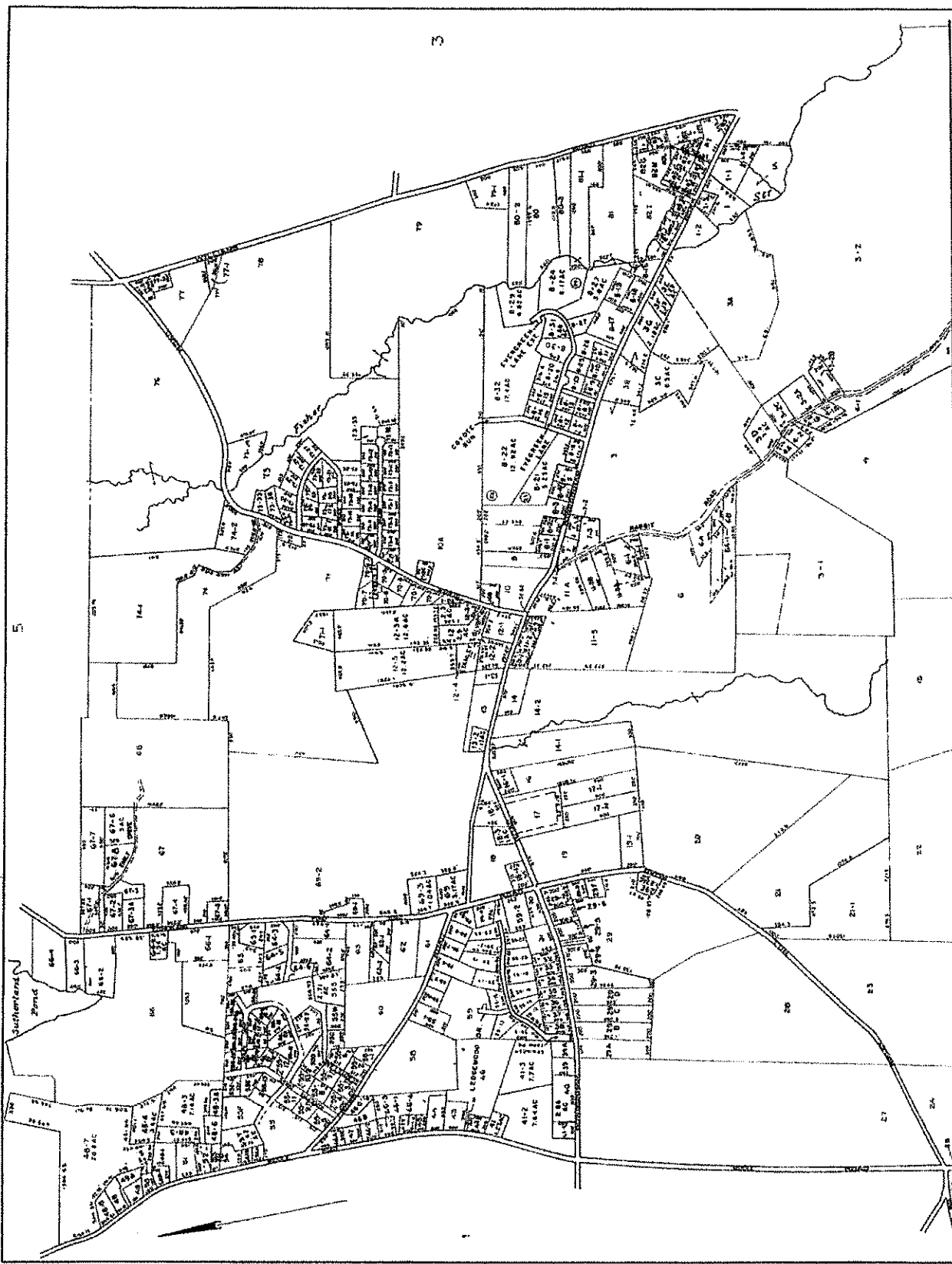
TOWN OF LISBON

TAX MAP #9, LOT #13



Sabattus Tax Map #2, Lot 26

921 Middle Road



TOWN OF SABATTUS
NO. 19, 37
JAMES W. BOWEN COMPANY
OLD TOWN, MAINE
SCALE 1" = 100' - FEET

PARCEL NUMBERS
ADJACENT MAPS
MATCH LINE



Town of Lisbon

A Great Place To Live And Do Business!

300 Lisbon Street, Lisbon, Maine 04250 (207) 353-3000 lisbonme.org



2014-2015 Annual Report

TOWN MANAGER

Diane Barnes Town Manager

Jody Durisko, Administrative Assistant

ASSESSING

Kathy Malloy

CODE ENFORCEMENT OFFICER

Dennis Douglass

ECONOMIC & COMMUNITY DEVELOPMENT DIRECTOR

Tracey Steuber

FINANCE DIRECTOR

Edward Karass

FIRE CHIEF

Sean Galipeau

LIBRARY DIRECTOR

Diane Nadeau

POLICE CHIEF

David Brooks

PUBLIC WORKS DEPARTMENT

Ryan Leighton, Director

Elwood Beal, PW Operations Manger

Steve Aievoli, Sewer Operations Manager

Marcel Obie, T&R Operations Manager

PARKS & RECREATION DIRECTOR

Mark Stevens

TOWN CLERK

Twila Lycette

EXHIBIT B

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

Pamela A. McGuire
98 Webster Road
Lisbon, Maine 04250

State of Maine, Maine Revenue Services
51 Commerce Drive
Augusta, Maine 04330

The Bank of New York Mellon FKA The Bank
of New York as Trustee for the Benefit of the
Certificateholders of the CWABS, Inc., Asset-
Backed Certificates, Series 2004-2
Attn: General Counsel
One Wall Street
New York, NY 10286

The Bank of New York Mellon FKA The Bank
of New York as Trustee for the Benefit of the
Certificateholders of the CWABS, Inc.,
Asset-Backed Certificates, Series 2004-2
55 Beattie Place
Suite 110, MS #001
Greenville, South Carolina 29601

Sherman Acquisition II, LP
9700 Bissonnet Street 2000
Houston, Texas 77036

430 RIDGE ROAD, LISBON, MAINE
(also known as 921 MIDDLE ROAD, SABATTUS, MAINE)

You are hereby notified that the Town Council of the Town of Lisbon, Maine will hold a hearing
on:

September 18, 2018 at 6:00 pm
Lisbon Town Office
300 Lisbon Street
Lisbon, Maine

This hearing is to determine whether the residential structure, located at 430 Ridge Road, Lisbon, Maine, identified as Lot 14 on Tax Map R09 of the Town of Lisbon Tax Maps (the "Structure"), and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 4645, Page 1, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy. The location of the Structure is also known as 921 Middle Road, Sabattus, Maine, identified as Lot 26 on Tax Map 2 of the Town of Sabattus Tax Maps. It is expected that the Town of Sabattus Board of Selectmen will also hold a hearing pursuant to 17 M.R.S. § 2851, *et. seq.* at the same place and same or similar time.

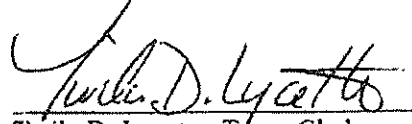
If the Town Council finds that the Structure is dangerous or a nuisance, it may order the appropriate corrective action, including but not limited to, demolition and removal of the Structure. If the corrective action is not taken by the deadline established by the Town Council's order, and no appeal is taken, the Town may take the corrective action at the Town's expense. The Town may also recover all of its expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

EXHIBIT C

This hearing is your opportunity to present evidence as to why the Structure is not dangerous or a nuisance and/or to oppose any corrective action ordered by the Town Council. Failure to attend may result in the waiver of certain rights with regard to this property.

This hearing is also to determine whether the Structure poses a serious threat to public health and safety, within the meaning of 17 M.R.S. § 2856, and must be secured. If the Town secures the Structure, it may then recover all of their expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

July 12, 2018


Twila D. Lycette, Town Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 12, 2018

Before me this day personally appeared Twila D. Lycette, who acknowledges the foregoing instrument to be her free act and deed.


Notary Public / Attorney at Law



TINA M. CHOUINARD, REGISTER
ANDROSCOGGIN COUNTY MAINE E-RECORDED

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

Pamela A. McGuire
98 Webster Road
Lisbon, Maine 04250

Pamela A. McGuire, and
the heirs of Robert A. McGuire
98 Webster Road
Lisbon, Maine 04250

The Bank of New York Mellon FKA The Bank
of New York as Trustee for the Benefit of the
Certificateholders of the CWABS, Inc., Asset-
Backed Certificates, Series 2004-2
Attn: General Counsel
One Wall Street
New York, NY 10286

The Bank of New York Mellon FKA The Bank
of New York as Trustee for the Benefit of the
Certificateholders of the CWABS, Inc.,
Asset-Backed Certificates, Series 2004-2
55 Beattie Place
Suite 110, MS #001
Greenville, South Carolina 29601

Sherman Acquisition II, LP
9700 Bissonnet Street 2000
Houston, Texas 77036

State of Maine, Maine Revenue Services
51 Commerce Drive
Augusta, Maine 04330

921 MIDDLE ROAD, SABATTUS, MAINE
(also known as 430 RIDGE ROAD, LISBON, MAINE)

You are hereby notified that the Town of Sabattus, Maine Board of Selectmen will hold a hearing on:

September 18, 2018 at 6:00 pm
Town of Lisbon Town Office
300 Lisbon Street
Lisbon, Maine

This hearing is to determine whether the residential structure, located at 921 Middle Road, Sabattus, Maine, identified as Lot 26 on Tax Map 2 of the Town of Sabattus Tax Maps (the "Structure"), and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 4645, Page 1, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy. The location of the Structure is also known as 430 Ridge Road, Lisbon, Maine, identified as Lot 14 on Tax Map R09 of the Town of Lisbon Tax Maps. It is expected that the Town of Lisbon Town Council will also hold a hearing pursuant to 17 M.R.S. § 2851, *et. seq.* at the same place and same or similar time.

If the Board of Selectmen finds that the Structure is dangerous or a nuisance, it may order the appropriate corrective action, including but not limited to, demolition and removal of the Structure. If the corrective action is not taken by the deadline established by the order of the Town's Board of Selectmen, and no appeal is taken, the Town may take the corrective action at

the Town's expense. The Town may then recover all of its expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the Structure is not dangerous or a nuisance and to oppose any corrective action ordered by the Board of Selectmen. Failure to attend may result in the waiver of certain rights with regard to this property.

This hearing is also to determine whether the Structure poses a serious threat to public health and safety, within the meaning of 17 M.R.S. § 2856, and must be secured. If the Town secures the Structure, it may then recover all of their expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

July 5, 2018


Judy Fournier, Town Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 5, 2018

Before me this day personally appeared Judy Fournier, who acknowledges the foregoing instrument to be her free act and deed.


Notary Public / Attorney at Law

AMY M. DUQUETTE
NOTARY PUBLIC, MAINE
MY COMMISSION EXPIRES MARCH 30, 2020

TINA M. CHOUINARD, REGISTER
ANDROSCOGGIN COUNTY MAINE E-RECORDED

TOWN OF LISBON, MAINE
TOWN SELECT BOARD

RETURN OF SERVICE

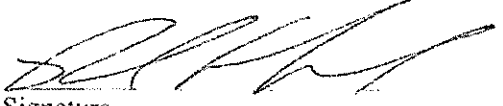
NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
430 Ridge Road, Lisbon, Maine
Dangerous Buildings

On July 31, 2018, I served the above-referenced NOTICE OF HEARING on DANGEROUS BUILDINGS, a copy of which is attached hereto, on Pamela A. McGuire, 98 Webster Road, Lisbon, ME 04250, as follows:

Pamela A. McGuire
98 Webster Road
Lisbon, ME 04250

Costs of Service:

Service:	\$	<u>21.00</u>
Travel:	\$	<u>15.00</u>
Postage:	\$	<u>2.00</u>
Other:	\$	<u>2.00</u>
TOTAL:	\$	<u>40.00</u>


Signature

Andros Rogers, SC
Agency

430 Ridge Road

EXHIBIT D

TOWN OF SABATTUS, MAINE
TOWN SELECT BOARD

RETURN OF SERVICE

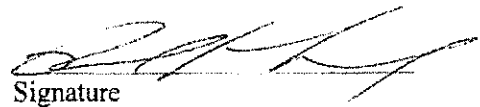
NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
921 Middle Road, Sabattus, Maine
Dangerous Buildings

On July 31, 2018, I served the above-referenced NOTICE OF HEARING on DANGEROUS BUILDINGS, a copy of which is attached hereto, on Pamela A. McGuire, Individually, as follows:

Pamela A. McGuire
98 Webster Road
Lisbon, ME 04250

Costs of Service:

Service:	\$	<u>21.00</u>
Travel:	\$	<u>15.00</u>
Postage:	\$	<u>2.00</u>
Other:	\$	<u>2.00</u>
TOTAL:	\$	<u>40.00</u>


Signature

Andruscaggio SO
Agency

TOWN OF SABATTUS, MAINE
TOWN SELECT BOARD

RETURN OF SERVICE

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
921 Middle Road, Sabattus, Maine
Dangerous Buildings


On July 31, 2018, I served the above-referenced NOTICE OF HEARING on DANGEROUS BUILDINGS, a copy of which is attached hereto, on Pamela A. McGuire, and heirs of Robert A. McGuire, as follows:

Pamela A. McGuire, and
The heirs of Robert A. McGuire
98 Webster Road
Lisbon, ME 04250

Costs of Service:

Service: \$ 21.00
Travel: \$ _____
Postage: \$ _____
Other: \$ _____

TOTAL: \$ 21.00


Signature

Andruscoggin SC
Agency

921 Middle Road

EXHIBIT E



**SHERIFF'S AFFIDAVIT OF SERVICE ON CORPORATION,
PARTNERSHIP OR GOVERNMENTAL SUBDIVISION**

SHERIFF'S CASE # 18030875
DOCKET/INDEX # NONE

**TOWN OF LISBON, MAINE
TOWN SELECT BOARD**

TO: THE BANK OF NEW YORK MELLON

**STATE OF NEW YORK)
COUNTY OF NEW YORK) SS:**

I, **QIN ZHANG**, Deputy Sheriff of the City and State of New York, authorized pursuant to my special duties to serve process, hereby affirm that: I am not a party to this action or proceeding and over 18 years of age. I further affirm that on 7/24/2018, at approximately 3:33 PM at 225 LIBERTY STREET 21TH FLOOR NEW YORK, NY 10281 in the borough of **MANHATTAN**, County of **NEW YORK**, I served the annexed: **RETURN OF SERVICE & NOTICE OF HEARING PURSUANT TO 17 M.R.S. §§ 2854-59 DANGEROUS BUILDINGS & 430 RIDGE, LISBON, MAINE (ALSO KNOWN AS 921 MIDDLE ROAD, SABATTUS, MAINE)** upon **THE BANK OF NEW YORK MELLON**, in the following manner:

[X] PERSONAL SERVICE ON CORPORATION, PARTNERSHIP OR GOVERNMENTAL SUBDIVISION

By delivering to and leaving with, **MICHELE MITCHELL**, a true copy thereof. Said person stated she was the agent authorized to accept service of legal process.

[X] DESCRIPTION:

Skin Complexion: **DARK**
Weight: **170lbs.**

Sex: **FEMALE**
Hair Color: **BROWN**

Approx. Age: **48**

Height: **5'6"**

I understand that false statements made herein are punishable as a class A misdemeanor pursuant to Penal Law §210.45.

**SHERIFF OF THE CITY OF NEW YORK
JOSEPH FUCITO**

Dated: 7/26/2018

BY: _____

**QIN ZHANG
DEPUTY SHERIFF
SHIELD # 482**

Notary
Sworn before me
this 30th day of July, 2018

Notary Signature

**STEVEN L. BURDMAN
Notary Public, State of New York
No. 01BU8019331
Qualified in Richmond County
Commission Expires Feb. 8, 2019**

OFFICE OF THE SHERIFF OF THE CITY OF NEW YORK
66 JOHN STREET - 15TH FLOOR
NEW YORK, NY 10038

EXHIBIT F

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

Pamela A. McGuire
98 Webster Road
Lisbon, Maine 04250

State of Maine, Maine Revenue Services
51 Commerce Drive
Augusta, Maine 04330

The Bank of New York Mellon FKA The Bank
of New York as Trustee for the Benefit of the
Certificateholders of the CWABS, Inc., Asset-
Backed Certificates, Series 2004-2
Attn: General Counsel
One Wall Street
New York, NY 10286

The Bank of New York Mellon FKA The Bank
of New York as Trustee for the Benefit of the
Certificateholders of the CWABS, Inc.,
Asset-Backed Certificates, Series 2004-2
55 Beattie Place
Suite 110, MS #001
Greenville, South Carolina 29601

Sherman Acquisition II, LP
9700 Bissonnet Street 2000
Houston, Texas 77036

430 RIDGE ROAD, LISBON, MAINE
(also known as 921 MIDDLE ROAD, SABATTUS, MAINE)

You are hereby notified that the Town Council of the Town of Lisbon, Maine will hold a hearing on:

September 18, 2018 at 6:00 pm
Lisbon Town Office
300 Lisbon Street
Lisbon, Maine

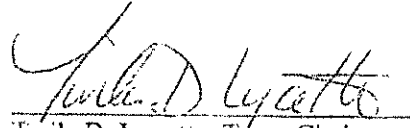
This hearing is to determine whether the residential structure, located at 430 Ridge Road, Lisbon, Maine, identified as Lot 14 on Tax Map R09 of the Town of Lisbon Tax Maps (the "Structure"), and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 4645, Page 1, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy. The location of the Structure is also known as 921 Middle Road, Sabattus, Maine, identified as Lot 26 on Tax Map 2 of the Town of Sabattus Tax Maps. It is expected that the Town of Sabattus Board of Selectmen will also hold a hearing pursuant to 17 M.R.S. § 2851, *et. seq.* at the same place and same or similar time.

If the Town Council finds that the Structure is dangerous or a nuisance, it may order the appropriate corrective action, including but not limited to, demolition and removal of the Structure. If the corrective action is not taken by the deadline established by the Town Council's order, and no appeal is taken, the Town may take the corrective action at the Town's expense. The Town may also recover all of its expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the Structure is not dangerous or a nuisance and/or to oppose any corrective action ordered by the Town Council. Failure to attend may result in the waiver of certain rights with regard to this property.

This hearing is also to determine whether the Structure poses a serious threat to public health and safety, within the meaning of 17 M.R.S. § 2856, and must be secured. If the Town secures the Structure, it may then recover all of their expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

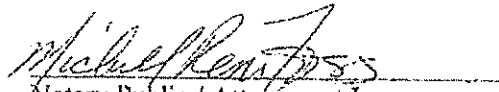
July 12, 2018

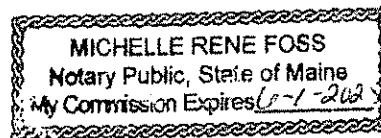

Twila D. Lycette, Town Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 12, 2018

Before me this day personally appeared Twila D. Lycette, who acknowledges the foregoing instrument to be her free act and deed.


Michelle Rene Foss
Notary Public / Attorney at Law





Greenville County Sheriff's Office

Civil Division

601 E. McBee Ave., Suite 101
Greenville, South Carolina 29601
Phone (864) 282-0008 Fax (864) 235-9171



Party Requesting Service:

BRANN & ISAACSON
Attn: Christine Mason
P.O. Box 3070
Lewiston, ME 04243

AFFIDAVIT OF SERVICE

The Bank of New York Mellon, FKA The Bank of New York

State of Maine, et. al., Plaintiff(s)

vs.

The Bank of New York Mellon Et Al., et. al.,
Defendant(s)

Case No:

Name of Deputy: Kathryn L. Monahan, undersigned, being duly sworn, deposes and says that
at time of service, s/he was over the age of twenty-one, was not a party to this action;

Time of Service: that on 06-Sep-2018 11:50 am

Place of Service: at 55 B Beattie Pl Suite 110, City of Greenville, State of SC

Documents Served: the undersigned served the documents described as:
Notice of Hearing

Service of Process on, A true and correct copy of the aforesaid document(s) was served on:
Person Served, and The Bank of New York Mellon, FKA The Bank of New York

Method of Service: By delivering them into the hands of an officer or managing agent whose name and title is
Quenira Simpson, Document Specialist/Authorized to Accept

Signature of Deputy: Subscribed and sworn to before me this
10th day of September, 2018.

Kathy J. Williams
Notary Public for South Carolina
My Commission Expires: 3/1/26

Undersigned declares under penalty of
perjury that the foregoing is true and correct.

Kathryn L. Monahan
Kathryn L. Monahan

TOWN OF LISBON, MAINE
TOWN SELECT BOARD

RETURN OF SERVICE

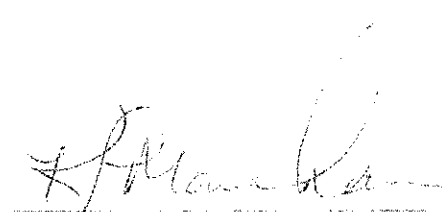
NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
430 Ridge Road, Lisbon, Maine
Dangerous Buildings

On Sept 16, 2018, I served the above-referenced NOTICE OF HEARING on DANGEROUS BUILDINGS, a copy of which is attached hereto, on The Bank of New York Mellon FKA The Bank of New York as Trustee for the Benefit of the Certificateholder of CWABS, Inc., Asset-Backed Certificates, as follows:

The Bank of New York Mellon FKA The Bank
Of New York as Trustee for the Benefit of the
Certificateholders of the CWABS, Inc., Asset-
Backed Certificates, Series 2004-2
55 B Beattie Place
Suite 110, MS #001
Greenville, South Carolina 29601

Costs of Service:

Service:	\$	<u>49.00</u>
Travel:	\$	<u> </u>
Postage:	\$	<u>3.00</u>
Other: <i>Motory</i>	\$	<u>5.00</u>
TOTAL:	\$	<u>57.00</u>


Signature

GCSheriff's Office -
Agency Civ.



**SHERIFF'S AFFIDAVIT OF SERVICE ON CORPORATION,
PARTNERSHIP OR GOVERNMENTAL SUBDIVISION**

SHERIFF'S CASE # 18030881
DOCKET/INDEX # NONE

**TOWN OF SABATTUS, MAINE
TOWN SELECT BOARD**

TO: THE BANK OF NEW YORK MELLON

**STATE OF NEW YORK)
COUNTY OF NEW YORK) SS:**

I, **QIN ZHANG**, Deputy Sheriff of the City and State of New York, authorized pursuant to my special duties to serve process, hereby affirm that: I am not a party to this action or proceeding and over 18 years of age. I further affirm that on **7/24/2018**, at approximately **3:33 PM** at **225 LIBERTY STREET 21TH FLOOR NEW YORK, NY 10281** in the borough of **MANHATTAN**, County of **NEW YORK**, I served the annexed: **RETURN OF SERVICE & NOTICE OF HEARING PURSUANT TO 17 M.R.S. §§ 2854-59 DANGEROUS BUILDINGS & 921 MIDDLE ROAD, SABATTUS, MAINE (ALSO KNOWN AS 430 RIDGE ROAD, LISBON, MAINE)** upon **THE BANK OF NEW YORK MELLON**, in the following manner:

[X] PERSONAL SERVICE ON CORPORATION, PARTNERSHIP OR GOVERNMENTAL SUBDIVISION

By delivering to and leaving with, **MICHELE MITCHELL**, a true copy thereof. Said person stated she was the agent authorized to accept service of legal process.

[X] DESCRIPTION:

Skin Complexion: **DARK**
Weight: **170lbs.**

Sex: **FEMALE**
Hair Color: **BROWN**

Approx. Age: **48**

Height: **5'6"**

I understand that false statements made herein are punishable as a class A misdemeanor pursuant to Penal Law §210.45.

**SHERIFF OF THE CITY OF NEW YORK
JOSEPH FUCITO**

Dated: 7/26/2018

BY: *Qin Zhang*
**QIN ZHANG
DEPUTY SHERIFF
SHIELD # 482**

Notary
Sworn before me
this 30th day of July, 2018
Steven L. Burdman
**STEVEN L. BURDMAN
Notary Public, State of New York
No. 01BU6019331
Qualified in Richmond County
Commission Expires Feb. 8, 2019**

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

Pamela A. McGuire
98 Webster Road
Lisbon, Maine 04250

Pamela A. McGuire, and
the heirs of Robert A. McGuire
98 Webster Road
Lisbon, Maine 04250

The Bank of New York Mellon FKA The Bank
of New York as Trustee for the Benefit of the
Certificateholders of the CWABS, Inc., Asset-
Backed Certificates, Series 2004-2
Attn: General Counsel
One Wall Street
New York, NY 10286

The Bank of New York Mellon FKA The Bank
of New York as Trustee for the Benefit of the
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55 Beattie Place
Suite 110, MS #001
Greenville, South Carolina 29601

Sherman Acquisition II, LP
9700 Bissonnet Street 2000
Houston, Texas 77036

State of Maine, Maine Revenue Services
51 Commerce Drive
Augusta, Maine 04330

921 MIDDLE ROAD, SABATTUS, MAINE
(also known as 430 RIDGE ROAD, LISBON, MAINE)

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September 18, 2018 at 6:00 pm
Town of Lisbon Town Office
300 Lisbon Street
Lisbon, Maine

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If the Board of Selectmen finds that the Structure is dangerous or a nuisance, it may order the appropriate corrective action, including but not limited to, demolition and removal of the Structure. If the corrective action is not taken by the deadline established by the order of the Town's Board of Selectmen, and no appeal is taken, the Town may take the corrective action at

the Town's expense. The Town may then recover all of its expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the Structure is not dangerous or a nuisance and to oppose any corrective action ordered by the Board of Selectmen. Failure to attend may result in the waiver of certain rights with regard to this property.

This hearing is also to determine whether the Structure poses a serious threat to public health and safety, within the meaning of 17 M.R.S. § 2856, and must be secured. If the Town secures the Structure, it may then recover all of their expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

July 5, 2018


Judy Fournier, Town Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 5, 2018

Before me this day personally appeared Judy Fournier, who acknowledges the foregoing instrument to be her free act and deed.


Notary Public / Attorney at Law

AMY M. DUQUETTE
NOTARY PUBLIC, MAINE
MY COMMISSION EXPIRES MARCH 30, 2020

TINA M. CHOUINARD, REGISTER
ANDROSCOGGIN COUNTY MAINE E-RECORDED



Greenville County Sheriff's Office

Civil Division

601 E. McBee Ave., Suite 101
Greenville, South Carolina 29601
Phone (864) 282-0008 Fax (864) 235-9171

**Party Requesting Service:**

BRANN & ISAACSON
Attn: Christine Mason
P.O. Box 3070
Lewiston, ME 04243

AFFIDAVIT OF SERVICE

The Bank of New York Mellon, FKA The Bank of New York

State of Maine, et. al., Plaintiff(s)

vs.

The Bank of New York Mellon Et Al., et. al.,
Defendant(s)

Case No:

Name of Deputy: Kathryn L. Monahan, undersigned, being duly sworn, deposes and says that at time of service, s/he was over the age of twenty-one, was not a party to this action;

Time of Service that on 06-Sep-2018 11:50 am

Place of Service: at 55 B Beattie Pl Suite 110, City of Greenville, State of SC

Documents Served: the undersigned served the documents described as:
Notice of Hearing

Service of Process on, Person Served, and Method of Service: A true and correct copy of the aforesaid document(s) was served on:
The Bank of New York Mellon, FKA The Bank of New York

By delivering them into the hands of an officer or managing agent whose name and title is
Quentira Simpson, Document Specialist/Authorized to Accept

Signature of Deputy: Subscribed and sworn to before me this
day of September, 2018.

Undersigned declares under penalty of
perjury that the foregoing is true and correct.

Kathy L. Monahan
Notary Public for South Carolina
My Commission Expires: 3/1/26

Kathryn L. Monahan
Kathryn L. Monahan

TOWN OF SABATTUS, MAINE
TOWN SELECT BOARD

RETURN OF SERVICE

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
921 Middle Road, Sabattus, Maine
Dangerous Buildings

On Sept 6, 2018, I served the above-referenced NOTICE OF HEARING on DANGEROUS BUILDINGS, a copy of which is attached hereto, on The Bank of New York Mellon FKA The Bank of New York as Trustee for the Benefit of the Certificateholder of CWABS, Inc., Asset-Backed Certificates, as follows:

The Bank of New York Mellon FKA The Bank
Of New York as Trustee for the Benefit of the
Certificateholders of the CWABS, Inc., Asset-
Backed Certificates, Series 2004-2
55 B Beattie Place
Suite 110, MS #001
Greenville, South Carolina 29601

Costs of Service:

Service:	\$	<u>49.00</u>
Travel:	\$	<u> </u>
Postage:	\$	<u>3.00</u>
Other: Notary	\$	<u>5.00</u>
TOTAL:	\$	<u>57.00</u>

K. A. Monahan
Signature

GC Sheriff's Office
Agency

Civil



**Office of the Sheriff
New Castle County, Delaware**

Samuel D. Pratcher, Jr.
Sheriff

Louis L. Redding City/County Bldg.
800 N. French Street
Wilmington, DE 19801
Office: 302-395-8450, Fax: 302-395-8460

9/13/2018

AFFIDAVIT OF SERVICE

STATE OF DELAWARE)

) SS

NEW CASTLE COUNTY)

**Court Case # NO CASE #
Sheriff # 18-008107**

**TOWN OF SABATTUS, MAINE TOWN SELECT BOARD
vs
SHERMAN ACQUISITION II, LP**

Ronald Fioravanti, being duly sworn, deposes that he/she is a Deputy Sheriff and avers that he/she served upon and left personally upon Registered Agent Representative **Amy McLaren** at **CORPORATION TRUST COMPANY 1209 ORANGE STREET WILMINGTON, DE 19801** on 9/12/2018 at 3:05 PM a copy of NOTICE OF HEARING PURSUANT TO 17 M R S 2851-59 921 MIDDLE ROAD for **SHERMAN ACQUISITION II, LP**.

The Deponent further avers that he/she knew the person so served to be the same person as mentioned in the Out of State document.

Fees Paid: \$75.00

Ronald Fioravanti, Deputy Sheriff

STATE OF DELAWARE)

) SS

NEW CASTLE COUNTY)

BE IT REMEMBERED that on 9/13/2018 personally came before me, the **A JANE KAHN** Subscriber, a Notary Public of the State of Delaware, Ronald Fioravanti, a Deputy Sheriff of New Castle County and State of Delaware, and stated that the facts stated above are true and correct.

SWORN AND SUBSCRIBED before me, the date and year aforesaid.

Notary Public

EXHIBIT G

Notary Public

TOWN OF LISBON, MAINE
TOWN COUNCIL

RETURN OF SERVICE

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
430 Ridge Road, Lisbon, Maine
Dangerous Buildings

On SEP 06 2018, 2018, I served the above-referenced NOTICE OF HEARING on DANGEROUS BUILDINGS, a copy of which is attached hereto, on State of Maine, Maine Revenue Services, as follows:

Ch. Jeron Grand Fambie Director
State of Maine, Maine Revenue Services
31 Commerce Drive
Augusta, ME 04330

Costs of Service:

Service: \$
Travel: \$
Postage: \$
Other: \$

TOTAL: \$


Signature

HARRY MCKENNEY
Chief Civil Deputy
Kennebec County
Sheriff's Office

Agency

430 Ridge Road

EXHIBIT H

TOWN OF SABATIS, MAINE
TOWN SELECT BOARD

RETURN OF SERVICE

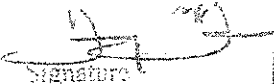
NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
921 Middle Road, Sabatis, Maine
Dangerous Buildings

On SEP 06 2018, I served the above-referenced NOTICE OF HEARING on
DANGEROUS BUILDINGS, a copy of which is attached hereto. In State of Maine, Maine
Revenue Services, as follows:

C/O Jaronz General Executive Director
State of Maine, Maine Revenue Services
21 Commerce Drive
Bangor, ME 04810

Costs of Service:

Service	\$
Travel	\$
Postage	\$
Other	\$
TOTAL	\$


Signature

HARRY MCKENNEY
Chief Civil Deputy
KENNEBEC COUNTY
Sheriff's Office

Agent:

9/13/2018

Maine Basemap

Maine Basemap

Maine Boundaries Town and Townships

Maine_Boundaries_Town_Lines

Maine_Boundaries_Town_Points

Maine_Boundaries_Town_Polygon



Maine_Boundaries_Town_Polygon_Dissolved



esri

60ft

Maine GeoLibrary | DigitalGlobe

Basemap General - Maine

EXHIBIT I

Property Loc: 221 MIDDLE ROAD
Vision ID: 461

CURRENT OWNER
MCCUIRE ROBERT
MCCUIRE PAMELA
221 MIDDLE ROAD

SABATTUS, ME 04280
Additional Owners:

Account #
TUPA

UTILITIES

SUPPLEMENTAL DATA

Other ID:

0100

MAP ID: 002/0026/000/
Bldg #: 1 of 1
Bldg #:

UTILITIES

Bldg Name:

See #: 1 of 1

RESIDENTIAL

RES LAND

State Use: 10

Print Date: 08/14/2018 08:14

CURRENT ASSESSMENT

Code

1010

Assessed Value

139,900

33,000

Assessed Value

139,900

33,000

3014

SABATTUS, ME

VISION

GIS ID:

RECORD OF OWNERSHIP

MCCUIRE ROBERT

ASSOC PID#

BK-VOL/PAGE SALE DATE 9/14/14 SALE PRICE 1/1 C

Total

172,900

PREVIOUS ASSESSMENTS (HISTOR)

Yr. Code

2007 1010

Assessed Value

139,900

33,000

Code

1010

Assessed Value

139,900

33,000

Code

1010

Assessed Value

139,900

33,000

Code

1010

Assessed Value

139,900

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Assessed Value

139,900

33,000

Code

1010

Assessed Value

139,900

33,000

Code

1010

Assessed Value

139,900

33,000

EXEMPTIONS

Description

Amount

Code

OTHER ASSESSMENTS

Amount

Number

Comm. Int.

Total:

172,900

Total:

93,900

Total:

86,800

Total:

172,900

Total:

93,900

Total:

86,800

Total:

172,900

Total:

93,900

Total:

86,800

Total:

172,900

Total:

93,900

Total:

86,800

Total:

172,900

Total:

93,900

Total:

86,800

APPRAISED VALUE SUMMARY

Appraised Bldg. Value (Card)

Appraised XF (B) Value (Bldg)

Appraised OB (L) Value (Bldg)

Appraised Land Value (Bldg)

Special Land Value

Total Appraised Parcel Value

Valuation Method:

Exemptions

Adjustment:

Net Total Appraised Parcel Value

139,900

0

0

33,000

0

172,900

C

0

0

172,900

BUILDING PERMIT RECORD

Amount

Inst. Date

% Comm.

Date Comm.

Comments

DATE

11/27/2007

12/01/2007

DATE

11/27/2007

12/01/2007

DATE

11/27/2007

12/01/2007

DATE

11/27/2007

12/01/2007

DATE

11/27/2007

12/01/2007

LAND LINE VALUATION SECTION

Unit Price

43,560 SF

0.50 AC

1,500.00

1,500.00

1,500.00

1,500.00

1,500.00

1,500.00

1,500.00

1,500.00

1,500.00

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1,500.00

1,500.00

1,500.00

Unit Price

43,560 SF

0.50 AC

1,500.00

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Unit Price

43,560 SF

0.50 AC

1,500.00

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Unit Price

43,560 SF

0.50 AC

1,500.00

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1,500.00

EXHIBIT J

Map Lot R09-014
MCGUIRE, PAMELA A.

Account 4373

Location 430 RIDGE ROAD

Card 1 OF 1 7/11/2018

Property Data

Neighborhood 28 RIDGE ROAD
Tree Growth Year 0
TIG MGT PLAN DATE 0
BLOG PERMIT YEAR 0
Zone/Land Use 6 RURAL OPEN SPACE 1
Secondary Zone

Assessment Record

Year	Land	Buildings	Exempt	Total
2009	10,850	8,040	0	18,890
2010	14,300	10,600	0	24,900
2011	14,300	10,600	8,300	16,600
2013	14,300	10,600	8,500	16,400
2015	14,300	10,600	8,700	16,200
2016	42,800	27,100	15,000	54,900
2017	42,800	27,100	20,000	49,900

Topography 1 Level
1. Level 4. Below St 7. Steep
2. Rolling 5. Low 8.
3. Above St 6. Wet 9.
Utilities 4. Drilled Well 6. Septic System
1. Public 4. Dr Well 7. WELL & SEP
2. Water 5. Oth Priv Wa 8. Holding Tan
3. Sewer 6. Septic 9. P WTN/SEPT
Street 1. Public Paved

1. Paved 4. Priv Grv 7. No Road
2. Priv Paved 5. R/W 8. No Legal
3. Priv Grv 6. Long R/W 9. Land Utd
Interior Inspection 0
CHANGE YR 0
Sale Date
Price
Sale Type
1. Land 4. MHO/Land 7.
2. L & B 5. MHO/Low 8.
3. Building 6. 9. Distress
Financing
1. Convert 4. Seller 7.
2. FHA/VA 5. Private 8.
3. Assumed 6. Cash 9. Up/down
Validity
1. Valid 4. Split 7. Changes
2. Related 5. Partial 8. Other
3. Distress 6. Exempt 9. ABUTTER
Verified
1. Buyer 4. Agent 7. Family
2. Seller 5. Pub Rec 8. Other
3. Lender 6. M/L 9.

Land Data

Front Foot	Type	Effective		Influence	Code
		Frontage	Depth	Factor	
11. Primary Lot				%	1. VACANCY
12. Additional I				%	2. EXCESS FRG
13. Additional II				%	3. TOPOGRAPHY
14. Additional III				%	4. SIZE/SHAPE
15. Additional IV				%	5. ACCESS
				%	6. RESTRICTION
				%	7. ACCESS/TOPG
				%	8. OPEN SPACE
				%	9. FRACT SHARE
				%	36. FARMLAND HW
				%	37. T G Softwood
				%	38. T G Mixed Woo
				%	39. T G Hardwood
				%	40. Gravel Pit
				%	41. RR/Wetland/Wes
				%	42. Leased or MH S
				%	43. Condo Site
				%	44. SITE IMPROVEME
				%	46. Waste
				%	47. Common Land
				%	48. PRIME COMM LOT
				%	49. SECONDARY COMM
				%	50. MARGINAL COMM
				%	51. UTILITY ROW
				%	52. TOWER SITE
				%	53. PASTURE
Total Acreage 1.90					

Section Witnessed By:

No./Date	Description	Date Insp.

Notes:
house located in Sabattus
1.25 story barn located in Lisbon
Robert A. McGuire d/o/d 11-2-14
JL.

LISBON

EXHIBIT K

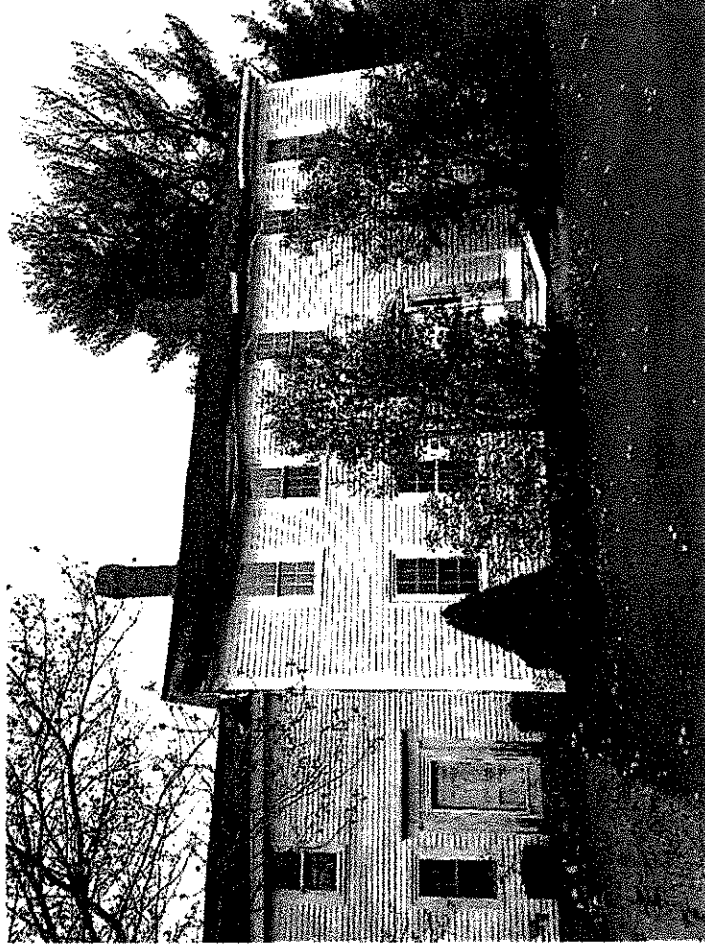


Dangerous Building

430 Ridge Road Lisbon, Maine
921 Middle Road, Sabattus, Maine

EXHIBIT L

These pictures show the current state of the roof structure. Substantial deterioration of the rafter system is evident. The Roof is caving in which escalates the deterioration and introduces rot, mold and other structural issues.



Exterior is not maintained and the home is in danger of collapsing. The roof structure is caving in. It is dilapidated and a danger for anyone to enter.

Front of home



Rear of home



Upon entering the home at the main entrance door on the front of the main building - The Livingroom area is on the right hand side, the Kitchen is on the left hand side. The rooms are separated by a hallway and a staircase leading to the 2nd floor. A Bathroom is located to the rear of the kitchen/hallway area. The floors are rotting away from the water entering the home through the openings in the roof. The ceilings are collapsing from the water damage and mold/rot is prevalent throughout.

The staircase leads to two bedrooms and a hallway to the right hand side. The bedrooms are suffering the same damage from the elements as the first floor. Left of the staircase is another Bedroom and a Bathroom. Same dangerous and dilapidated conditions exist throughout the 2nd floor.

State of Maine

Department of Economic and Community Development
Municipal Code Enforcement Certification

Certifies

Dennis Douglass

To perform duties as code enforcement officers in the areas of

Shoreland Zoning ~ Land Use ~ Residential Building Code ~ Residential Energy Code ~ Commercial Energy
Code ~ Residential Ventilation Code ~ Commercial Ventilation Code ~ Residential Radon Code

Certification no.: 989

Certification expiration date: 1/31/2019



Brianne Hasty, Program Manager

EXHIBIT M

State of Maine

Department of Economic and Community Development

Municipal Code Enforcement Certification

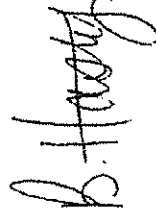
Certifies

Dennis Douglass

To perform duties as Local Plumbing Inspector

Certification no.: 1170

Certification expiration date: 01/31/2019



Brianne Hasty, Program Manager

State of Maine

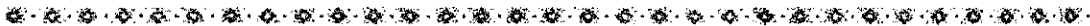
Qualification Status



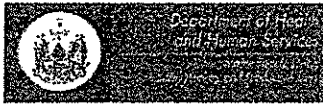
This is to acknowledge that

Dennis J. Douglass, Lisbon and Sabattus, Maine

has successfully completed the Local Health Officer certification training delivered by the Department of Health and Human Services, Maine Center for Disease Control and Prevention, as required by Title 22, Chapter 153, §451(2) for a term of three (3) years from the date of issue.



February 17, 2016



Paul S. LePage, Governor Mary C. Mayhew, Commissioner

Kenneth Abbott
Director, Maine CDC

Revalidation/Renewal: 2/17/2019

AGREEMENT

WHEREAS, a single-family structure, located on real estate described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 4645, Page 1, (the "Structure") is known as 921 Middle Road Sabattus, identified as Lot 26 on Tax Map 2 of the Town of Sabattus Tax Maps, and 430 Ridge Road, Lisbon, identified as Lot 14 on Tax Map R09 of the Town of Lisbon Tax Maps;

WHEREAS, on September 18, 2018, the Town of Lisbon ("Lisbon") and the Town of Sabattus ("Sabattus" and collectively "Towns") are each beginning a dangerous building hearing, pursuant to 17 M.R.S. § 2851, regarding the Structure;

WHEREAS, the expenses incurred by a municipality related to an order issued under section 2851 may be recovered, pursuant to 17 M.R.S. § 2853, including by levying a special tax;

WHEREAS, it is anticipated that the town officers of Lisbon and Sabattus will identify that one town contains the most necessary and indispensable part of the Structure ("Taxing Town");

THEREFORE, Lisbon and Sabattus agree as follows:

1. Lisbon and Sabattus shall split equally all costs related to any order regarding the Structure that either town issues under section 2851;
2. The Taxing Town shall levy a special assessment for all costs incurred by either Town related to an order issued under section 2851 when it completes its next annual tax commitment.
3. The Taxing Town shall follow the statutorily proscribed tax collection and tax lien process for any tax related to an order issued under section 2851.
4. The Taxing Town shall not waive the automatic foreclosure of the tax lien unless required by law.
5. The Taxing Town shall sell the property after acquiring title.
6. The Taxing Town shall pay the other Town half of any payment related to the Structure, including if the owner of the Structure, or a party-in-interest, pays the Taxing Town for the Towns' expenses related to an order issued under section 2851; or the Taxing Town receives payment of all or a portion of a special tax levied for collection of expenses related to an order issued under section 2851; or on a tax lien issued for collection of said special tax; or on the sale of the property after the special tax lien forecloses and title is vested in the Taxing Town.

Town of Sabattus

By:

Its:

Date:

Town of Lisbon

By:

Its:

Date:

**TOWN OF LISBON TOWN COUNCIL
FINDINGS OF FACT, CONCLUSIONS OF LAW
AND ORDER OF DEMOLITION**

428 RIDGE ROAD

On September 18, 2018 at 7:00 pm, the Lisbon Town Council held a hearing at 300 Lisbon Street, Lisbon, Maine to determine whether the residential structure (the "Structure") at 428 Ridge Road in Lisbon, Maine (the "Premises"), identified as Lot 13 on Tax Map R09, and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 7141, Page 309, is dangerous or a nuisance pursuant to 17 M.R.S. § 2851. Based on the information presented at the hearing, the Council makes the following findings of fact and conclusions of law, and orders that the Structure be demolished.

Findings of Fact

Present at the hearing on this matter for the Town was Dennis Douglass, Town of Lisbon Code Enforcement Officer. The following individual(s) appeared on behalf of the owners and/or parties in interest:

After considering the testimony and evidence presented, the Town Council makes the following findings of fact:

1. Ray Belyea is the owner of the Premises ("Owner"). Code Enforcement Department Exhibit A.
2. On July 20, 2018, a copy of the notice of the hearing held pursuant to 17 M.R.S. § 2851 (the "Notice") was recorded in the Androscoggin County Registry of Deeds at Book 9889, Page 46. Code Enforcement Department Exhibit B.
3. On August 28, 2018, Ray Belyea was served with a copy of the Notice. Code Enforcement Exhibit C.
4. The Lisbon Fire Chief has ordered that fire fighters and emergency medical technicians shall not enter the Structure to respond to an emergency.
5. The front wall of the Structure is collapsing into the ground, which is escalating rot and causing structural damage.
6. The rear portion of the Structure has collapsed.
7. In the rear portion of the Structure, windows are missing panes and the exterior door is missing a panel.
8. The siding has been removed, leaving tar paper remnants and exposed, untreated wood.
9. Fascia board and roof sheathing are rotted and likely structurally instable.
10. The exterior of the Structure is not maintained;
11. The entryway floor of the Structure is nonexistent or unstable due to pervasive rot.

Conclusions of Law

Applying the legal standards set forth in 17 M.R.S. § 2851, the Lisbon Town Council reaches the following conclusions of law:

12. The Structure is structurally unsafe.
13. The Structure is unstable.
14. The Structure is unsanitary.
15. The Structure is unsuitable or improper for the use or occupancy to which it is put.
16. The Structure constitutes a hazard to health and safety because of inadequate maintenance, dilapidation, obsolescence, and abandonment.
17. The Structure is dangerous to life and property.
18. The Structure poses a serious threat to the public health and safety.

Any of the conclusions in paragraphs 12-17 would be sufficient to support a finding that the Structure is a nuisance or dangerous building, and the Council hereby concludes that the Structure at 428 Ridge Road, Lisbon is a nuisance and dangerous building within the meaning of 17 M.R.S. § 2851. The conclusion in paragraph 18 supports a finding that the Structure must be secured pursuant to 17 M.R.S. § 2856.

Order

Having found that the Structure at 428 Ridge Road, Lisbon is a nuisance and dangerous building within the meaning of 17 M.R.S. § 2851 and that the Structure must be secured pursuant to 17 M.R.S. § 2856, the Lisbon Town Council hereby ORDERS:

19. That the Owner and/or its successors and/or assigns shall immediately secure the Structure from entry.
20. That the Owner and/or its successors and/or assigns shall keep the Structure secure.
21. That within thirty (30) days of service of this Order, the Owner and/or its successors and assigns demolish the Structure, remove all debris, and stabilize the site.
22. That if the Owner and/or its successors and assigns fail to comply with this Order in the time frames set forth herein, the Town shall have the authority to carry out this Order.
23. That within thirty (30) days after demand by the Town, the Owner and/or its successors and assigns shall reimburse the Town for all expenses incurred in connection with this proceeding, including, but not limited to, expenses for securing and/or demolishing the Structure, service and other costs incurred, and attorneys' fees.
24. That if the Owner and/or its successors and assigns fails to timely reimburse the Town for the expenses provided for above, the Town shall assess a special tax against the Premises, as provided for in 17 M.R.S. § 2853 and/or recover its costs by means of a civil action for collection.

This decision may be appealed to Superior Court under Maine Rule of Civil Procedure 80B.

I, Twila D. Lycette, Town Clerk for the Town of Lisbon, certify that on September 18, 2018, the Town of Lisbon Town Council adopted the above Order.

Dated: September ____, 2018

Twila D. Lycette
Town Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

September ____ 2018

Before me this day personally appeared Twila D. Lycette who acknowledges the foregoing instrument to be her free act and deed.

Notary Public/Attorney at Law

WARRANTY DEED

THAT **GLORIA BELYEA**, of Eliot, County of York and State of Maine, for consideration, GRANTS to **RAY BELYEA**, of Lisbon, County of Androscoggin and State of Maine, with WARRANTY COVENANTS, a certain parcel of land located in the Town of Lisbon, County of Androscoggin and State of Maine, being more particularly described as follows:

PARCEL ONE: Beginning at a point just off the southerly line of a dirt road, sometimes called the "King Road" at the westerly corner of a lot of land conveyed by Herbert J. Daigle and Isabel E. Daigle to Minot Morse; thence southerly by line of a stone wall dividing the premises hereby conveyed from other land of Alonzo A. Samson, et al. a distance of about one hundred ten (110) feet to an angle in said wall; thence southerly and westerly by said stonewall as it curves to a point marked by a post driven into the ground, which points westerly of the southwesterly corner of one Carville; thence in an easterly direction to a post driven into the ground at the southwesterly corner of land of said Carville; thence northerly by land of said Carville and by land of John Perkins a distance of about two hundred eight (208) feet to the line of land of Minot Morse; thence westerly by land of said Morse to the point of beginning.

Being the same premises conveyed to John Perkins by Deed from Alonzo A. Samson, et al., dated November 5, 1962 and recorded in the Androscoggin County Registry of Deeds at Book 948, Page 492.

PARCEL TWO: Situated on the westerly side of the road leading from Webster Corner to Lisbon Falls, known as the Ridge Road, in the Town of Lisbon bounded as follows:

Beginning at a point in the westerly side of said road at the southeasterly corner of land known as the Morse Estate at a rock with an iron rod in it; thence running westerly following the stone wall one hundred seventy-two (172) feet to an iron rod driven in the ground and to a stone wall; thence running southerly fifty-two (52) feet following a stone wall to land in possession of Ernest J. Williams and Verna Williams; thence running easterly along the line of said Williams one hundred seventy-two (172) feet to the westerly side line of said road and to an iron rod driven in the ground; thence running northerly along the westerly side line of said road fifty-two (52) feet to the point of beginning.

Being the same premises conveyed to John Perkins by Deed from Verna L. Abbott dated January 30, 1961 and recorded in the Androscoggin County Registry of Deeds at Book 948, Page 493.

NO MAINE R.E.
TRANSFER TAX PAID

EXHIBIT A

Meaning and intending to convey the same premises conveyed to Gloria Belyea by deed of sale of Michael A. Perkins, Personal Representative of the Estate of John William Perkins, dated August 20, 2002 and recorded in the Androscoggin County Registry of Deeds at Book 5108, Page 162.

I have hereunto set my hand and seal this 14th day of May, 2007.

Gloria Belyea
Gloria Belyea

STATE OF MAINE

_____, ss.

May 14, 2007

Personally appeared the above-named **Gloria Belyea** and acknowledged the foregoing instrument to be her free act and deed, before me,

SEAL

SHERRY A. PATTEN
Notary Public, Maine
My Commission Expires May 11, 2013

Sherry A. Patten

Attorney at Law/Notary Public
Sherry A. Patten

Typed/Printed Name

File # 5763

ANDROSCOGGIN COUNTY
Tha M. Charnock
REGISTER OF DEEDS



Town of
LISBON
Maine

Map updated to
April 1, 2012



DISCLAIMER

For Assessment Purposes Only
Not for Property Conveyance

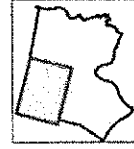
LEGEND

- Town Line
- Adjacent Towns
- Parcels
- Streams
- Flood Zones
- Zoning
- Easements
- Adjacent Maps
- Water
- Road ROW

Lisbon 2012 GIS Tax Map
Reviewed by

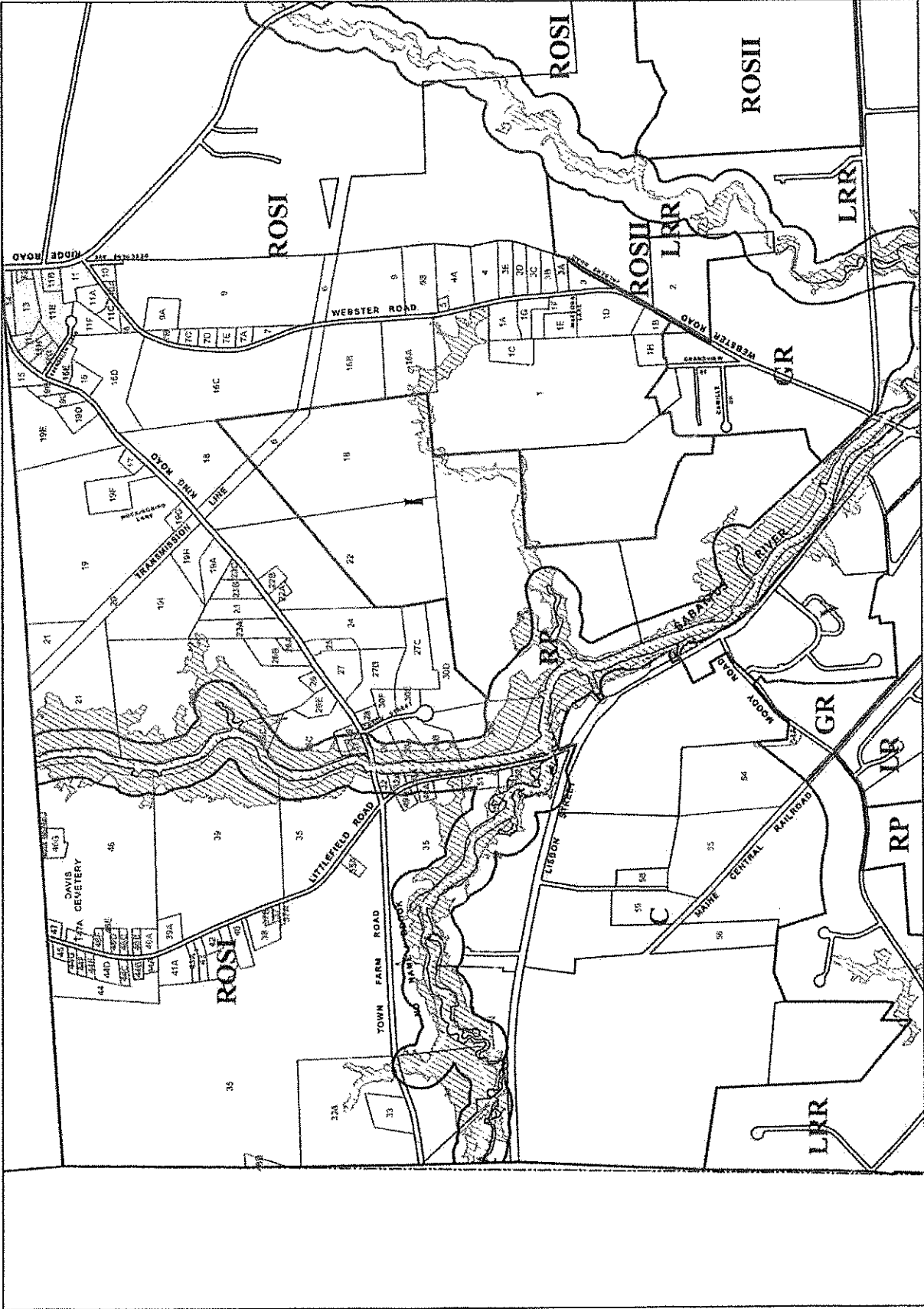


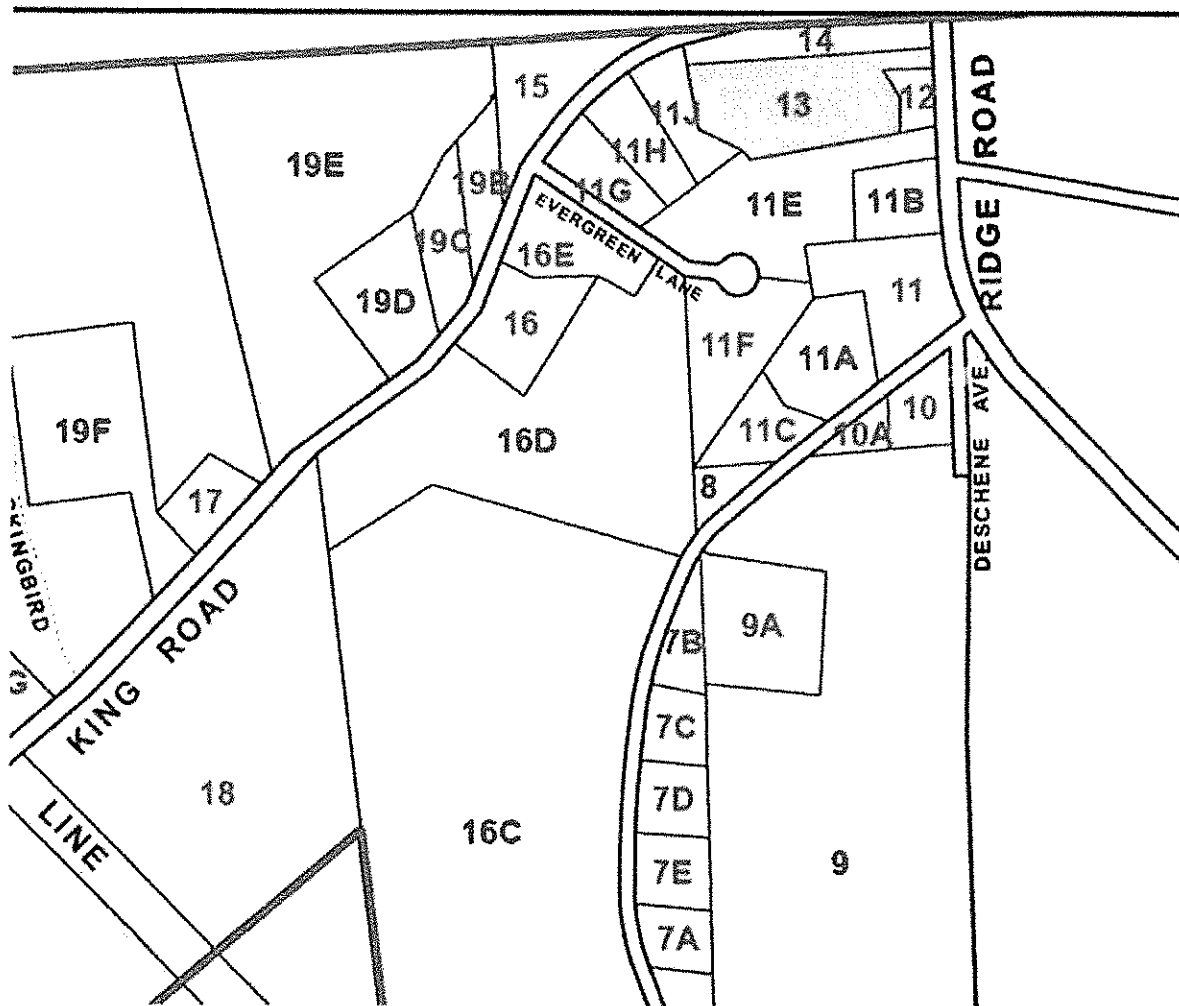
1. Version 4.0 Software



R-9
TAX MAP

0 500 1000
Feet
Scale 1" = 100' Feet





TOWN OF LISBON

TAX MAP #9, LOT #13

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
Dangerous Buildings

Ray Belyea
428 Ridge Road
Lisbon, Maine 04250

Ray Belyea
1125 Brighton Avenue, Apt. 200
Portland, ME 04102-1032

428 RIDGE ROAD, LISBON, MAINE

You are hereby notified that the Town Council of the Town of Lisbon, Maine will hold a hearing on September 18, 2018 at 7:00 pm, at:

Lisbon Town Office
300 Lisbon Street
Lisbon, Maine


This hearing is to determine whether the residential structure, located at 428 Ridge Road, Lisbon, Maine, identified as Lot 13 on Tax Map R09 of the Town of Lisbon Tax Maps (the "Structure"), and further described in a Deed recorded in the Androscoggin County Registry of Deeds at Book 7141, Page 309, is a dangerous building or nuisance within the meaning of 17 M.R.S. § 2851, and if so, what is the appropriate remedy.

If the Town Council finds that the Structure is dangerous or a nuisance, it may order the appropriate corrective action, including but not limited to, demolition and removal of the Structure. If the corrective action is not taken by the deadline established by the Town Council's order, and no appeal is taken, the Town may take the corrective action at the Town's expense. The Town may also recover all of its expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

This hearing is your opportunity to present evidence as to why the Structure is not dangerous or a nuisance and/or to oppose any corrective action ordered by the Town Council. Failure to attend may result in the waiver of certain rights with regard to this property.

This hearing is also to determine whether the Structure poses a serious threat to public health and safety, within the meaning of 17 M.R.S. § 2856, and must be secured. If the Town secures the Structure, it may then recover all of their expenses, including reasonable attorney's fees and costs, by means of a special tax or civil action.

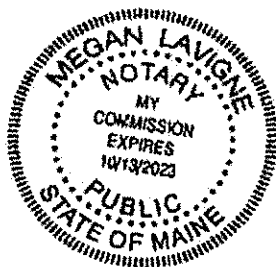
July 18, 2018


Michelle Rene Foss, Assistant Clerk

STATE OF MAINE
ANDROSCOGGIN, ss

July 18, 2018

Before me this day personally appeared Michelle Rene Foss, who acknowledges the foregoing instrument to be her free act and deed.




Megan Lavigne, Notary Public

TINA M. CHOUINARD, REGISTER
ANDROSCOGGIN COUNTY MAINE E-RECORDED

EXHIBIT B

TOWN OF LISBON, MAINE
TOWN SELECT BOARD

RETURN OF SERVICE

NOTICE OF HEARING
Pursuant to 17 M.R.S. §§ 2851-59
428 Ridge Road, Lisbon, Maine
Dangerous Buildings

On 8/28/, 2018, I served the above-referenced NOTICE OF HEARING of
DANGEROUS BUILDINGS, a copy of which is attached hereto, on Ray Belyea as follows:

Ray Belyea
1125 Brighton Avenue, Apt. 220
Portland, Maine 04102-1032

Costs of Service:

Service:	\$	<u>1600</u>
Travel:	\$	<u>840</u>
Postage:	\$	<u>.60</u>
Other:	\$	<u>300</u>
TOTAL:	\$	<u>30.00</u>

J. M. [Signature]
Signature

CCSO

Agency

428 Ridge Road

EXHIBIT C



Dangerous Building

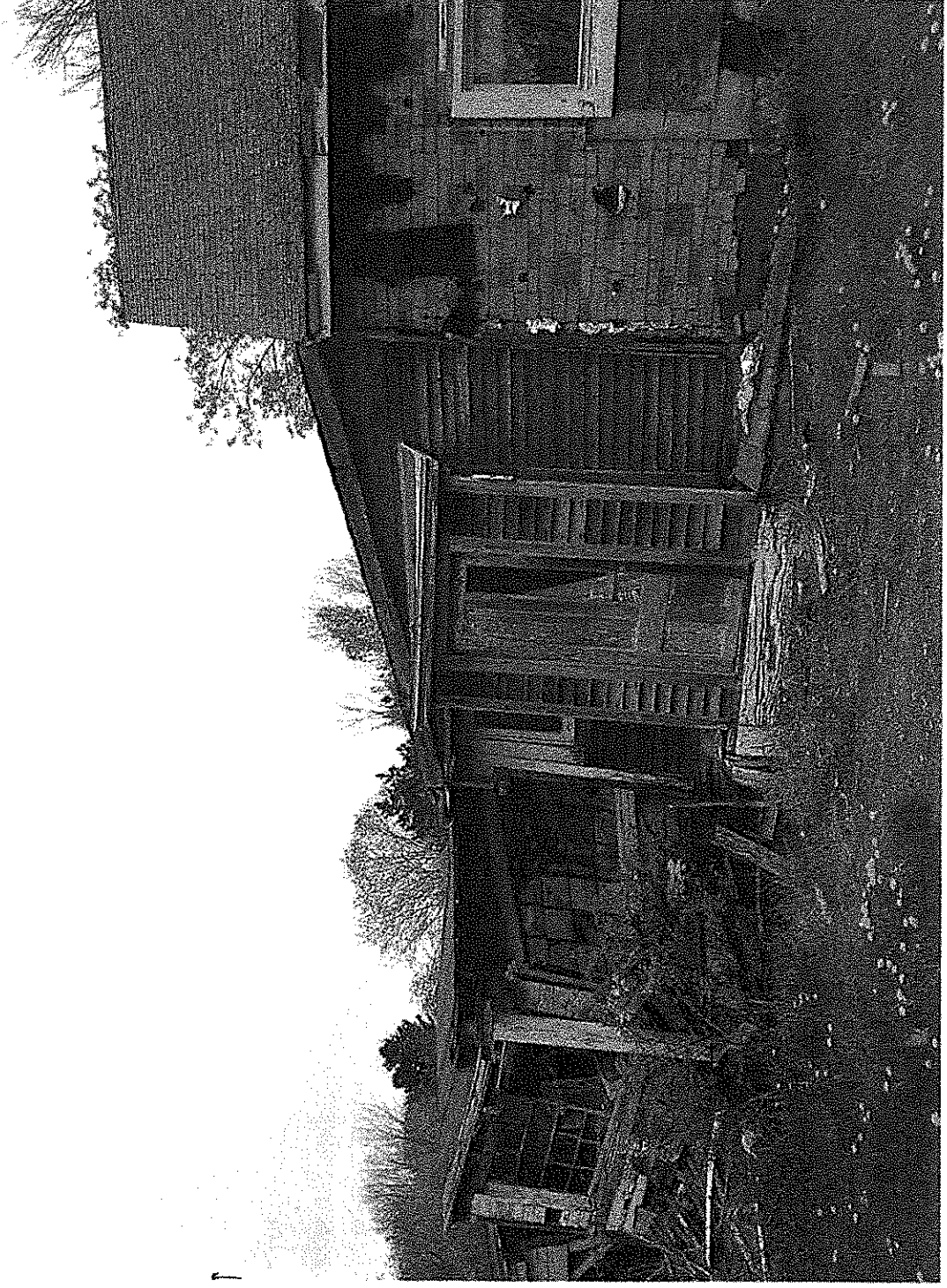
428 Ridge Road Lisbon, Maine

EXHIBIT D

The home is collapsing into the ground. The front wall of the home has sunk into the earth which is escalating the rot and causing structural damage. The home is unsafe to enter.



This picture represents the main entrance door and the condition of the exterior. The rear of the structure has collapsed. The entryway floor has rotted away. The building is unsafe to enter and is dangerous.



These pictures show the home settling into the ground. Without proper support the home is deteriorating quickly. The building is structurally unsafe.



State of Maine

Department of Economic and Community Development

Municipal Code Enforcement Certification

Certifies

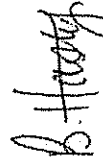
Dennis Douglass

To perform duties as code enforcement officers in the areas of

Shoreland Zoning ~ Land Use ~ Residential Building Code ~ Residential Energy Code ~ Commercial Energy Code ~ Residential Ventilation Code ~ Commercial Ventilation Code ~ Residential Radon Code

Certification no.: 989

Certification expiration date: 1/31/2019



Brianne Hasty, Program Manager

EXHIBIT E

State of Maine

Department of Economic and Community Development
Municipal Code Enforcement Certification

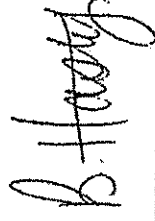
Certifies

Dennis Douglass

To perform duties as Local Plumbing Inspector

Certification no.: 1170

Certification expiration date: 01/31/2019



Brianne Hasty, Program Manager

State of Maine

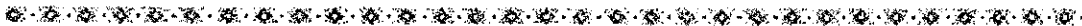
Qualification Status



This is to acknowledge that

Dennis J. Douglass, Lisbon and Sabattus, Maine

has successfully completed the Local Health Officer certification training delivered by the Department of Health and Human Services, Maine Center for Disease Control and Prevention, as required by Title 22, Chapter 153, §451(2) for a term of three (3) years from the date of issue.



February 17, 2016



Paul R. Goggin, Governor

Mary C. Mayhew, Commissioner

Revalidation/Renewal: 2/17/2019

A handwritten signature in black ink, reading "Kenneth Abate".

Director, Maine CDC



TOWN OF LISBON

300 Lisbon Street, Lisbon, ME 04250

Agenda Item 2018-4C

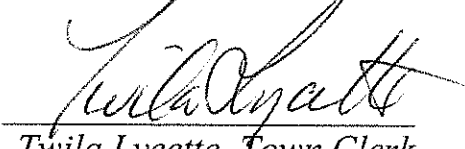
Twila D. Lycette, Town Clerk

PUBLIC HEARING

Notice is hereby given that the Lisbon Town Council intends to hold a public hearing on Tuesday, September 18, 2018 at 7:00 PM in the Town Office Public Meeting Room to hear comments on a renewal Special Entertainment Permit for the following:

*Left Hand Club
Left Hand Lane-End of Wagg Road
Lisbon, ME*

The public is invited to attend.


Twila Lycette, Town Clerk



**TOWN COUNCIL
MEETING MINUTES
SEPTEMBER 04, 2018**

Normand Albert, At Large 2018
Kasie Kolbe, District 1 2018
Allen Ward, District 2 2018
Christopher Brunelle, At Large 2019
Mark Lunt, District 1 2019
Kris Crawford, District 2, 2019
Fern Larochelle, At Large 2020

CALL TO ORDER. The Chairman, Councilor Ward, called the meeting to order and led the pledge of allegiance to the flag at 7:00 PM.

ROLL CALL. Members present were Councilors Ward, Albert, Kolbe, Brunelle, Lunt, Crawford, and Larochelle. Also present were Diane Barnes, Town Manager; Mark Stevens, Parks & Recreation Director; Tracey Steuber, Economic Development Director; Lydia Colston, Finance Director; Marc Hagan, Police Chief; Nate LeClair, Fire Chief; Tom Martin, Public Works Director; and approximately 30 citizens in the audience.

WORKSHOP – DISCUSS MOXIE FESTIVAL

Ms. Steuber presented the Festival's 2018 financials showing a total of \$29,046.34 in expenses, netting \$12,481.52 in profit used for startup costs for the next festival. She explained the different duties for each month leading up to the festival starting with the press releases in September looking for next year's Moxie Theme, the sponsorship letters, logo contest and arranging for fireworks. She indicated the parade gears up in January with updating the parade applications. She said they create a new budget using the available funds from last year, estimated revenue from the scheduled and new events, along with anticipated expenses.

Ms. Steuber said logistics takes up an enormous amount of time in the immediate few months leading up to this event.

Councilor Larochelle said the town budgets \$5,000 for fireworks. Councilor Albert pointed out there appears to be a 120-day period where you could use part-time help prior to this event.

Councilor Ward asked what went well this year. There were many positive comments. Councilor Ward asked what the challenges were this past year. Comments ranged from short on volunteers, the parade felt different but Carleton Barnes stepped up and it went well; people are already planning to attend next year.

Julie Ann Baumer indicated she assisted with Media responsibilities this year and that in the past she has worked on the recipe contest, etc. She said the overall perception was that it was excellent this past year. She pointed out the event could use more signage.

Councilor Ward mentioned what a fun time everyone had at the block party on Friday night. He liked the band on the truck at the high school.

Councilor Larochelle pointed out that the Economic Development office gets busier at times with grants and development, so it makes sense to migrate these festival duties to the Recreation Department who has an excellent reputation for finding volunteers and running similar smaller events.

Ms. Steuber explained that it takes quite a bit of time to do the sponsorship letters, personally reach out to businesses, keep the website updated, along with sending out vendor applications, taking in vendor fees, sending out and taking in parade applications, etc. Brenda Rogers did a lot of this work, but she is not available now.

Mr. Stevens said he was willing to make this transition to the Recreation Department, but that he had reservations about the logistics work in the few months leading up to this festival because it is their busy time when all their programs go live, accepting applications, hiring volunteers, and getting their programs up and running. This time

is critical for the Recreation Department as well and he expressed his concern over adding a huge event like this to their already extremely busy schedule.

Councilor Albert suggested sharing responsibilities perhaps. He said meeting with the Economic Development office biweekly or monthly to ensure the transition goes smoothly is a great safety net to have.

Councilor Larochelle said his goal would be to have the Economic Development office handle 25% of the festival with 75% of the festival under the Recreation Department along with hiring someone to do the administrative work. He said he did not want the current volunteers to be stressing out and that hiring someone to assist the members with the background work would be ideal. Councilor Albert said he was looking for real meaningful structure to be put into place realizing that there would be gaps where we need to hire someone.

Councilor Larochelle pointed out this committee needs to start thinking about how they will deal with the Main Street construction project coming up.

Ross Cunningham explained how beneficial it could be to hire someone to do the sponsorship letters, or fund raisers, which could pay for that person's salary. He said leaving this for the committee to do is just not the right thing.

Heather Cronin said she loved the Moxie Festival. She mentioned visitors were looking for more shade and tables to sit down. She agreed the committee could use a person to help, that it is hard for members to get into the town office before 4:30 p.m. to help stuff envelopes, etc. which is critical to managing the festival. She mentioned the storefront window decorating contest and Verizon's iPad giveaway. She said both Mr. Stevens and Ms. Steuber would bring a lot to the festival working collaboratively.

Tim Carville expressed his concern over adding the festival to the Recreation Department's already busy schedule. He said, if you are asking them to do more with what they already have, well, could you do that realistically. This festival should not be about making money; that could push it towards an end. He mentioned PCL or groups like that should be doing this festival.

Councilor Larochelle said the Council should be looking at funding this event differently; if it gets rained out, then what happens. He suggested staff review how to fund this event. He asked staff to look at what we already pay and how it gets paid and what it will take to fund someone to do the administrative work, including the fireworks we already fund. He said we could not always rely on revenues that are not guaranteed. He asked for more information on cost and whether the town could allocate that money and be reimbursed for what it costs us. This means the town will need to put a dollar figure on what we feel this event is worth.

Councilor Albert agreed. He said he liked the idea of sharing responsibilities across two departments, a healthy split, landing somewhere around 25% ECD and 75% Recreation. He suggested determining what's an ECD task and what's a Recreation task.

Mr. Stevens expressed his concerns again. He indicated Recreations Registrations come in from September to March. He agreed this would involve hiring someone from March to July to assist with this event.

Councilor Lunt said he needed a more specific proposal with lots of details before considering the move. Councilor Ward suggested Ms. Steuber make a list of what is needed right now that would include your sponsorship chair, parade chair, communications chair, vendor chair, etc.

Rick Mason said the past Moxie Festival was the best this town has ever seen and maybe that was because many wanted to put on a show for Gina. Gina's big concern was the parade that it could get too big and implode; he recommended the Council be careful whom they hire because our town spirit exists in this event and this person would be representing us out there. He said he wanted to see our festival go on. He pointed out that the Vendor and Parade Chairs are a huge part of this event, and that they could use more than one chair on each subcommittee.

Councilor Larochelle requested next year's budget with job descriptions for this split with ECD and Recreation. Councilor Kolbe expressed her concern over hiring an event planner and said we do not want this to be just any festival; it needs to be a hometown festival. This could make or break it.

The workshop ended at 7:20 pm. The Chairman requested a 5-minute break. There were no objections. The Chairman resumed the meeting at 7:34 PM.

GOOD NEWS & RECOGNITION

Roger Bickford said he wanted to thank the Council from both of the ATV Clubs for all the work the Town of Lisbon has done to help these clubs. He indicated this might be the first time the town has actually worked with the clubs. He said he appreciated it.

PUBLIC HEARINGS - NONE

AUDIENCE PARTICIPATION & RESPONSE FOR AGENDA ITEMS

Mrs. Colston presented the results from the MUNIS assessment. She said the testing for the financial and accounts payable side of the system would begin October 1, 2018. Ms. Colston mentioned Barry Dunn had provided a proposal (\$186,000-\$384,000) for project managing the other modules; unfortunately, those numbers were not feasible for the town to contract this work out. She said after reviewing this management proposal she felt we were moving faster than she initially thought in the right direction. Business licensing and utility billing could start as early as January 1, 2019.

Mrs. Colston said she looked into what the town would have to pay to get out of MUNIS. The town still has a balance of \$376,000 and would have to pay 30% of that remaining balance, approximately \$113,000, to break this contract. Ms. Colston said the town has outgrown the Trio software package and recommended the town stay with MUNIS.

CONSENT AGENDA

VOTE (2018-172) Councilor Kolbe, seconded by Councilor Albert moved to approve the following consent agenda:

A. Municipal Accounts Payable & Payroll Warrants - #14 as corrected to \$204,886.74 and

#16	\$ 897,754.20	#17	\$ 6,856.75
#18	\$ 146,857.83	#19	\$15,402.68
#20	\$24,060.00	#21	\$277,001.77

B. School Accounts Payable & Payroll Warrants -

# 4	\$ 1,907.26	#1007	\$ 253,770.86
# 1008	\$ 10,195.53	#1009	\$ 37,029.62
# 1010	\$ 10,009.20	#1830	\$508,191.48
#1829	\$83,538.07		

C. Minutes of August 14, 2018

D. Set polling hours, locations, registrar hours & absentee casting hours

E. Set public hearing for September 18 for Special Entertainment Permit for Lisbon Left Hand Club

Order passed - Vote 7-0.

COUNCIL ORDERS, ORDINANCES, & RESOLUTIONS

AUTHORIZE ISSUANCE OF UP TO \$294,000 IN BONDS
ROUTE 125/HUSTON STREET TO URBAN COMPACT LINE
MDOT PROJECT

INTRODUCTION: Mr. Barnes explained this ordinance authorizes the Town of Lisbon to issue up to \$294,000 in bonds to finance Lisbon's 10 % share of the cost of reconstructing State Route 125 from Huston Street to the Urban Compact line as well as \$430,000 from State Route 125 from State Route 196 to Huston Street, too.

Councilor Ward pointed out that Lisbon voters need to know we need their approval no matter where these funds come from. Mrs. Barnes said the town is already on the hook for the engineering work and other work performed already. She suggested the process start now and if it fails, the Council could bring it back to voters in June 2019.

Councilor Larochelle pointed out this project started a few years ago at \$2-\$3,000,000 million dollars and now it is \$8,000,000 to \$9,000,000 million. Councilor Albert asked about how the Council will be going about educating the public. Mrs. Barnes suggested mailing a flyer to hit households in Lisbon, post something on social media, and hold a workshop.

VOTE (2018-173, 174, 175, and 176) Councilor Larochelle, seconded by Councilor Lunt moved to adopt the following ordinances, notices, and orders for public hearings authorizing this item to be place on the November 6, 2018 ballot as follows:

ORDINANCE AUTHORIZING THE TOWN OF LISBON TO ISSUE UP TO \$294,000 IN BONDS TO FINANCE LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM HUSTON STREET TO THE URBAN COMPACT LINE.

BE IT ORDAINED, pursuant to Articles 6.09 and 8.11(b)(2) of the Charter of the Town of Lisbon and section 5772 of Title 30-A of the Maine Revised Statutes,

(1) that the Town of Lisbon (the "Town") be authorized to issue general obligation bonds in an amount not to exceed \$294,000 and notes in anticipation thereof (collectively, the "Bonds"), to fund Lisbon's 10% share of the costs of reconstruction of State Route 125 from the intersection of Huston Street to the Urban Compact Line (the "Project"), subject to approval of federal and state funding of approximately \$2,935,000 to finance remaining Project costs;

(2) That the proceeds of the Bonds, including any investment earnings on the Bonds, be appropriated for the costs of the Project;

(3) That the Finance Director be authorized to arrange for the sale of the Bonds at public or private sale to such parties as the Finance Director determines to be in the best interest, to execute and deliver loan agreements and other contracts, certificates and instruments as the Finance Director shall determine prudent in connection with the issuance and sale of the Bonds, to approve the date(s), maturity or maturities, denomination(s), interest rate(s), place(s) of payment, form(s) and other terms, provisions, and details of such Bonds, and to provide for the sale and delivery against payment thereof, to provide that the Bonds may be redeemable or callable, with or without premium, prior to their maturity, and to hire such financial advisors and other consultants, if any, as the Finance Director deems necessary to assist with the sale of the Bonds, all on such terms (not inconsistent with this Order) as the Finance Director shall approve;

(4) That the Bonds be issued in registered form in the name of the Town, executed and delivered by the Finance Director and countersigned by the Chairman of the Town Council and the Town Manager under the official seal of the Town attested by the Town Clerk;

(5) That the Municipal Officers, being the Town Council, Town Manager, Finance Director and Clerk of the Town of Lisbon are each authorized to do or cause to be done all such acts, including but not limited to the execution and delivery of any and all contracts, agreements, certificates and other documents as may be necessary or advisable in order to carry out the provisions of this Ordinance in connection with the issuance and delivery by the Town of the Bonds;

(6) That if any Municipal Officer whose signature may be required in connection with the issuance and sale of the Bonds is for any reason unavailable to approve and execute the required documents, the persons then acting in such capacity on behalf of such Municipal Officer, whether an assistant, a deputy or in some other capacity, is authorized to act on behalf of such Municipal Officer and to perform such acts themselves;

- (7) That if any of the Municipal Officers who have signed, attested, or sealed the Bonds shall cease to be such officers before the Bonds so signed, attested and sealed shall have been actually authenticated and delivered by the Town, such Bonds nevertheless may be authenticated, delivered and issued with the same force and effect as though the person or persons who signed, attested or sealed the Bonds had not ceased to be such Municipal Officer;
- (8) That it shall be a condition to the foregoing authority conferred by this Ordinance that the voters of the Town, pursuant to Article 8.11(b)(2) of the Town Charter, ratify the adoption of this Ordinance;
- (9) That the Town Clerk file an attested copy of this Ordinance with the minutes of this meeting and make attested copies of this Ordinance available to the public;
- (10) That a referendum election question regarding the ratification of this Ordinance be placed on the ballot for the November 6, 2018 municipal election, and that the Town Clerk is hereby authorized to take all actions required of the Town Clerk for that referendum question to be considered by the voters, and that a ballot title and referendum question in the following form appear in the warrant for and on the ballot at said election, accompanied by a statement of the Town's Finance Director with respect to said indebtedness in accordance with section 5772 of Maine Revised Statutes Title 30-A:

ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SECURITIES OF THE TOWN OF LISBON IN AN AMOUNT NOT TO EXCEED \$294,000 FOR THE PURPOSE OF FINANCING LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM HUSTON STREET TO THE URBAN COMPACT LINE.

Recommended Ballot Wording

"SHALL A BOND ORDINANCE APPROVED BY THE TOWN COUNCIL AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SECURITIES OF THE TOWN OF LISBON IN AN AMOUNT NOT TO EXCEED \$294,000 FOR THE PURPOSE OF FINANCING LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM HUSTON STREET TO THE URBAN COMPACT LINE BE APPROVED AND RATIFIED?"

ORDER FOR PUBLIC HEARING

WHEREAS, the Municipal Officers of the Town of Lisbon have considered and approved in concept an ordinance calling for the issuance of notes or bonds of the Town in an amount not to exceed \$294,000 to finance Lisbon's 10% share of the cost of reconstructing State Route 125 from Huston Street to the Urban Compact Line; and

WHEREAS, pursuant to the Charter of the Town of Lisbon, a public hearing is required in order to authorize any such financing;

NOW, THEREFORE, BE IT ORDERED by the Town Council of the Town of Lisbon that a public hearing be held on Tuesday the 16th day of October at 7:00 p.m. o'clock in the Town of Lisbon's Public Meeting Room, 300 Lisbon Street, Lisbon and be it further ordered by the Town Council that notice of the hearing be published in one or more newspapers of general circulation within the Town of Lisbon not less than seven nor more than fifteen days prior to such public hearing and the scheduled final action by the Council scheduled after the public hearing at its regular meeting on October 16, 2018.

**NOTICE OF PUBLIC HEARING
TOWN OF LISBON**

The Municipal Officers of the Town of Lisbon have considered and approved in concept appropriating an amount not to exceed \$294,000 to finance Lisbon's 10% share of the cost of reconstructing State Route 125 from Huston Street to the Urban Compact Line (the "Project"), and have determined that the most efficient way to finance that appropriation would be through the issuance of one or more bonds or notes of the Town in an amount not to exceed \$294,000, and the acceptance of federal and state funding in an amount not to exceed \$2,935,000 for the remaining portion.

Pursuant to the Charter of the Town of Lisbon (the "Charter"), approval of the financing of this Project requires that a public hearing be conducted prior to the enactment of an ordinance calling for a referendum. Therefore, pursuant to the authority conferred by Section 8.21(b), and the requirements of Sections 6.09 and 8.11(b)(2) of the Charter, a public hearing shall be held on Tuesday, October 16 at 7:00 p.m. o'clock at the Town Office, 300 Lisbon Street, for the purpose of hearing public comment on the Ordinance providing for the issuance of such notes and bonds in an amount not to exceed \$294,000 and securing the financing described above, intended to raise a total amount not to exceed \$2,935,000 for the Project.

Copies of the proposed text may be viewed or obtained at the Town Clerk's office, 300 Lisbon Street, Lisbon, or online at www.lisbonme.org.

And:

ORDINANCE AUTHORIZING THE TOWN OF LISBON TO ISSUE UP TO \$430,000 IN BONDS TO FINANCE LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM STATE ROUTE 196 TO HUSTON STREET.

BE IT ORDAINED, pursuant to Articles 6.09 and 8.11(b)(2) of the Charter of the Town of Lisbon and section 5772 of Title 30-A of the Maine Revised Statutes,

- (1) that the Town of Lisbon (the "Town") be authorized to issue general obligation bonds in an amount not to exceed \$430,000 and notes in anticipation thereof (collectively, the "Bonds"), to fund Lisbon's 10% share of the costs of reconstruction of State Route 125 from the intersection of State Route 196 to Huston Street (the "Project"), subject to approval of federal and state funding of approximately \$4,300,000 to finance remaining Project costs;
- (2) That the proceeds of the Bonds, including any investment earnings on the Bonds, be appropriated for the costs of the Project;
- (3) That the Finance Director be authorized to arrange for the sale of the Bonds at public or private sale to such parties as the Finance Director determines to be in the best interest, to execute and deliver loan agreements and other contracts, certificates and instruments as the Finance Director shall determine prudent in connection with the issuance and sale of the Bonds, to approve the date(s), maturity or maturities, denomination(s), interest rate(s), place(s) of payment, form(s) and other terms, provisions, and details of such Bonds, and to provide for the sale and delivery against payment thereof, to provide that the Bonds may be redeemable or callable, with or without premium, prior to their maturity, and to hire such financial advisors and other consultants, if any, as the Finance Director deems necessary to assist with the sale of the Bonds, all on such terms (not inconsistent with this Order) as the Finance Director shall approve;
- (4) That the Bonds be issued in registered form in the name of the Town, executed and delivered by the Finance Director and countersigned by the Chairman of the Town Council and the Town Manager under the official seal of the Town attested by the Town Clerk;
- (5) That the Municipal Officers, being the Town Council, Town Manager, Finance Director and Clerk of the Town of Lisbon are each authorized to do or cause to be done all such acts, including but not limited to the execution and delivery of any and all contracts, agreements, certificates and other documents as may be necessary or advisable in order to carry out the provisions of this Ordinance in connection with the issuance and delivery by the Town of the Bonds;
- (6) That if any Municipal Officer whose signature may be required in connection with the issuance and sale of the Bonds is for any reason unavailable to approve and execute the required documents, the persons then acting in such capacity on behalf of such Municipal Officer, whether an assistant, a deputy or in some other capacity, is authorized to act on behalf of such Municipal Officer and to perform such acts themselves;
- (7) That if any of the Municipal Officers who have signed, attested, or sealed the Bonds shall cease to be such officers before the Bonds so signed, attested and sealed shall have been actually authenticated and delivered by the Town, such Bonds nevertheless may be authenticated, delivered and issued with the same force and effect as though the person or persons who signed, attested or sealed the Bonds had not ceased to be such Municipal Officer;

- (8) That it shall be a condition to the foregoing authority conferred by this Ordinance that the voters of the Town, pursuant to Article 8.11(b)(2) of the Town Charter, ratify the adoption of this Ordinance;
- (9) That the Town Clerk file an attested copy of this Ordinance with the minutes of this meeting and make attested copies of this Ordinance available to the public;
- (10) That a referendum election question regarding the ratification of this Ordinance be placed on the ballot for the November 6, 2018 municipal election, and that the Town Clerk is hereby authorized to take all actions required of the Town Clerk for that referendum question to be considered by the voters, and that a ballot title and referendum question in the following form appear in the warrant for and on the ballot at said election, accompanied by a statement of the Town's Finance Director with respect to said indebtedness in accordance with section 5772 of Maine Revised Statutes Title 30-A:

ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SECURITIES OF THE TOWN OF LISBON IN AN AMOUNT NOT TO EXCEED \$430,000 FOR THE PURPOSE OF FINANCING LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM STATE ROUTE 196 TO HUSTON STREET.

Recommended Ballot Wording

"SHALL A BOND ORDINANCE APPROVED BY THE TOWN COUNCIL AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SECURITIES OF THE TOWN OF LISBON IN AN AMOUNT NOT TO EXCEED \$430,000 FOR THE PURPOSE OF FINANCING LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM STATE ROUTE 196 TO HUSTON STREET BE APPROVED AND RATIFIED?"

ORDER FOR PUBLIC HEARING

WHEREAS, the Municipal Officers of the Town of Lisbon have considered and approved in concept an ordinance calling for the issuance of notes or bonds of the Town in an amount not to exceed \$430,000 to finance Lisbon's 10% share of the cost of reconstructing State Route 125 from State Route 196 to Huston Street; and

WHEREAS, pursuant to the Charter of the Town of Lisbon, a public hearing is required in order to authorize any such financing;

NOW, THEREFORE, BE IT ORDERED by the Town Council of the Town of Lisbon that a public hearing be held on Tuesday the 16th day of October at 7:00 p.m. o'clock in the Town of Lisbon's, Public Meeting Room, 300 Lisbon Street, Lisbon and be it further ordered by the Town Council that notice of the hearing be published in one or more newspapers of general circulation within the Town of Lisbon not less than seven nor more than fifteen days prior to such public hearing and the scheduled final action by the Council scheduled after the public hearing at its regular meeting on October 16, 2018.

**NOTICE OF PUBLIC HEARING
TOWN OF LISBON**

The Municipal Officers of the Town of Lisbon have considered and approved in concept appropriating an amount not to exceed \$430,000 to finance Lisbon's 10% share of the cost of reconstructing State Route 125 from State Route 196 to Huston Street (the "Project"), and have determined that the most efficient way to finance that appropriation would be through the issuance of one or more bonds or notes of the Town in an amount not to exceed \$430,000, and the acceptance of federal and state funding in an amount not to exceed \$4,300,000 for the remaining portion.

Pursuant to the Charter of the Town of Lisbon (the "Charter"), approval of the financing of this Project requires that a public hearing be conducted prior to the enactment of an ordinance calling for a referendum. Therefore, pursuant to the authority conferred by Section 8.21(b), and the requirements of Sections 6.09 and 8.11(b)(2) of the Charter, a public hearing shall be held on Tuesday, October 16 at 7:00 p.m. o'clock at the Town Office, 300 Lisbon Street, for the purpose of hearing public comment on the Ordinance providing for the issuance of such notes and bonds in an amount not to exceed \$430,000 and securing the financing described above, intended to raise a total amount not to exceed \$4,300,000 for the Project.

Copies of the proposed text may be viewed or obtained at the Town Clerk's office, 300 Lisbon Street, Lisbon, or online at www.lisbonme.org.

Roll Call Vote: Yeas – Albert, Lunt, Crawford, Larochelle, Ward, Kolbe, and Brunelle. Nays - None.
Order passed - Vote 7-0.

NOTICE & ORDER PUBLIC HEARING FOR
ROUTE 125/HUSTON STREET TO URBAN COMPACT LINE - MDOT PROJECT
(See action taken above under Order 2018-173, 174, 175, 176)

AUTHORIZE ISSUANCE OF UP TO \$430,000 IN BONDS
ROUTE 125/ROUTE 196 TO HUSTON STREET - MDOT PROJECT
(See action taken above under Order 2018-173, 174, 175, 176)

NOTICE & ORDER PUBLIC HEARING FOR
ROUTE 125/ROUTE 196 TO HUSTON STREET - MDOT PROJECT
(See action taken above under Order 2018-173, 174, 175, 176)

AUTHORIZE ISSUANCE OF UP TO \$675,000
IN BONDS FIRE TRUCK

VOTE (2018-177) Councilor Larochelle, seconded by Councilor Albert moved to adopt the following ordinance, notice, and order for public hearing authorizing this item to be place on the November 6, 2018 ballot as follows:

ORDINANCE AUTHORIZING THE TOWN OF LISBON TO ISSUE UP TO \$675,000 IN BONDS TO FINANCE THE PURCHASE OF A FIRE ENGINE

BE IT ORDAINED, pursuant to Articles 6.09 and 8.11(b)(2) of the Charter of the Town of Lisbon and section 5772 of Title 30-A of the Maine Revised Statutes,

- (1) That the Town of Lisbon (the "Town") be authorized to issue general obligation bonds in an amount not to exceed \$675,000 and notes in anticipation thereof (collectively, the "Bonds"), to fund the purchase of a "pumper" fire engine;
- (2) That the proceeds of the Bonds, including any investment earnings on the Bonds, be appropriated for the costs of the Project;
- (3) That the Finance Director be authorized to arrange for the sale of the Bonds at public or private sale to such parties as the Finance Director determines to be in the best interest, to execute and deliver loan agreements and other contracts, certificates and instruments as the Finance Director shall determine prudent in connection with the issuance and sale of the Bonds, to approve the date(s), maturity or maturities, denomination(s), interest rate(s), place(s) of payment, form(s) and other terms, provisions, and details of such Bonds, and to provide for the sale and delivery against payment thereof, to provide that the Bonds may be redeemable or callable, with or without premium, prior to their maturity, and to hire such financial advisors and other consultants, if any, as the Finance Director deems necessary to assist with the sale of the Bonds, all on such terms (not inconsistent with this Order) as the Finance Director shall approve;
- (4) That the Bonds be issued in registered form in the name of the Town, executed and delivered by the Finance Director and countersigned by the Chairman of the Town Council and the Town Manager under the official seal of the Town attested by the Town Clerk;
- (5) That the Municipal Officers, being the Town Council, Town Manager, Finance Director and Clerk of the Town of Lisbon are each authorized to do or cause to be done all such acts, including but not limited to the execution and delivery of any and all contracts, agreements, certificates and other documents as may be

necessary or advisable in order to carry out the provisions of this Ordinance in connection with the issuance and delivery by the Town of the Bonds;

- (6) That if any Municipal Officer whose signature may be required in connection with the issuance and sale of the Bonds is for any reason unavailable to approve and execute the required documents, the persons then acting in such capacity on behalf of such Municipal Officer, whether an assistant, a deputy or in some other capacity, is authorized to act on behalf of such Municipal Officer and to perform such acts themselves;
- (7) That if any of the Municipal Officers who have signed, attested, or sealed the Bonds shall cease to be such officers before the Bonds so signed, attested and sealed shall have been actually authenticated and delivered by the Town, such Bonds nevertheless may be authenticated, delivered and issued with the same force and effect as though the person or persons who signed, attested or sealed the Bonds had not ceased to be such Municipal Officer;
- (8) That it shall be a condition to the foregoing authority conferred by this Ordinance that the voters of the Town, pursuant to Article 8.11(b)(2) of the Town Charter, ratify the adoption of this Ordinance;
- (9) That the Town Clerk file an attested copy of this Ordinance with the minutes of this meeting and make attested copies of this Ordinance available to the public;
- (10) That a referendum election question regarding the ratification of this Ordinance be placed on the ballot for the November 6, 2018 municipal election, and that the Town Clerk is hereby authorized to take all actions required of the Town Clerk for that referendum question to be considered by the voters, and that a ballot title and referendum question in the following form appear in the warrant for and on the ballot at said election, accompanied by a statement of the Town's Finance Director with respect to said indebtedness in accordance with section 5772 of Maine Revised Statutes Title 30-A:

ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SECURITIES OF THE TOWN OF LISBON IN AN AMOUNT NOT TO EXCEED \$675,000 FOR THE PURPOSE OF FINANCING the purchase of a "pumper" fire engine.

Recommended Ballot Wording

"SHALL A BOND ORDINANCE APPROVED BY THE TOWN COUNCIL AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SECURITIES OF THE TOWN OF LISBON IN AN AMOUNT NOT TO EXCEED \$675,000 FOR THE PURPOSE OF FINANCING THE PURCHASE OF A "PUMPER" FIRE ENGINE BE APPROVED AND RATIFIED?"

ORDER FOR PUBLIC HEARING

WHEREAS, the Municipal Officers of the Town of Lisbon have considered and approved in concept an ordinance calling for the issuance of notes or bonds of the Town in an amount not to exceed \$675,000 to finance the purchase of a "pumper" fire engine; and

WHEREAS, pursuant to the Charter of the Town of Lisbon, a public hearing is required in order to authorize any such financing;

NOW, THEREFORE, BE IT ORDERED by the Town Council of the Town of Lisbon that a public hearing be held on Tuesday the 16th day of October at 7:00 o'clock p.m. in the Town of Lisbon's Public Meeting Room, 300 Lisbon Street, Lisbon and be it further ordered by the Town Council that notice of the hearing be published in one or more newspapers of general circulation within the Town of Lisbon not less than seven nor more than fifteen days prior to such public hearing and the scheduled final action by the Council scheduled after the public hearing at its regular meeting on October 16, 2018.

NOTICE OF PUBLIC HEARING TOWN OF LISBON

The Municipal Officers of the Town of Lisbon have considered and approved in concept appropriating an amount not to exceed \$675,000 to finance the purchase of a "pumper" fire engine (the "Project"), and have determined that

the most efficient way to finance that appropriation would be through the issuance of one or more bonds or notes of the Town in an amount not to exceed \$675,000.

Pursuant to the Charter of the Town of Lisbon (the "Charter"), approval of the financing of this Project requires that a public hearing be conducted prior to the enactment of an ordinance calling for a referendum. Therefore, pursuant to the authority conferred by Section 8.21(b), and the requirements of Sections 6.09 and 8.11(b)(2) of the Charter, a public hearing shall be held on Tuesday, October 16 at 7:00 p.m. at the Town Office, 300 Lisbon Street, for the purpose of hearing public comment on the Ordinance providing for the issuance of such notes and bonds in an amount not to exceed \$675,000.

Copies of the proposed text may be viewed or obtained at the Town Clerk's office, 300 Lisbon Street, Lisbon, or online at www.lisbonme.org.

Roll Call Vote: Yeas – Albert, Lunt, Crawford, Larochelle, Ward, Kolbe, and Brunelle. Nays - None.
Order passed - Vote 7-0.

NOTICE & ORDER PUBLIC HEARING ON BONDS FOR FIRE TRUCK

(See action taken above under Order 2018-177)

COUNCIL RECOMMENDATIONS ON BOND QUESTIONS ON WARRANT FOR NOVEMBER 6, 2018 BALLOT

VOTE (2018-179) Councilor Kolbe, seconded by Councilor Larochelle moved to the Town Council recommend YES on all bond questions on the November 6, 2018 ballot. **Order passed - Vote 7-0.**

EMERGENCY MARIJUANA MORATORIUM

COUNCILOR COMMENTS: Councilor Lunt recommended a workshop with the Planning Board to discuss items that may need to be addressed if the town opts in. Mrs. Barnes explained that this emergency moratorium expires in 180 days and could be revoked at any time. Councilor Brunelle disclosed his conflict of interest and indicated he would be abstaining.

VOTE (2018-180) Councilor Crawford, seconded by Councilor Lunt moved to adopt the emergency Marijuana Moratorium as presented as follows:

TOWN OF LISBON EMERGENCY MORATORIUM ORDINANCE ON MEDICAL MARIJUANA REGISTERED CAREGIVER RETAIL STORES, REGISTERED DISPENSARIES, MARIJUANA TESTING FACILITIES, AND MANUFACTURING FACILITIES

WHEREAS, the Maine Legislature recently adopted amendments to the Maine Medical Use of Marijuana Act, including P.L. 2017, chapter 447, An Act to Amend the Maine Medical Use of Marijuana Act ("Chapter 447"), and P.L. 2017, chapter 452, An Act to Amend Maine's Medical Marijuana Law ("Chapter 452"), as well as amendments to the Marijuana Legalization Act governing "recreational" or "adult use" marijuana, including P.L. 2017, chapter 409, An Act to Implement a Regulatory Structure for Adult Use Marijuana ("Chapter 409");

WHEREAS, these amendments help to clarify the authority of municipalities to regulate both adult use marijuana businesses and medical marijuana businesses under their home rule authority, and provide that, with the exception of medical marijuana caregivers that do not operate a retail store, both adult use and medical marijuana business are or will be prohibited from operating in a municipality unless the municipal legislative body affirmatively votes to allow such businesses;

WHEREAS, Chapter 452, which provides that medical marijuana businesses are prohibited from operating in a municipality unless the municipal legislative body affirmatively votes to allow such businesses, will not become effective until 90 days after adjournment of the Second Special Session of the 218th Maine Legislature, and the

Town of Lisbon does not currently have ordinances in effect that specifically limit or regulate medical marijuana businesses;

WHEREAS, the Town needs time to consider whether to allow or limit both medical marijuana businesses and adult use marijuana businesses, and if so whether to develop reasonable ordinances governing the location and operations of such businesses;

WHEREAS, the Town Council, with the advice and assistance of the administration and police department, intends to study the issues to determine the land use and other regulatory implications of adult use marijuana businesses and medical marijuana businesses, and consider what locations, if any, and approval and performance standards, if any, might be appropriate for such uses; and

WHEREAS, it is anticipated that such a study, review, and development of recommended ordinance changes will take at least one hundred and eighty (180) days from the date the Town enacts this Moratorium Ordinance;

NOW, THEREFORE, be it ordained by the Town Council of the Town of Lisbon, that the following Moratorium Ordinance on medical marijuana Registered Caregiver Retail Stores, Registered Dispensaries, Marijuana Testing Facilities and Manufacturing Facilities (collectively "Medical Marijuana Businesses") be, and hereby is, enacted, and, in furtherance thereof, the Town Council does hereby declare a moratorium on the location, operation or licensing of any such Medical Marijuana Businesses within the Town. For the purposes of this Moratorium Ordinance, a Registered Caregiver Retail Store is defined as a retail store for the sale of marijuana or marijuana products to Qualifying Patients, as defined by 22 M.R.S.A. §2422(9), that is operated by one or more Caregivers or Primary Caregivers as defined by 22 M.R.S.A. §2422(8-A); a Registered Dispensary is defined as an entity registered under state law that acquires, possesses, cultivates, manufactures, delivers, transfers, transports, sells, supplies or dispenses marijuana or related supplies and educational materials to Qualifying Patients and the Caregivers or Primary Caregivers of those patients, as defined by 22 M.R.S.A. §2422(6); a Marijuana Testing Facility is a public or private laboratory authorized to analyze contaminants in and the potency of cannabinoid profile of samples, as defined in 22 M.R.S.A. §2422(5-C); and a Manufacturing Facility is a registered tier 1 or tier 2 manufacturing facility or a person authorized to engage in marijuana extraction, as defined in 22 M.R.S.A. §2422(4-H).

This Moratorium Ordinance shall take effect once enacted by the Town Council, in accordance with the provisions of the Town Charter and, notwithstanding 1 M.R.S.A. §302, shall be applicable to Medical Marijuana Businesses for which applications are not pending or approved as of August 14, 2018. The moratorium shall expire one hundred eighty (180) days from the date of enactment, unless extended, repealed, or modified by the Town Council. The moratorium is for the express purpose of drafting an amendment or amendments to the Town's current Code of Ordinances to protect the public from health and safety risks including, but not limited to, compatibility of Medical Marijuana Businesses with existing and permitted uses in residential, commercial and industrial zoning districts, the potential adverse health and safety effects of Medical Marijuana Businesses on the community if not properly regulated, and the adequacy of the Town's infrastructure to accommodate the presence of Medical Marijuana Businesses in the Town.

BE IT FURTHER ORDAINED, that this Moratorium Ordinance shall apply to Medical Marijuana Businesses that may be proposed to be located within the Town after the enactment of this Ordinance; and

BE IT FURTHER ORDAINED, that no person or organization shall develop or operate a Medical Marijuana Business within the Town on or after the enactment date of this Moratorium Ordinance without complying with whatever ordinance amendment or amendments the Town Council may enact as a result of this Moratorium Ordinance; and

BE IT FURTHER ORDAINED, that during the time this Moratorium Ordinance is in effect, no officer, official, employee, office, administrative board or agency of the Town shall accept, process, approve, deny, or in any other way act upon any application for a license, building permit or any other type of land use approval or permit and/or any other permits or licenses related to a Medical Marijuana Business unless the application under review was filed with the Town prior to the enactment date of this Ordinance; and

BE IT FURTHER ORDAINED, that those provisions of the Town's current Code of Ordinances that are inconsistent or conflicting with the provisions of this Ordinance, are hereby repealed to the extent that they are applicable for the duration of the moratorium hereby ordained, and as it may be extended as permitted by law, but not otherwise; and

BE IT FURTHER ORDAINED, that if Medical Marijuana Businesses are established in violation of this Moratorium Ordinance, each day of any continuing violation shall constitute a separate violation of this Moratorium Ordinance, and the Town shall be entitled to all rights available to it in law and equity, including, but not limited to, fines and penalties, injunctive relief, and its reasonable attorney's fees and costs in prosecuting any such violations; and

BE IT FURTHER ORDAINED, that should any section or provision of this Moratorium Ordinance be declared by any court of competent jurisdiction to be invalid, such a declaration shall not invalidate any other section or provision.

Emergency Declaration

The Town Council declares the existence of an emergency because the Code of Ordinances is insufficient to prevent serious public harm that could be caused by the unregulated development of Medical Marijuana Businesses, thereby necessitating a moratorium to provide an opportunity for the Town to review the potential impacts and harm that may be caused by such businesses, and to amend its Code of Ordinances to mitigate the potential impact and harm on the Town and its residents. In accordance with Section 2.08 of the Town Charter, this Moratorium shall be enacted as an emergency ordinance. It shall be effective immediately upon enactment and shall remain in effect for one hundred eighty (180) days from the date of enactment unless it is terminated or extended in accordance with this Ordinance.

Proposed: August 30, 2018

Approved: 9-4-2018 (EMERGENCY)

Roll Call Vote: Yeas – Albert, Lunt, Crawford, Larochelle, Ward, Kolbe, and Brunelle. Nays – None. Abstention - Brunelle. Order passed - Vote 6-0-1.

AUTHORIZATION TO ACCEPT PREPAYMENT ON 2020 TAX COMMITMENT

INTRODUCTION: Mrs. Barnes reported the Tax Collector is seeking authorization to accept money prior to the date of the 2019 Tax Commitment in prepayment of taxes at 0% interest, and to issue receipts for the same. Mrs. Barnes pointed out the following Maine Revised Statute:

506. Prepayment of taxes

Municipalities at any properly called meeting may authorize their tax collectors or treasurers to accept prepayment of taxes not yet committed and to pay interest on these prepayments, if any is authorized, at a rate not exceeding 8% per year; municipalities are not obligated to authorize the payment of interest on taxes prepaid under this section. Any excess paid in over the amount finally committed must be repaid, with the interest due on the whole transaction, at the date that the tax finally committed is due and payable. [1993, c. 422, §2]

VOTE (2018-181) Councilor Larochelle, seconded by Councilor Ward moved to authorize the Tax Collector to accept prepayments on the 2020 Tax Commitment at 0% interest. **Order passed – Vote 7-0.**

POLICE CRUISER BID AWARD

INTRODUCTION: Initial attempts by the Police Chief to locate leftover 2018 Ford Interceptor's proved to be unsuccessful. Therefore, bids were requested from the following Ford dealerships for a 2019 Ford AWD Interceptor's: Quirk Ford Augusta, Tucker Ford Brunswick, Rowe Ford Auburn, Casco Bay Ford Yarmouth, and Yankee Ford South Portland. The bid process closed as of 5:00pm on August 29 with the following received:

Yankee Ford – \$29,118
Rowe Auburn - \$27,890
Casco Bay Ford - \$27,499
Quirk Ford - \$27,434

Chief Hagan requested the Council award the bid to Quirk Ford and that the town move forward with ordering the vehicle immediately. He indicated the Quirk bid had the vehicle in question listed as 2018, but he clarified the vehicle mentioned as 2018 was in error and that the bid was in fact for a 2019.

VOTE (2018-182) Councilor Brunelle, seconded by Councilor Crawford moved to award the bid for a new 2019 Police cruiser to Quirk Ford in an amount not to exceed \$27,434.00 for a new 2019 Ford Interceptor. **Order passed - Vote 7-0.**

MAIN STREET TRAFFIC SIGNAL UPGRADES

INTRODUCTION: Tom Martin said he received a Quote from A&D Electric to install an upgrade package to the Traffic Signals at the Intersection of Route 196 and Main Street for \$20,624. He said if we can use our Police Department for Traffic Control it will save \$1,000 off this price.

This intersection is infamous for its ability to back up traffic. The reason for this request is to allow us to change the Traffic Pattern at this intersection.

Mr. Martin consulted with Region I MDOT about the change. They have given it their blessing as long as the town can change the Traffic Lighting to accommodate the new pattern. The new pattern will require a six-controller cabinet and we only have four-controller cabinets. A&D is willing to give us some used ones to use for now. This Intersection is slated to be reconstructed in a few years by MDOT, which includes new lights. Part of the new construction involves putting in a right hand only turning lane onto Main Street, which will eliminate the street parking near the intersection. He said if the town can alleviate the congestion with this new pattern, we may be able to convince MDOT to do away with the turn lane and possibly save some significant money as well.

Mr. Martin said one of the Project Engineers for Region I lives here in town and gets caught in this traffic. He is ecstatic about the idea and has offered to help with the engineering of this change. A & D Electric is providing some equipment that we are in hopes will still be viable to use when the project is constructed, or they may give us credit for usable parts when it is reconstructed. We may be able to have this funded through ATRC. Mr. Martin recommended the change happen immediately using our MDOT Match fund. He said we could apply to ATRC for the funding and press them to reimburse us through the overall project budget. The current balance in the MDOT Matching Funds reserve is \$155,946.

VOTE (2018-183) Councilor Larochelle, seconded by Councilor Lunt moved to authorize the upgrades to the Traffic Signals at the intersection of Route 196 and Main Street in an amount not to exceed \$20,624 from the MDOT matching funds account. **Order passed - Vote 7-0.**

PEDESTRIAN SIGNAL UPGRADES

INTRODUCTION: Mr. Martin received a Quote from A&D Electric to install new Pedestrian LED Heads on the existing poles in the Village to sync with the traffic system at the Intersection of Route 196 and Village Street. This is a busy intersection with a significant foot traffic issue given the unique placement of the traffic Island. The town has received numerous calls and complaints that the system is not working correctly, which has some merit, but mostly the system is dated and weak.

Mr. Martin recommended completing this project using funds from the Downtown TIF Reserve, which has a current balance of \$97,470 and making it happen as soon as possible. He explained it does meet the criteria as follows:

Municipal Investments within the proposed TIF District: Sidewalks and pedestrian safety improvements, including but not limited to crosswalks, pedestrian signals, safety and wayfinding or informational signage, and incidental curb or roadway treatments (Lisbon Downtown Plan, pp. 12, 19, 25) Title 30-A §5225-1 (A) (1)

COUNCILOR COMMENTS: Councilor Brunelle asked that these poles be painted.

VOTE (2018-184) Councilor Larochelle, seconded by Councilor Albert moved to authorize the installation of new Pedestrian LED Heads on the existing poles at the intersection of RT 196/Village Street in an amount not to exceed \$10,749 from the Downtown TIF Reserve. **Order passed - Vote 7-0.**

CRACK-SEALING PROGRAM

INTRODUCTION: Mr. Martin would like to use the Paving program funding to start a yearly Crack Sealing Program and estimated 15 miles would cost around \$15,000.

Public Works compiled a list to cycle the program, covering the last 5 years of paving and all the MDOT Roads inside of the urban compact area (Rt196, Rt125 and Rt9). Once a road gets to the point that crack sealing is not a viable option, it is time for a mill and fill or other surface treatment option. The town cannot repave every time this happens.

Mr. Martin explained this program would allow the town to maintain the upgrades to our roads in a more efficient and cost effective manner. The harsh Maine weather will eventually cause them to crack. Cracks exacerbate deterioration of the road by allowing water to seep into the pavement thereby decreasing the road's lifetime of use. The town cannot repave every time this happens. Once a road gets to this point, it is time for a mill and fill or other more expensive surface treatment option. The Crack Sealing method has proven to be effective, and used for years to keep water out of these cracks.

VOTE (2018-185) Councilor Larochelle, seconded by Councilor Albert moved to authorize Public Works to start a Crack Sealing Program utilizing funds from the Paving Program. **Order passed - Vote 7-0.**

REQUEST TO SOLICIT BIDS FOR NEW PUBLIC WORKS TRUCK

INTRODUCTION: Mr. Martin requested permission to solicit bids for a new ¾ Ton Pickup Truck that Council approved in the budget under line 03-5430 for \$30,000 for this unit. He said they would be taking the plow off the 2004 pickup. The 2004 Pickup will be disposed of through our disposition process.

VOTE (2018-186) Councilor Brunelle, seconded by Councilor Kolbe moved to authorize the PW Director to solicit bids for a new ¾ Ton Pickup Truck. **Order passed – Vote 7-0.**

REQUEST TO SOLICIT BIDS FOR WINTER SAND

INTRODUCTION: Mr. Martin said he would like permission to solicit bids for approximately 1500-2000 cubic yards of winter sand; better to start planning early.

VOTE (2018-187) Councilor Kolbe, seconded by Councilor Crawford moved to authorize the Public Works Director to solicit bids for Winter Sand. **Order passed - Vote 7-0.**

FAÇADE GRANT BID AWARD

INTRODUCTION: Ms. Steuber said the following request for proposal was advertised in the Sun Journal, on the Town's website, and was sent to the following:

<u>Location</u>	<u>Bidder</u>	<u>Bid</u>
273 Lisbon Street	Fairbanks Roofing (Roofing)	*\$39,878.00
	Haggerty Contracting (Painting)	No Bid

There were no bids received on the deadline date/time of 8/8/2017, however after speaking with DECD, they have allowed us to seek a quote after the bid deadline and this bid has been accepted by the property owner as well as DECD.

The Scope of Work consists of the following:

Roof Replacement: Hip Roof and Bell Tower only (1st story back addition has been done recently). Roof to be stripped, clean and a 3' layer of Grace Ice and Water shield to be installed on 1st course and any valleys near bell tower. The remainder of roof will be covered with Synthetic Rino roof wrap. 8" Aluminum drip edge to be installed around edges of roof. A row of starter shingles and Certainteed Landmark Architectural roof shingles to be applied using the MGF suggested nailing pattern for this application. Nails to be used to apply shingles, no staples to be used. A matching Hip & Ridge to cap the hips on roof and bell tower. Any bad boards to be replaced with the issuance of an extra work order signed by building owner. Ground tarps to be laid down before the start of stripping roof. Grounds to be clean and magnetically swept upon completion.

Ms. Steuber requested Council award the one bid to Fairbanks Roofing in the amount of \$39,878.00 as part of the CDBG Façade Grant requirements. This award is contingent on the work being completed by the November 30, 2018 deadline. The applicant will be eligible to receive \$19,939.00 in Façade Grant funds.

VOTE (2018-188) Councilor Larochelle, seconded by Councilor Kolbe moved to award the Roof Replacement bid to Fairbanks Roofing in an amount not to exceed \$39,878.00 contingent upon Fairbanks Roofing completing the project by the November 30, 2018 deadline. **Order passed - Vote 7-0.**

DURHAM ANIMAL CONTROL OFFICER CONTRACT

INTRODUCTION: The Town of Durham has asked Lisbon to provide a quote for ACO services. Up until 3 years ago, Durham contracted with Lisbon for these services. Lisbon provided them with an annual contract beginning January 1, 2019 for their consideration. Subsequent to this, they have asked Lisbon for an interim contract from now until December 31.

Durham has also expressed their desire to leave Lisbon and have Androscoggin County dispatch do their EMS and Fire calls. The town met with Kevin Nadeau, Selectmen Chair to discuss their desire to leave.

Mrs. Barnes requested permission from Council to negotiate and execute an interim contract with Durham for ACO services and to negotiate a 3-year ACO contract as well as a 3-year Dispatch contract as a package deal.

VOTE (2018-189A) Councilor Larochelle, seconded by Councilor Lunt moved to authorize the Town Manager to negotiate and execute an interim ACO contract with Durham and to negotiate 3-year contracts for ACO and Dispatching Services as a package deal. **Order passed – Vote 7-0.**

OTHER BUSINESS

A. COUNCIL COMMITTEE REPORTS

1. School: Councilor Albert reported busses are picking up children for school so pay attention to that and the children in the crosswalk.
2. Planning: Councilor Ward said he had nothing to report.
3. Water Commission: There was nothing to report.
4. LDC: Councilor Larochelle reported this group is reviewing several design drawing for Graziano Square showing green space with picnic tables and that he would like Council's permission to make them public.

VOTE (2018-189B) Councilor Ward, seconded by Councilor Albert moved to allow these drawings to be made public as long as they are marked preliminary. **Order passed – Vote 7-0.**

5. Conservation Commission: Councilor Ward said he had nothing to report.

6. Recreation: Councilor Kolbe said she had nothing to report.

7. County Budget: Councilor Ward said tomorrow night is their first meeting and that the County Budget Advisory Board will be meeting on September 12 at 6:00 p.m.

8. Library: Councilor Lunt said the carpet and heating projects are underway at the Library.

B. TOWN MANAGER'S REPORT

Mrs. Barnes announced the Town of Lisbon received word that the state has awarded the \$300,000 grant we applied for to us.

APPOINTMENTS

APPOINT WARDEN FOR NOVEMBER 6, 2018 ELECTION

VOTE (2018-190) Councilor Larochelle, seconded by Councilor Albert, moved to appoint Rick Roberts the Warden for the November 6, 2018 Election. **Order passed - Vote 7-0.**

COUNCILOR COMMUNICATIONS

Councilor Larochelle requested agendas following Monday holidays be available on the Thursday prior to the meeting to make it easier for Council's review.

Councilor Brunelle asked that a Council Workshop date be set for the Planning Board and Council to discuss the process to proceed with a Marijuana Ordinance. Councilor Larochelle said the Council needs to hear from someone what the law is and what the facts are. Councilor Brunelle said he could invite someone currently in the business to the workshop to answer questions. The Council unanimously agreed to schedule a Council Workshop for Thursday, September 13 at 6:00 pm prior to the Planning Boards regularly scheduled meeting next Thursday. Councilor Ward asked that an agenda be prepared before this workshop.

AUDIENCE PARTICIPATION & RESPONSE FOR NEW ITEMS – NONE

EXECUTIVE SESSION - NONE

ADJOURNMENT

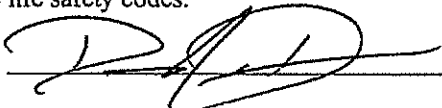
VOTE (2018-191) Councilor Albert, seconded by Councilor Lunt moved to adjourn at 9:09 PM. **Order passed - Vote 7-0.**

Twila D. Lycette, Council Secretary
Town Clerk, Lifetime CCM/MMC
Date Approved: September 18, 2018

Business Name: Lisbon Left Hand Club

INSPECTION REQUIRED BELOW

Notice of Compliance (By Council's Request): I, Dennis Douglass, Code Enforcement Officer for the Town of Lisbon hereby certify I have inspected the above establishment and found the premises to be in compliance with applicable life safety codes.

Signature:  Date: 8/30/18

NOTE: State Liquor License Application must be completed and attached to this
Special Entertainment Application

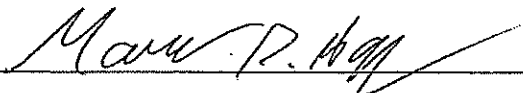
APPLICANT MUST HAVE COMPLETED TO HERE BEFORE FILING

MRH

Public Records Check Completed.

For Office Use Only

Notice of Compliance (By Council's Request): I, Marc Hagan, Police Chief hereby certify I have reviewed the application and public records check and recommend application for licensing.

Signature:  Date: 8/30/18

INFORMATION

The Councilors are the Municipal Licensing Board. All Special Entertainment application requires a public hearing each time. Public records checks can take up to three or more weeks to process. Complete applications contain the CEO and Police Chief signatures. Councilors meet on the first and third Tuesdays of the month. Complete application and fees paid are required prior to the Council meeting. Meetings are held at the Town Hall at 7:00 PM in the conference room.

SUGGESTED CONTACTS:

353-3000 Ext 112... Town Clerk
353-3007..... Town Office Fax
353-3000 Ext 111... Code Enforcement Officer
353-2500..... Police Department
353-3000 Ext 111...Health Officer/CEO
287-5671..... State Health Inspection Dept.

624-9693State Sales Tax Division
624-7736.....Bureau of Corporations
624-7220.....Bureau of Alcohol Beverages
287-3841.....Agriculture Dept- Bakery Licenses
624-6550.....Marine Resources
1-800-872-3838..Business Answers

Revised March 12, 2018

BUREAU OF ALCOHOL BEVERAGES AND LOTTERY OPERATIONS
DIVISION OF LIQUOR LICENSING AND ENFORCEMENT
8 STATE HOUSE STATION, AUGUSTA, ME 04333-0008
10 WATER STREET, HALLOWELL, ME 04347
TEL: (207) 624-7220 FAX: (207) 287-3434
EMAIL INQUIRIES: MAINELIQUOR@MAINE.GOV

DIVISION USE ONLY	
License No:	
Class:	By:
Deposit Date:	
Amt. Deposited:	
Cash	Ck Mo:

PRESENT LICENSE EXPIRES 10-8-2018

NEW application: ☐ Yes ☐ No

If business is NEW or under new ownership, indicate starting date: _____

Requested inspection date: _____ Business hours: M-W-T-F 5:30 to Close

INDICATE TYPE OF PRIVILEGE: ☐ MALT ☐ VINOUS ☐ SPIRITUOUS S.S. 10-1

INDICATE TYPE OF LICENSE:

- ☐ RESTAURANT (Class I,II,III,IV) ☐ RESTAURANT/LOUNGE (Class XI) ☐ CLASS A LOUNGE (Class X)
☐ HOTEL (Class I,II,III,IV) ☐ HOTEL, FOOD OPTIONAL (Class I-A) ☐ BED & BREAKFAST (Class V)
☐ CLUB w/o Catering (Class V) ☒ CLUB with CATERING (Class I) ☐ GOLF COURSE (Class I,II,III,IV)
☐ TAVERN (Class IV) ☐ QUALIFIED CATERING ☐ OTHER: _____

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

Corporation Name:			Business Name (D/B/A)		
APPLICANT(S) --(Sole Proprietor)			DOB:		
DOB:			Physical Location:		
Address			City/Town State Zip Code		
City/Town State Zip Code			Mailing Address		
City/Town State Zip Code			City/Town State Zip Code		
Telephone Number Fax Number			Business Telephone Number Fax Number		
Federal I.D. #			Seller Certificate #: or Sales Tax #:		
Email Address: Please Print			Website:		

1. If premise is a Hotel or Bed & Breakfast, indicate number of rooms available for transient guests: NA

2. State amount of gross income from period of last license: ROOMS \$ _____ FOOD \$ _____ LIQUOR \$ _____

3. Is applicant a corporation, limited liability company or limited partnership? YES ☐ NO ☒

If Yes, please complete the Corporate Information required for Business Entities who are licensees.

4. Do you own or have any interest in any another Maine Liquor License? ☐ Yes ☒ No

If yes, please list License Number, Name, and physical location of any other Maine Liquor Licenses.

(Use an additional sheet(s) if necessary.)

License #	Name of Business	Physical Location	City / Town

The Division of Liquor Licensing & Enforcement is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.

NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both."

Dated at: _____ on _____, 20____
Town/City, State Date

Cathy Proctor
Signature of Applicant or Corporate Officer(s)
Cathy Proctor
Print Name

Please sign in blue ink

Reve Dubois
Signature of Applicant or Corporate Officer(s)
Reve Dubois
Print Name

FEE SCHEDULE

FILING FEE: (must be included on all applications).....\$ 10.00

Class I	Spirituos, Vinous and Malt	\$ 900.00
	CLASS I: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers; OTB.	
Class I-A	Spirituos, Vinous and Malt, Optional Food (Hotels Only)	\$1,100.00
	CLASS I-A: Hotels only that do not serve three meals a day.	
Class II	Spirituos Only	\$ 550.00
	CLASS II: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; and Vessels.	
Class III	Vinous Only	\$ 220.00
	CLASS III: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	
Class IV	Malt Liquor Only	\$ 220.00
	CLASS IV: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	
Class V	Spirituos, Vinous and Malt (Clubs without Catering, Bed & Breakfasts)	\$ 495.00
	CLASS V: Clubs without catering privileges.	
Class X	Spirituos, Vinous and Malt – Class A Lounge	\$2,200.00
	CLASS X: Class A Lounge	
Class XI	Spirituos, Vinous and Malt – Restaurant Lounge	\$1,500.00
	CLASS XI: Restaurant/Lounge; and OTB.	

UNORGANIZED TERRITORIES \$10.00 filing fee shall be paid directly to County Treasurer. **All applicants in unorganized territories shall submit along with their application evidence of payment to the County Treasurer.**

All applications for NEW or RENEWAL liquor licenses must contact their Municipal Officials or the County Commissioners in unincorporated places for approval and signatures for liquor licenses prior to submitting them to the bureau.

All fees must accompany application, make check payable to the Treasurer, State of Maine.

This application must be completed and signed by the Town or City and mailed to:
Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing and Enforcement
8 State House Station, Augusta, ME 04333-0008 (Regular address)
10 Water Street, Hallowell, ME 04347 (Overnight address)
Payments by check subject to penalty provided by Title 28A, MRS, Section 3-B.

TO STATE OF MAINE MUNICIPAL OFFICERS & COUNTY COMMISSIONERS:

Hereby certify that we have complied with Section 653 of Title 28-A Maine Revised Statutes and hereby approve said application.

Dated at: Lisbon, Maine Androscoggin
City/Town (County)
On: 9/18/18
Date

The undersigned being: ☐ Municipal Officers ☐ County Commissioners of the
☐ City ☒ Town ☐ Plantation ☐ Unincorporated Place of: Lisbon, Maine

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE – SPECIAL ATTENTION

§653. Hearings; bureau review; appeal

1. Hearings. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, may hold a public hearing for the consideration of applications for new on-premises licenses and applications for transfer of location of existing on-premises licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.

A. The bureau shall prepare and supply application forms. [1993, c. 730, §27 (AMD).]

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located. [1995, c. 140, §4 (AMD).]

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premises license or transfer of the location of an existing on-premises license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premises license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premises license that has been extended pending renewal within 120 days of the filing of the application. [2003, c. 213, §1 (AMD).]



MEMORANDUM

TO: Diane Barnes, Town Manager
FROM: Tracey Steuber, Economic & Community Development Director
CC: Lisbon Development Committee
SUBJECT: Schedule a Public Hearing Date – October 2, 2018
DATE: September 13, 2018

The Town of Lisbon is the recipient of another Community Development Block Grant (CDBG) Downtown Revitalization for the Lisbon Village Streetscape Project in the amount of \$300,000. As part of the phase II grant process, we need to hold a public hearing.

The Economic Development Department along with the Lisbon Development Committee would like to ask Council to set a public hearing date on the CDBG-DR Lisbon Village Streetscape Project on Tuesday, October 2, 2018 to meet the grant requirement.

Phase II Public Hearing Notice to comply with Title VI Requirements

Public Hearing Notice
The Town of Lisbon

October 2, 2018

The Town of Lisbon will hold a Public Hearing on Tuesday, ~~September 18, 2018~~, at 7 p.m., at the Town Office to discuss acceptance of a Downtown Revitalization CDBG Grant in the amount of \$300,000. The purpose of the grant is for rehabilitation of sidewalks and curbing, drainage, improvements to crosswalks, street lighting, and greenery in the village of Lisbon. Public comments will be solicited at this Hearing and will be submitted as part of the Project Development Phase. All persons wishing to make comments or ask questions about the acceptance of these funds are invited to attend this Public Hearing. Comments may be submitted in writing to: Tracey Steuber, Economic & Community Development Director at any time prior to the Public Hearing. TDD/TTY users may call 711. If you are physically unable to access any of the Town's programs or services, please call Tracey Steuber at 207-353-3000 extension 122, so that accommodations can be made.



Town of Lisbon
300 Lisbon Street
Lisbon ME 04250
733-2341

~~Please publish on September 6, 2018~~



TOWN OF LISBON

Agenda Item 2018-198

Tracey Steuber
Director Economic & Community Development
tsteuber@lisbonme.org

CDBG Façade Grant Bids

The following bid was advertised in the Sun Journal, Town website and sent to the following:

<u>Location</u>	<u>Bidder</u>	<u>Bid</u>
14 Main Street	Portland Glass (Windows/Doors)	*\$17,900

*There were no bids received on the deadline date/time of 9/3/2018, however after speaking with DECD, they have allowed us to seek a quote after the bid deadline. This bid has been accepted by the property owner as well as DECD.

The Scope of Work consists of the following:

Replacement of window screens

Replacement of all glass and doors in front of building with high performance low-e glass and key pad lock on side door.

Rear door replacement - New steel door with key pad entry

Decorative Window safety grates- lower half of 2nd floor windows.

After speaking with the owners the Economic & Community Development Director is requesting Council to award the one Windows/Doors Replacement bid from Portland Glass in the amount of \$17,900.00 as part of the CDBG Façade Grant requirements. This award is contingent on the work being completed by the November 30, 2018 deadline.



MEMORANDUM FROM THE PUBLIC WORKS DIRECTOR

TO: DIANE BARNES, TOWN MANAGER
FROM: TOM MARTIN
SUBJECT: DIESEL TANK REQUEST
DATE: 9/13/2018

Dear Diane,

I would like to request to council that we are allowed to complete the repairs to the Diesel Underground Storage Tank (UST). As you know, this tank was under a 30 year replacement schedule. We have reached that milestone and upon an inspection and a few upgrades this year, would qualify for a 10 year extension with inspections happening the last 5 years.

Simard and Son has done an inspection and found all in good order with the exception of a required Dispenser sump and pump.

Please see the attached quote for specifics of the work.

Simard has been servicing this system for years and it would be my recommendation to continue this program with them. The price is fair and compensable given the type of work that will have to be done.

Best regards,

Tom

Tom Martin

SIMARD

Since 1928

3 Trident Drive, Lewiston, Maine 04240 & 735 Main Road North, Hampden, Maine 04444
(207) 783-0297 * (800) 244-0297 * Fax (207) 782-7108

August 10, 2018

Thomas Martin
Lisbon Public Works Department
14 Capital Avenue
Lisbon Maine 04250

RE: 30 year warranty extension/Diesel UST Tank Registration #2061

Tom,

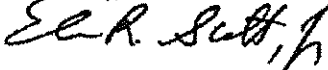
The following is a cost estimate to provide a 10-year warranty extension on the 10,000 gallon Diesel UST. The system will need follow up testing on years 6, 7, 8 and 9 of the 10 year extension.

- Saw cut and replace existing 15 gallon overflow manhole with new. Hydrostatic test.
- Remove existing pump and add (1) new fiberglass dispenser sump. Tie into existing suction line and repipe. Hydrostatically test.
- Reconnect electrical power to existing suction pump
- Install (1) standalone sump sensor
- Provide 6" vac test of double wall tank interstice per PEI-1200.
- Provide passing test results and 30 year extension form to the Maine DEP
- Provide passing annual tank inspection to the Maine DEP

Labor & Materials: \$10,470.00
(Price valid for 30 days)

Exclusions: Contaminated soils, pump repairs/upgrades, upgrades to electrical, asphalt paving. Any out of scope work not listed above

Sincerely,



Elwin "Scottie" Scott Jr.
President

Signature of Acceptance: _____
(Town of Lisbon) (Date)



TANK INSTALLERS



Simard & Sons, Inc.
TERMS AND CONDITIONS

This Agreement, along with any specifications attached hereto or to which this Agreement is attached, will constitute a valid and binding contract between **Town of Lisbon, Lisbon Public Works** (the "Purchaser") and **Simard & Sons, Inc. ("S&S")**, our heirs, personal representatives, successors and assigns, subject to all terms and conditions to follow:

It is expressly agreed that there are no promises, agreements, or understandings, oral or written, not specified in this Agreement. Prices quoted are for acceptance within 30 days and, unless otherwise specified, are subject to change after that date. Scheduling and completion dates are contingent upon fire, strikes, accidents or other delays beyond the control of S&S.

The Purchaser shall obtain all permits except where noted. All material used in association with the work of S&S on the premises of the Purchaser (the "Material") will remain the property of S&S until the prices and costs specified in this contract (the "Price") are paid in full. S&S shall have the right to enter onto the premises of the Purchaser, without prior consent, for purposes of removing the Material in the event that Purchaser fails to make payment in full as provided herein, and nothing herein shall be deemed to be conveyance by S&S of its agents and employees. Payment in full of the Price shall be made within **Thirty (30)** days of receipt of invoice from S&S. Purchaser waives any and all rights to notice in connection with an action for forcible entry and detainer to recover material described above, and also waives any defenses in the event that Purchaser has failed to make payment when due without cause. A 1.5% per month late payment charge shall be applied to any overdue balance if payment is not received when due. (18% APR)

S&S shall be entitled to recover all costs incurred in connection with the enforcement of this contract, including but not limited to, reasonable attorney fees. Purchaser waives any presentment, demand, protest, and any other notice from S&S regarding the payment hereunder.

This contract shall be governed by the laws of the State of Maine.

In the event that any portion of the Agreement is declared void or unenforceable by a court of competent jurisdiction, the remaining portion shall remain in full force and effect.

Warranty Policy – *Equipment furnished as a part of this proposal is warranted by the manufacturers. These warranties are passed through the seller to the buyer according to the manufactures policy. All used equipment to have a 30 day parts only warranty.*

Date: _____

By: _____
Signature for **Town of Lisbon**


By: _____
Elwin R Scott President for: **Simard & Sons, Inc.**



OFFICE OF SUPERINTENDENT OF SCHOOLS
Richard A Green, Superintendent of Schools

LISBON SCHOOL DEPARTMENT

TO: Lisbon Town Council

FROM: Richard Green 

DATE: September 11, 2018

RE: Capital Reserve Request

The Capital Reserve Fund was created in 2011 to allow the School Committee to use existing money to pay for maintenance and minor remodeling. Since 2011, money from the undesignated balance and unanticipated revenues has been transferred into the Capital Reserve Fund. As you know, using the Capital Reserve Fund has allowed the Lisbon School Committee to utilize existing money without having to increase the taxpayer's local share. The current balance of the Capital Reserve Fund is \$40,550 and the following request is to utilize an amount not to exceed \$28,895 to pay for the installation of a playground at the Gartley Street School.

On Monday, September 10, 2018, the Lisbon School Committee voted (5-0) to request authorization from the Town Council to utilize an amount not to exceed \$28,895 from the Lisbon School Department's Capital Reserve Fund to pay for the installation of a playground at the Gartley Street School. Attached you will see a copy of the quote from Maine Recreation and Design.

Please feel free to contact me if you have any questions or require any additional information prior to your next meeting. I thank you in advance for your consideration.

11F

Miracle Recreation Equip. Co.
878 E. US Hwy 60
Monett, MO 65708
1-888-458-2752

QUOTE: R0068180161

Project: R0068_43285484659_03

Prepared For:
John Merrifield
Gartley Street School
19 Gartley Street
Lisbon, ME 04250
207-353-3060 (phone)
jmerrifield@lisbonschoolsme.org

Project Name & Location:
Gartley Street School

Prepared by:
Maine Recreation and Design

347 Lunt Road
Brunswick, ME 04011
(207) 729-9368 (phone)
eric@maine-playgrounds.com

Ship To Address:
Eric Welzel
Gartley Street School
19 Gartley Street
Lisbon, ME 04250
207-751-4323 (phone)
eric@maine-playgrounds.com

End User:
John Merrifield
Gartley Street School
19 Gartley Street

Lisbon, ME 04250 207-353-3060
(phone)
jmerrifield@lisbonschoolsme.org

Quote Number: R0068180161
Quote Date: 8/22/18
Valid For: 30 Days From Quote Date

Final ~~\$~~ 28875.⁰⁰

Playground Final Design

Product line: KidsChoice
Age group: 5-12

Global defaults

Accent	SILVER
Accent Climber	SILVER
Accent Enclosure	SILVER
Clamp	SILVER
Jumping Bean	CHARTREUSE
Leg	SILVER
Post	SILVER
PVC	GREY
Slide Canopy	RED
Slide Rockite	RED
Swing Seat	RED
Toprail	RED

Components

Part Number	Description	Qty	Weight	Unit Price	Total
2840	SWG PART SLASH PROOF SEAT W/CHAIN (8' TR)	6	10.00	113.00	678.00
7185029	SQUARE DECK (ATTACHES TO 4 POSTS)	2	100.00	757.00	1,514.00
718552	3 1/2" OD X 130" POST (3' TO 5' DECKS)	2	40.00	172.00	344.00
718553	3 1/2" OD X 148" POST (5'6" TO 6' 6" DECKS)	6	45.00	191.00	1,146.00
7186386	GROOVE II SLIDE (6' & 6'6" DECK)	1	350.00	1,838.00	1,838.00
7187196	CLIFF CLIMBER (6'6" DECK)	1	90.00	781.00	781.00

7187265	MOGUL SLIDE (5' DECK)	1	200.00	1,755.00	1,755.00
7187786	INCLINED SPIDER CLIMBER (5' & 6' DECKS)	1	75.00	844.00	844.00
71885159	SQUARE TRANSFER POINT W/CLOSED HR (5' DECK)	1	375.00	4,029.00	4,029.00
7188522	3 1/2" OD ARCH SWG FRAME ONLY 2 SEATS REQ MC	1	200.00	1,142.00	1,142.00
7188522X	3 1/2" OD ARCH ADD-A-BAY 2 SEATS REQ MC	2	170.00	629.00	1,258.00
71886726	TWISTED VINE CLIMBER (6'6" DECK)	1	90.00	1,166.00	1,166.00
7189939	ADA STAIRS BTWN DK W/1'6" RISE CLSD HR	1	145.00	1,326.00	1,326.00
944	JUMPING BEAN	1	60.00	959.00	959.00

RiskSign_Included

Product line: Freestanding

Age group:

Global defaults

Post - FS

Components

Part Number	Description	Qty	Weight	Unit Price	Total
787Z	RISK MANAGEMENT SIGN - ENGLISH (NO PRICE)	1	60.00	0.00	0.00

Totals:

Equipment Weight:	2,595.00 lbs
Equipment List:	\$18,780.00
Discount Amount:	-\$3,874.00
Equipment Price:	\$14,906.00
Freight:	\$2,300.00 Code: Needed
Installation:	\$11,669.00
Products by Other:	\$0.00
SubTotal:	\$28,875.00
Estimated Sales Tax*:	\$0.00
Grand Total:	\$28,875.00

Notes: Installation cost includes the following items.

1. Purchasing and the spreading of certified playground surfacing.
2. Removal of (2) existing swing sets.
3. Off loading of playground equipment when it is delivered to the school.

This will be a "Turn Key" installation.

This Quote shall not become a binding contract until signed and delivered by both Customer and Miracle Recreation Equipment Company ("Miracle"). Sales Representative is not authorized to sign this Quote on behalf of Miracle or Customer, and signed Quotes cannot be accepted from Sales Representative. To submit this offer, please sign below and forward a complete signed copy of this Quote directly to "Miracle Sales Administration" via fax (417) 235-3551 or email: orders@miraclerec.com. Upon acceptance, Miracle will return a fully-signed copy of the Quote to Customer (with copy to Sales Representative) via fax or email.

THIS QUOTE IS LIMITED TO AND GOVERNED BY THE TERMS CONTAINED HEREIN. Miracle objects to any other terms proposed by customer, in writing or otherwise, as material alterations, and all such proposed terms shall be void. Customer authorizes Miracle to ship the Equipment and agrees to pay Miracle the total amount specified. Shipping terms are FOB the place of shipment via common carrier designated by Miracle. Payment terms are Net-30 days from invoice date with approved credit and all charges are due and payable in full at PO Box 204757, Dallas, TX 75320-4757, unless notified otherwise by Miracle in writing. Customer agrees to pay all additional service charges for past due invoices. Customer must provide proper tax exemption certificates to Miracle, and shall promptly pay and discharge all otherwise applicable taxes, license fees, levies and other impositions on the Equipment at its own expense. Purchase orders and payments should be made to the order of Miracle Recreation Equipment Company.

Quote Number: R0068180161 Quote Date: 8/22/18 Equipment: \$18,780.00 Grand Total: \$28,875.00

CUSTOMER HEREBY SUBMITS ITS OFFER TO PURCHASE THE EQUIPMENT ACCORDING TO THE TERMS STATED IN THIS QUOTE AND SUBJECT TO FINAL APPROVAL BY MIRACLE.

Submitted By Printed Name and Title Date
THE FOREGOING QUOTE AND OFFER ARE HEREBY APPROVED AND ACCEPTED BY MIRACLE RECREATION EQUIPMENT
By:

Date:

ADDITIONAL TERMS & CONDITIONS OF SALE

1. Use & Maintenance. Customer agrees to regularly inspect and maintain the Equipment, and to provide, inspect and maintain appropriate safety surfacing under and around the Equipment, in accordance with Miracle's product literature and the most current Consumer Product Safety Commission Handbook for Public Playground Safety.

2. Default, Remedies & Delinquency Charges. Customer's failure to pay any invoice when due, or its failure to otherwise comply with the terms of this Quote, shall constitute a default under all unsatisfied invoices ("Event of Default"). Upon an Event of Default, Miracle shall have all remedies available to it at law or equity, including, without limitation, all remedies afforded a secured creditor under the Uniform Commercial Code. Customer agrees to assist and cooperate with Miracle to accomplish its filing and enforcement of mechanic's or other liens with respect to the Equipment or its location or its repossession of the Equipment, and Customer expressly waives all rights to possess the Equipment after an Event of Default. All remedies are cumulative and not alternative, and no exercise by Miracle of a remedy will prohibit or waive the exercise of any other remedy. Customer shall pay all reasonable attorneys fees plus any costs of collection incurred by Miracle in enforcing its rights hereunder. Subject to any limitations under law, Customer shall pay to Miracle as liquidated damages, and not as a penalty, an amount equal to 1.5% per month of any payment that is delinquent in such month and is not received by Miracle within ten (10) days after the date on which due.

3. Limitation of Warranty/ Indemnity. MIRACLE MAKES NO EQUIPMENT WARRANTIES EXCEPT FOR THOSE STANDARD WARRANTIES ISSUED WITH THE EQUIPMENT, WHICH ARE INCORPORATED HEREIN BY THIS REFERENCE. MIRACLE SPECIFICALLY DISCLAIMS ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE AND ANY LIABILITY FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES. CUSTOMER AGREES TO DEFEND, INDEMNIFY AND SAVE MIRACLE HARMLESS FROM ALL CLAIMS OF ANY KIND FOR DAMAGES OF ANY KIND ARISING OUT OF CUSTOMER'S ALTERATION OF THE EQUIPMENT, ITS FAILURE TO MAINTAIN THE EQUIPMENT, ITS FAILURE TO PROPERLY SUPERVISE EQUIPMENT USE, OR ITS FAILURE TO PROVIDE AND MAINTAIN APPROPRIATE TYPES AND DEPTHS OF SAFETY SURFACING BENEATH AND AROUND THE EQUIPMENT IN ACCORDANCE WITH MIRACLE'S INSTALLATION AND OWNERS MANUALS AND THE MOST CURRENT CONSUMER PRODUCT SAFETY COMMISSION HANDBOOK FOR PUBLIC PLAYGROUND SAFETY.

4. Restrictions. Until all amounts due hereunder are paid in full, Customer shall not: (i) permit the Equipment to be levied upon or attached under any legal process; (ii) transfer title to the Equipment or any of Customer's rights therein; or (iii) remove or permit the removal of the Equipment to any location not specified in this Quote.

5. Purchase Money Security Interest. Customer hereby grants, pledges and assigns to Miracle, and Miracle hereby reserves a purchase money security interest in, the Equipment in order to secure the payment and performance in full of all of Customer's obligations hereunder. Customer agrees that Miracle may file one or more financing statements, in order to allow it to perfect, acquire and maintain a superior security interest in the Equipment.

6. Choice of Law and Jurisdiction. All agreements between Customer and Miracle shall be interpreted, and the parties' obligations shall be governed, by the laws of the State of Missouri without reference to its choice of law provisions. Customer hereby consents to the personal jurisdiction of the state and federal courts located in the city and county of St. Louis, Missouri.

7. Title; Risk of Loss; Insurance. Miracle Retains full title to all Equipment until full payment is received by Miracle. Customer assumes all risk of loss or destruction of or damage to the Equipment by reason of theft, fire, water, or any other cause, and the occurrence of any such casualty shall not relieve the Customer from its obligations hereunder and under any invoices. Until all amounts due hereunder are paid in full, Customer shall insure the Equipment against all such losses and casualties.

8. Waiver; Invalidity. Miracle may waive a default hereunder, or under any invoice or other agreement between Customer and Miracle, or cure such a default at Customer's expense, but shall have no obligation to do either. No waiver shall be deemed to have taken place unless it is in writing, signed by Miracle. Any one waiver shall not constitute a waiver of other defaults or the same kind of default at another time, or a forfeiture of any rights provided to Miracle hereunder or under any invoice. The invalidity of any portion of this Quote shall not affect the force and effect of the remaining valid portions hereof.

9. Entire Agreement; Amendment; Binding Nature. This fully-executed Quote, as supplemented by Change Orders and invoices containing exact amounts of estimates provided herein, constitutes the complete and exclusive agreement between the parties. A Change Order is a written instrument signed by the Customer and Miracle stating their agreement as to any amendment in the terms of this Quote. Customer acknowledges that Change

Orders may result in delays and additional costs. The parties agree that all Change Orders shall include appropriate adjustments in price and time frames relating to any requested amendments. Upon full execution, this Quote shall be binding upon and inure to the benefit of the parties and their successors and assigns.

10. Counterparts; Electronic Transmission. This Quote, any invoice, and any other agreement between the parties, may be executed in counterparts, each of which shall constitute an original. The facsimile or other electronic transmission of any signed original document and retransmission of any signed facsimile or other electronic transmission shall be the same as the transmission of an original. At the request of either party, the parties will confirm facsimile or other electronically transmitted signatures by signing an original document.

Rev E 021815



Maine Municipal
Association

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

MEMORANDUM

TO: Key Municipal Officials of MMA Member Cities, Towns and Plantations

FROM: Stephen W. Gove, Executive Director

DATE: September 4, 2018

SUBJECT: Voting Credentials for MMA Annual Business Meeting

The Maine Municipal Association Annual Business Meeting is being held in conjunction with the MMA Annual Convention and will take place on **Wednesday, October 3, 2018, at 1:45 p.m. in the Cumberland Room at the Augusta Civic Center.** The MMA Bylaws entitle each member community to one (1) voting representative.

Enclosed please find the ***MMA Voting Delegates Credential Form*** on which the municipal officers may designate their municipality's voting representative and alternate. We have also attached the Proposed Agenda for the MMA Annual Business Meeting for your reference. The current MMA Bylaws as adopted in 2013 will be available at the MMA Annual Business Meeting or may be viewed on the MMA website at:

<http://www.memun.org/public/MMA/Gov/bylaws.pdf>.

Please note that the MMA Executive Committee is not putting forth any proposed amendments to the MMA bylaws for this year. If you plan to be at the MMA Annual Convention and would like to have a Voting Delegate represent your municipality, please complete the MMA Voting Delegate Credential Form and return to our office by **Tuesday, October 2, 2018** or bring it with you to the MMA Annual Business Meeting. We have provided a self-addressed, self-stamped envelope for your convenience.

We look forward to seeing you at this year's 82nd MMA Annual Convention at the Augusta Civic Center. We have a great line up of speakers, workshops and networking opportunities at this year's convention. If you have any questions on this information, please contact Rebecca Lambert at 1-800-452-8786 or 623-8428 ext. 2307.

**Maine Municipal Association
Annual Business Meeting
Wednesday, October 3, 2018
1:45 – 2:45 p.m.
Augusta Civic Center, Augusta, Maine
Cumberland Room**

PROPOSED AGENDA

1. **Introductions and Welcoming Remarks** – MMA President Linda C. Cohen
(Mayor, City of South Portland)
2. **Approval of 2017 MMA Annual Business Meeting Minutes** – Linda Cohen
3. **Introduction of New Executive Committee Members** – Linda Cohen
4. **MMA President's Report** – Linda Cohen
5. **Executive Director's Report** – Stephen Gove, MMA Executive Director
6. **Other Business** (*comments from the floor*)
7. **Adjournment**

MAINE MUNICIPAL ASSOCIATION

VOTING DELEGATE CREDENTIALS

_____ is hereby designated as the official Voting Delegate and
(name)
_____ as the alternate voting delegate for _____
(name) (municipality)
to the Maine Municipal Association Annual Business Meeting which is scheduled to be held,
Wednesday, October 3, 2018, 1:45 p.m., at the Augusta Civic Center, Augusta, Maine.

The Voting Delegate Credentials may be cast by a majority of the municipal officers, or a municipal official designated by a majority of the municipal officers of each Municipal member.

Date: _____ Municipality: _____

Signed by a Municipal Official designated by a majority of Municipal Officers:

Name: _____ Position: _____

Or Signed by a Majority of Municipal Officers:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Please return this form no later than **Tuesday, October 2, 2018** or bring it with you to the MMA Annual Business Meeting. If mailing, send to:

**MMA Annual Business Meeting
Maine Municipal Association
60 Community Drive
Augusta, Maine 04330
FAX: 207-626-3358**

MEMORANDUM FROM THE TOWN CLERK

TO: Diane Barnes, Town Manager & Town Councilors

FROM: Twila Lycette, Town Clerk

SUBJECT: Consolidation of Voting Districts

DATE: September 3, 2017

The Town of Lisbon consolidated polling locations 90 days prior to the November 2016 Presidential Election with state approval. This polling location consolidation prompted the State to consider consolidation efforts for voting in Ward 1 and Ward 2, which they did and now Lisbon voters vote on the same state ballot for the same House and Senate District seats. This reduced the number of DS200 tabulating machines needed Election Day.

Our local ballots are different still in only one race, Town Council District 1 and District 2. Perhaps the Council would also like to see if Lisbon voters are interested in consolidating Districts so Council seats would “all” be at-large with street addresses printed on the ballot under each candidate’s name. Voters would still be able to determine where candidates live in town.

This move to consolidate Voting Districts should save some money on programing costs. Should save time when it comes to testing different ballot styles. If we were to run low on ballots, the warden would no longer have to worry whether there are enough ballots left for District 1 or District 2 since these could be shared.

ORDINANCE AUTHORIZING THE TOWN OF LISBON TO ISSUE UP TO \$294,000 IN BONDS TO FINANCE LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM HUSTON STREET TO THE URBAN COMPACT LINE.

BE IT ORDAINED, pursuant to Articles 6.09 and 8.11(b)(2) of the Charter of the Town of Lisbon and section 5772 of Title 30-A of the Maine Revised Statutes,

- (1) that the Town of Lisbon (the "Town") be authorized to issue general obligation bonds in an amount not to exceed \$294,000 and notes in anticipation thereof (collectively, the "Bonds"), to fund Lisbon's 10% share of the costs of reconstruction of State Route 125 from the intersection of Huston Street to the Urban Compact Line (the "Project"), subject to approval of federal and state funding of approximately \$2,935,000 to finance remaining Project costs;
- (2) That the proceeds of the Bonds, including any investment earnings on the Bonds, be appropriated for the costs of the Project;
- (3) That the Finance Director be authorized to arrange for the sale of the Bonds at public or private sale to such parties as the Finance Director determines to be in the best interest, to execute and deliver loan agreements and other contracts, certificates and instruments as the Finance Director shall determine prudent in connection with the issuance and sale of the Bonds, to approve the date(s), maturity or maturities, denomination(s), interest rate(s), place(s) of payment, form(s) and other terms, provisions, and details of such Bonds, and to provide for the sale and delivery against payment thereof, to provide that the Bonds may be redeemable or callable, with or without premium, prior to their maturity, and to hire such financial advisors and other consultants, if any, as the Finance Director deems necessary to assist with the sale of the Bonds, all on such terms (not inconsistent with this Order) as the Finance Director shall approve;
- (4) That the Bonds be issued in registered form in the name of the Town, executed and delivered by the Finance Director and countersigned by the Chairman of the Town Council and the Town Manager under the official seal of the Town attested by the Town Clerk;
- (5) That the Municipal Officers, being the Town Council, Town Manager, Finance Director and Clerk of the Town of Lisbon are each authorized to do or cause to be done all such acts, including but not limited to the execution and delivery of any and all contracts, agreements, certificates and other documents as may be necessary or advisable in order to carry out the provisions of this Ordinance in connection with the issuance and delivery by the Town of the Bonds;

- (6) That if any Municipal Officer whose signature may be required in connection with the issuance and sale of the Bonds is for any reason unavailable to approve and execute the required documents, the persons then acting in such capacity on behalf of such Municipal Officer, whether an assistant, a deputy or in some other capacity, is authorized to act on behalf of such Municipal Officer and to perform such acts themselves;
- (7) That if any of the Municipal Officers who have signed, attested, or sealed the Bonds shall cease to be such officers before the Bonds so signed, attested and sealed shall have been actually authenticated and delivered by the Town, such Bonds nevertheless may be authenticated, delivered and issued with the same force and effect as though the person or persons who signed, attested or sealed the Bonds had not ceased to be such Municipal Officer;
- (8) That it shall be a condition to the foregoing authority conferred by this Ordinance that the voters of the Town, pursuant to Article 8.11(b)(2) of the Town Charter, ratify the adoption of this Ordinance;
- (9) That the Town Clerk file an attested copy of this Ordinance with the minutes of this meeting and make attested copies of this Ordinance available to the public;
- (10) That a referendum election question regarding the ratification of this Ordinance be placed on the ballot for the November 6, 2018 municipal election, and that the Town Clerk is hereby authorized to take all actions required of the Town Clerk for that referendum question to be considered by the voters, and that a ballot title and referendum question in the following form appear in the warrant for and on the ballot at said election, accompanied by a statement of the Town's Finance Director with respect to said indebtedness in accordance with section 5772 of Maine Revised Statutes Title 30-A:

ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SECURITIES OF THE TOWN OF LISBON IN AN AMOUNT NOT TO EXCEED \$294,000 FOR THE PURPOSE OF FINANCING LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM HUSTON STREET TO THE URBAN COMPACT LINE.

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ORDINANCE AUTHORIZING THE TOWN OF LISBON TO ISSUE UP TO \$430,000 IN BONDS TO FINANCE LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM STATE ROUTE 196 TO HUSTON STREET.

BE IT ORDAINED, pursuant to Articles 6.09 and 8.11(b)(2) of the Charter of the Town of Lisbon and section 5772 of Title 30-A of the Maine Revised Statutes,

- (1) that the Town of Lisbon (the "Town") be authorized to issue general obligation bonds in an amount not to exceed \$430,000 and notes in anticipation thereof (collectively, the "Bonds"), to fund Lisbon's 10% share of the costs of reconstruction of State Route 125 from the intersection of State Route 196 to Huston Street (the "Project"), subject to approval of federal and state funding of approximately \$4,300,000 to finance remaining Project costs;
- (2) That the proceeds of the Bonds, including any investment earnings on the Bonds, be appropriated for the costs of the Project;
- (3) That the Finance Director be authorized to arrange for the sale of the Bonds at public or private sale to such parties as the Finance Director determines to be in the best interest, to execute and deliver loan agreements and other contracts, certificates and instruments as the Finance Director shall determine prudent in connection with the issuance and sale of the Bonds, to approve the date(s), maturity or maturities, denomination(s), interest rate(s), place(s) of payment, form(s) and other terms, provisions, and details of such Bonds, and to provide for the sale and delivery against payment thereof, to provide that the Bonds may be redeemable or callable, with or without premium, prior to their maturity, and to hire such financial advisors and other consultants, if any, as the Finance Director deems necessary to assist with the sale of the Bonds, all on such terms (not inconsistent with this Order) as the Finance Director shall approve;
- (4) That the Bonds be issued in registered form in the name of the Town, executed and delivered by the Finance Director and countersigned by the Chairman of the Town Council and the Town Manager under the official seal of the Town attested by the Town Clerk;
- (5) That the Municipal Officers, being the Town Council, Town Manager, Finance Director and Clerk of the Town of Lisbon are each authorized to do or cause to be done all such acts, including but not limited to the execution and delivery of any and all contracts, agreements, certificates and other documents as may be necessary or advisable in order to carry out the provisions of this Ordinance in connection with the issuance and delivery by the Town of the Bonds;

- (6) That if any Municipal Officer whose signature may be required in connection with the issuance and sale of the Bonds is for any reason unavailable to approve and execute the required documents, the persons then acting in such capacity on behalf of such Municipal Officer, whether an assistant, a deputy or in some other capacity, is authorized to act on behalf of such Municipal Officer and to perform such acts themselves;
- (7) That if any of the Municipal Officers who have signed, attested, or sealed the Bonds shall cease to be such officers before the Bonds so signed, attested and sealed shall have been actually authenticated and delivered by the Town, such Bonds nevertheless may be authenticated, delivered and issued with the same force and effect as though the person or persons who signed, attested or sealed the Bonds had not ceased to be such Municipal Officer;
- (8) That it shall be a condition to the foregoing authority conferred by this Ordinance that the voters of the Town, pursuant to Article 8.11(b)(2) of the Town Charter, ratify the adoption of this Ordinance;
- (9) That the Town Clerk file an attested copy of this Ordinance with the minutes of this meeting and make attested copies of this Ordinance available to the public;
- (10) That a referendum election question regarding the ratification of this Ordinance be placed on the ballot for the November 6, 2018 municipal election, and that the Town Clerk is hereby authorized to take all actions required of the Town Clerk for that referendum question to be considered by the voters, and that a ballot title and referendum question in the following form appear in the warrant for and on the ballot at said election, accompanied by a statement of the Town's Finance Director with respect to said indebtedness in accordance with section 5772 of Maine Revised Statutes Title 30-A:

ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SECURITIES OF THE TOWN OF LISBON IN AN AMOUNT NOT TO EXCEED \$430,000 FOR THE PURPOSE OF FINANCING LISBON'S 10% SHARE OF THE COST OF RECONSTRUCTING STATE ROUTE 125 FROM STATE ROUTE 196 TO HUSTON STREET.

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ORDINANCE AUTHORIZING THE TOWN OF LISBON TO ISSUE UP TO \$675,000 IN BONDS TO FINANCE THE PURCHASE OF A FIRE ENGINE

BE IT ORDAINED, pursuant to Articles 6.09 and 8.11(b)(2) of the Charter of the Town of Lisbon and section 5772 of Title 30-A of the Maine Revised Statutes,

- (1) that the Town of Lisbon (the "Town") be authorized to issue general obligation bonds in an amount not to exceed \$675,000 and notes in anticipation thereof (collectively, the "Bonds"), to fund the purchase of a "pumper" fire engine;
- (2) That the proceeds of the Bonds, including any investment earnings on the Bonds, be appropriated for the costs of the Project;
- (3) That the Finance Director be authorized to arrange for the sale of the Bonds at public or private sale to such parties as the Finance Director determines to be in the best interest, to execute and deliver loan agreements and other contracts, certificates and instruments as the Finance Director shall determine prudent in connection with the issuance and sale of the Bonds, to approve the date(s), maturity or maturities, denomination(s), interest rate(s), place(s) of payment, form(s) and other terms, provisions, and details of such Bonds, and to provide for the sale and delivery against payment thereof, to provide that the Bonds may be redeemable or callable, with or without premium, prior to their maturity, and to hire such financial advisors and other consultants, if any, as the Finance Director deems necessary to assist with the sale of the Bonds, all on such terms (not inconsistent with this Order) as the Finance Director shall approve;
- (4) That the Bonds be issued in registered form in the name of the Town, executed and delivered by the Finance Director and countersigned by the Chairman of the Town Council and the Town Manager under the official seal of the Town attested by the Town Clerk;
- (5) That the Municipal Officers, being the Town Council, Town Manager, Finance Director and Clerk of the Town of Lisbon are each authorized to do or cause to be done all such acts, including but not limited to the execution and delivery of any and all contracts, agreements, certificates and other documents as may be necessary or advisable in order to carry out the provisions of this Ordinance in connection with the issuance and delivery by the Town of the Bonds;
- (6) That if any Municipal Officer whose signature may be required in connection with the issuance and sale of the Bonds is for any reason unavailable to approve and execute the required documents, the persons then acting in such capacity on behalf of such Municipal Officer, whether an assistant, a deputy or in some other capacity, is authorized to act on behalf of such Municipal Officer and to perform such acts themselves;

- (7) That if any of the Municipal Officers who have signed, attested, or sealed the Bonds shall cease to be such officers before the Bonds so signed, attested and sealed shall have been actually authenticated and delivered by the Town, such Bonds nevertheless may be authenticated, delivered and issued with the same force and effect as though the person or persons who signed, attested or sealed the Bonds had not ceased to be such Municipal Officer;
- (8) That it shall be a condition to the foregoing authority conferred by this Ordinance that the voters of the Town, pursuant to Article 8.11(b)(2) of the Town Charter, ratify the adoption of this Ordinance;
- (9) That the Town Clerk file an attested copy of this Ordinance with the minutes of this meeting and make attested copies of this Ordinance available to the public;
- (10) That a referendum election question regarding the ratification of this Ordinance be placed on the ballot for the November 6, 2018 municipal election, and that the Town Clerk is hereby authorized to take all actions required of the Town Clerk for that referendum question to be considered by the voters, and that a ballot title and referendum question in the following form appear in the warrant for and on the ballot at said election, accompanied by a statement of the Town's Finance Director with respect to said indebtedness in accordance with section 5772 of Maine Revised Statutes Title 30-A:

ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SECURITIES OF THE TOWN OF LISBON IN AN AMOUNT NOT TO EXCEED \$675,000 FOR THE PURPOSE OF FINANCING THE PURCHASE OF A "PUMPER" FIRE ENGINE.

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MEMO

TO: DIANE BARNES, TOWN MANAGER
FROM: KATHY MALLOY, ASSESSOR
DATE: SEPTEMBER 10, 2018
RE: MONTHLY REPORT FOR AUGUST

Taxes were committed on August 13th

Total Valuation Base	570,383,625
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Real Estate	484,098,100
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Personal Property	40,628,100
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Homestead Reimbursement	29,161,438
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BETE Reimbursement	16,495,987
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Amount to be raised by taxation	14,045,653.68*
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Overlay	122,675.57**
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Mil rate .02484

*This amount represents- County, Municipal, TIF financing and Education/Local Share appropriations

**By State Statute overlay may not exceed 5% of the total assessment

Homestead exemption-20,000 x .02484=\$496.80 reduction in tax

Veteran exemption-6,000 x .02484=\$149.04 reduction in tax

A Board of Assessment Review Hearing was held on August 28th.

Eagle Creek is seeking a reduction of over 8 million dollars in value for the tax year 2017/18.

The abatement request includes the hydro plant, personal property located at the plant, and 7 Canal Street.

The Board will present their written decision on September 13th.

Code Enforcement

Dennis J. Douglass

Code Enforcement Officer, Building Inspector, Licensed Plumbing
Inspector, Local Health Officer

Monthly Report for August 2018

Building permits issued - 17

- 1 Commercial Remodel
- 1 Residential Remodel
- 4 Mobile homes
- 1 Garage
- 2 Additions
- 7 Misc.

Electrical permits issued - 14

- 2 Remodel
- 1 New home service
- 1 Commercial
- 3 Mobile homes
- 2 Upgrade service
- 5 Misc.

Plumbing permits issued - 9

- 1 Commercial plumbing
- 1 Replacement HHE200
- 4 Mobile home hook-ups
- 3 Internal plumbing connections

Misc. permits issued - 4

- 2 Demolition debris
- 2 Roof shingles

Planning Board -

Case 18-10 – Subdivision Amendment – Kelly Park Subdivision

Premier Drive, Lisbon Maine

Tax Map U21 Lot 6-1 & 6-2

- Amend the existing subdivision to show Building #5 – 12 Unit Multi-Family.

Appeals Board - No cases to report.

Health Officer –

- Living condition inspections
- Landlord/Tenant issues



TOWN OF LISBON

Economic & Community Development

300 Lisbon Street

Lisbon, ME 04250

(207) 353-3000, ext. 122

(207) 353-3007, fax

Economic & Community Development August Report

TO: Diane Barnes, Town Manager
FROM: Tracey Steuber, Economic & Community Development Director
DATE: September 13, 2018
RE: Monthly Department Report

LDC (Lisbon Development Committee): The LDC group met on August 9th to review the conceptual area for the Lisbon Village Streetscape Project. Tom Martin was on hand to discuss the sidewalk project. The committee would also like to give a big Thank You to Dean Willey who drew some ideas for the former Graziano's site.

Community Development Block Grant:

Façade Grant Projects: LDC met to review two more façade projects, 273 Lisbon Street and 14 Main Street. Both of these projects were awarded \$20,000 each. Having another building in the downtown area take advantage of the façade program continues to brighten up the area. The old yellow school house along Rt. 196 will be restored and the history saved in the village area. Also in the village area is the façade work at MT Pools, which received its grant award last year. Façade Grant projects have a completion date of November 30, 2018 as the grant will expire December, 2018. We hope to bring more façade grant funds to Lisbon for future improvements.

Downtown Revitalization Falls Streetscape Project: The new sidewalk project for the falls overall has been completed with just a few minor things left. Pedestrians can now cross Rt. 196 from Davis Street safely to access the downtown businesses.

The new Rusty's Lantern project is showing great progress and is looking to open later this fall.

Downtown Revitalization Lisbon Village Streetscape Project: The ECD Department is moving forward on the Phase II of the CDBG-DR Lisbon Village Project. There will be more information in the next few months as we move forward with this new exciting project for the village area.

Moxie Festival 2018: The Moxie Festival Committee held its end of festival debriefing meeting. In all the committee felt the festival was very successful and those who visited from all over were pleased with the Lisbon hospitality.

The 2019 Moxie Festival dates are: July 12 – 14.



Town of Lisbon

Fire Department

Nathan LeClair, Fire Chief



To: Town Council

The summer started off with a bang for the fire department with over 40 calls for service in June and July. The beginning of August was showing the same trend. Then at the half way point, things quieted down. The Department had a total of 29 calls for service for the month of August. 11 of these were EMS/First Responder calls and 4 were to assist Lisbon Emergency, mostly for lifting assistance.

Monthly training occurred on the Androscoggin River. Crews went out to learn how to use Marine 5 (boat) in rescue operations.

The last couple of years the annual, required, hose testing took several months to get completed. This year Lt Dubois and Lt Theberge headed up this task and took it head on. Crews have been able to complete 98% of the hose testing during the month of August.

Here is a break down on the type of responses that we have did last month.

<u>Incident Type</u>	<u>Occurrences</u>
Water vehicle fire	1
Medical assist, assist EMS crew	5
EMS call, excluding vehicle accident with injury	2
Motor vehicle accident with injuries	1
Motor vehicle accident with no injuries	1
Arching, shorting electrical equipment	1
Tree down	3
Good intent call, other	1
Dispatched and canceled en route	4
EMS call, party transported by non-fire agency	8
Alarm system sounded due to malfunction	1
Alarm system activation, no fire-unintentional	1
TOTAL	29



Town of Lisbon

Fire Department

Nathan LeClair, Fire Chief



Last month I also had SafetyWorks!, from the Maine Department of Labor, come back and do a consult with the Fire Department. From a physical stand point with the stations and equipment we did well. The biggest issue was on the records side, which I knew was going to be an issue before they came in. I am currently working on trying to get the Department back in line with what the State is requiring.

Respectfully submitted,

Nathan LeClair

Fire Chief

LIBRARY DEPARTMENT
TOWN COUNCIL /TOWN MANAGER MONTHLY REPORT
August 2018

CIRCULATION STATISTICS:

Adult Bks	1,401	Adult DVD's	372
Juv.Bks.	1,144	Juv. DVD's	189
Audio Bks.	75	Periodicals	193
ILL in	176	ILL Out	179
E-Readers Users	24	E-Reader Downloads	27
E-Audio Downloads	62	Gear/Kits	4
Steam Lab Science	NA	Juv. Audio Books	16
Legos Club	NA	Patron Use Computers	436
Priv.School Visits	NA	Thurs.3:30 PM Storytime	11
Adult Room Count	1,806	Children Rom. Count	812
Sat. AM Storytime	10	Stop Motion Program	19
New Patrons	43	Playhouse Use	12

Summer Read Tues.Afternoon Party: 36

Summer Read Tues.Evening Party: 19

The August circulation statistics reflect how busy the Library Department was with the last week of the Summer Reading . The children and their families continued to visit the library and checked out books and DVD's until school started. The statistics also show that patrons continued to order and enjoy materials they ordered from other Maine libraries. Outgoing ILL's also kept staff busy this summer. We have seen an increase in the number of new families who have moved to Lisbon recently who have come in for library services.

2018 Summer Reading Program Summary;

Our 2018 Summer Reading Program was very popular and successful. The readers met the challenge and beat last summer's total hours read in six week. Our local children read 1,456 hours in this summer 6-week program. We are proud of our Lisbon children and their families!

The addition of a "big" kickoff program in June was well worth it. "Magic with Peter Boie" that was held at the MTM Center was fun and encouraged the children to sign up and attend weekly programs.

The collaboration with the Lisbon Recreation Department's Summer Camp Program was very successful. 12-14 participants took part in our Summer Reading Program and visited our library every Thursday morning for 5 weeks. They were a great group of kids and camp counselors and we will certainly work with the Recreation Department again next summer to ensure we do our best to reach as many children as we can.

We would like to acknowledge and thank the following local businesses for their generous gifts/donations that allowed us to offer a fun and educational program to the children of Lisbon: Haggerty Realty, Don's Automotive, Maine Recycling Co., Lisbon House of Pizza, Fern's Auto Body Shop, Davis Landscaping Co. and Lisbon Federal Community Credit Union.

The entire library staff worked hard to ensure the success of the 2018 Summer Reading Program. A big thank you to my staff!

Staff Update:

We have lost our 15- hour Children's Services Aide. Joanna DiPietro and her family have relocated to Virginia. Her husband accepted a job with the FBI. Ms. Barnes allowed me to bring back Victoria Schalk, our previous aide on a temporary basis. This allowed our department to complete the Summer Reading Program and begin to plan and implement our September programs. Victoria will return to college the last week of September. Megan and I began the search, interview and hire process two weeks ago. We have offered the position to a candidate and will await the end of this process. The rest of the staff has stepped up and taken on the Saturday and evening work shifts.

Carpet Replacement & Back Room Heating System Upgrades:

Dennis Douglass and I have been working hard to move these projects forward. Because there are a few moving parts that include coordination between several companies, municipal departments and the actual moving /storing of 23,000 books, the project will not begin until the second week of October. We met all the requirements of seeking 3 bids for the carpet replacement part of the project and the bid was awarded to Drew's Carpet Services. Patriot Mechanical Services will handle the backroom heating upgrade. Staff and volunteers will box and label the books and other materials. Lisbon Public Works will assist with the moving of the boxes into a storage unit that Dennis will rent for the duration of the project. The Friends of the Library have hired local contractor, Roger Roy, to come in during this project and paint the walls that are in desperate need of a new coat of paint. The Friends of the Library will pay that part of the project.

We expect and hope the entire project that includes the work and re-installation of the shelving units, furniture and the 23,000 books to be done in 2 weeks. We will begin to get the information to the community, our patrons and the MILS state office next week. I will keep the Town Manager and Town Council informed in this matter.

TOWN OF LISBON



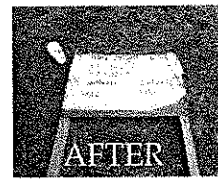
Mark Stevens

Lisbon Parks & Recreation Director

18 School Street
Lisbon Falls, ME 04250
(207) 353-2289
mstevens@lisbonme.org

TO: Diane Barnes; Town Manager
SUBJECT: August Report
DATE: September 12, 2018

The National Night Out scheduled for the first Tuesday in August was complete washout. The thunderstorms that moved across our region arrived in perfect timing to cause us to cancel the event. Planning for this event was a lot of work for the Lisbon PD and our department. The band Twyce Shy was set up to play. Their equipment was drenched from the horizontal rains in addition to the flooding of the field causing us to cancel.



We offered Movies in the park again this summer. Approximately 100 people came with lawn chairs and blankets to watch Ferdinand the Bull and Peter Rabbit on the big screen.

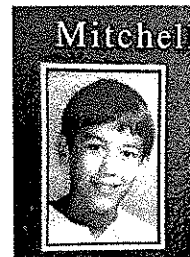
The day camps wrapped up on Friday August 10th with our annual "Lisbon's Got Talent" show, held in the LCS gym. The talent was surely amazing from boys and girls ages 6 to 12, performing acts such as dancing, singing, gymnastics, and much more. The finale was a dance and song routine by our Summer Rec Staff.

Our Coed softball league wrapped up in August with the League Championships held at Pinewoods Ball Fields. The women fast pitch league begin in September. Lisbon is the home of the only women's fast pitch league in the state of Maine.

The Norway Maple trees were removed from the Gazebo Park in August. Park Maintenance staffer Joe Bisson took the lead. The assistance from the Sewer Treatment plant and the Lisbon Public Works, made this efforts a quick and easy one.



The Mitchell Tuplin photo plate on the monument was scratched by a vandal sometime in August. I spoke with Luc and Collette's Monuments and he agreed to replace it with a nearly indestructible granite etching at no cost.



We found a replacement for the Senior's bus after looking at dozens of choices. The bus will be delivered the first week in September.

Fall football, Soccer and Field Hockey began in August.





Lisbon Police Department

A Community Policing Agency

300 Lisbon St.
Lisbon, ME 04250

Marc R. Hagan
Chief of Police

September Report to Council Police Department

In the month of August, the Lisbon Police Department received or responded to eleven hundred and seventy one (1,171) calls for service. The calls for service ranged from arrests and traffic related summonses to checking on closed businesses, and animal control requests. Lisbon officers arrested or issued criminal/civil summonses to twenty-two (22) persons, investigated seven (7) reportable motor vehicle crashes, conducted forty-eight (48) investigations, and stopped two hundred and eighty eight (288) traffic stops.

In August, the police department hired Brianna Kenney to fill our fourteenth sworn position. Brianna is a familiar face to many as she was raised in the Lisbon area and currently resides in Town. Brianna came highly recommended from her previous employment at the Windham Correctional Facility and has started her field training process while awaiting her opportunity to attend the Maine Criminal Justice Academy in January. Speaking of the MCJA, Officers Kauffman and Field began their 18-week training experience in August, and are most likely quite eager for their December 14th graduation.

August also saw the hiring of Erika Decker. Erika, also a Lisbon resident, has been hired to fill a full-time position as a Communications Officer. The emergency services field is nothing new to Erika as her husband serves as a police officer in Brunswick.

August also saw the second annual National Night Out event take place at the MTM Center in Lisbon Falls. Unfortunately, outdoor events do not always go as planned however. Some significant thunderstorms rolled direct through town roughly 45 minutes after kick off forcing the cancellation of the event. Not before most attendees, including police officers, firefighters, and 80's hair band members from Twyce Shy and their instruments were completely soaked however. ☺ Special thanks are still owed to Positive Change Lisbon, Lisbon McDonald's Manager Donna Robles, Lisbon Fire Fighters and Police Officers, and Mark Stevens and all of his personnel for their planning and assistance in what would have been a great night for all.

Thank you.
Marc Hagan
Chief of Police

MEMORANDUM FROM THE PUBLIC WORKS DIRECTOR

TO: DIANE BARNES, TOWN MANAGER
FROM: TOM MARTIN
SUBJECT: AUGUST 2018 MONTHLY REPORT
DATE: SEPTEMBER 11TH, 2018

Public Works – August was a fairly quiet month for Public Works. Well deserved vacation and Comped time was used up by the crew. The sweeper has been down and was awaiting a decision by council to upgrade or repair. Crews moved on to other projects. Mainly patching and focusing on the Concern Cards from citizens. New Park Benches were installed on Main Street. The weather treated us well and we have made great strides despite having a small crew. We had a Safety Works inspection of our facility, the crew is doing an outstanding job keeping up with safety issues and regulations. We had a mechanic resign and the position is open and has been advertised for. The Backhoe needed a new transmission and hydraulic cooler.

- The Route 196 Mill and Fill project kicked off and is moving very quickly and should finish well within schedule. The crew lowered Drain Manhole covers in preparation for milling.
- Pavement Markings are complete. And Annual Line Striping is complete.
- Roadside mowing has been completed.
- Weed Control Spraying has been completed.
- Mill Street Bridge Replacement is under way and on Schedule.
- RFPs for Paving and Shoulder Rehabilitation have been bid and awarded. RFP's for Cracksealing, Winter Sand and a ¾ ton Pickup are out to bid.
- The lighting system was reviewed with the developer of Kelly Park in preparation for acceptance by the Town.
- Two projects involving Traffic Signals and Pedestrian crossing improvements were proposed for Upgrades. MDOT has relinquished say in the matter and is letting us pursue with changes.
- Several streets which needed shoulder work was addressed. Much more to do, particularly addressing the street that were paved under last years Paving Bond Program.
- Fuel tanks were inspected by Simard and Son. Repairs will need to be done to qualify for a 10 year extension to our tank license.

Transfer Station - Below is a summary of the items shipped during the past month. The Transfer Station is very busy handling the extra work that always arrives with the Spring weather. We have a new Driver/Operator/Attendant that started the later part of May.

<u>Item</u>	<u>Tonnage</u>
Single Stream	6.86
Trash	250.87
Bulky Waste	54.40
Wood	45.15
Brush	53.42
Tires	2.71
Freon	43 units
Compost	6.74
Shingles	10.78
Cardboard	21.09 tons @ \$60 per ton
Newspaper	21.72 tons @ \$25 per

Please contact me if you have any questions.

Sincerely,

Tom Martin

MEMORANDUM FROM THE SEWER SUPERINTENDENT

TO: DIANE BARNES, TOWN MANAGER
FROM: STEVE AIEVOLI
SUBJECT: AUGUST 2018 MONTHLY REPORT
DATE: SEPTEMBER 10, 2018

Below is a summary of the activities beyond the typical sewer system and treatment plant maintenance completed this month.

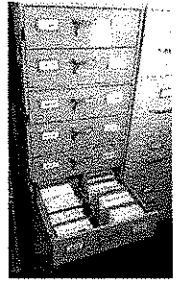
- Cleaned the Chlorine Contact Chambers twice this month
- Repaired four manholes on the RT.196 paving project.
- Had four trees cut down at the treatment plant by Above & Beyond Tree Service
- Repaired the grit screw auger at the Davis Street pump station
- Assisted Olver Associates with survey work for the upcoming Main Street sewer replacement project
- Cleaned the wet well at the Madelyn Street pump station
- Safety Works did an audit/consultation of the treatment plant.

Please contact me if you have any questions.

August 2018

Town Clerk & Election Department

The Bureau of Motor Vehicles mails Voter registration cards to us weekly. 14 cards have been processed; Nomination papers were verified for local candidates; 31 Absentee Ballot requests were received and entered into the Central Voter Registration System awaiting ballots to be mailed.



The DS200 tabulating flash drives were sent in for programming. Our PEQ was emailed to ES&S and the Secretary of State. The Notice of Election was received, but not sent to party chairs or the Secretary of State's office because we will process absentees on Election Day.

Ballot proofing has been completed. Ballots will be two sided this year. The Lisbon High School Gym has been reserved for the November 8, 2016 Election.

The legal Ad will be prepared and sent to the newspaper regarding voter registration hours now that the polling locations and times have been set by Council. Absentee applications and notebooks are ready to go. The Town office will be set up to handle absentee voting the second week of October.

Minutes of Council Meetings were transcribed and uploaded to the website. Code changes were posted ordinance on-line, as well.

Ballots were transferred from the blue and green tamper proof boxes into cardboard boxes to be retained the appropriate timeframe. Boxes were labeled for the upcoming Election and additional cardboard transfer cases were ordered and labeled, too.

The Planning Board meeting minutes were transcribed and posted to the website.

The ads for the bond public hearing were proofed and run in the sun journal. The November warrant was initiated and registrar hours were determined.

Nina attended the Vitals class in Portland. I chaired the quarterly State Archive Advisory Board meeting in Augusta. I attended the Voter Registration & Election Workshops as required.

Games of Chance, Liquor License applications, and Special Entertainment Permits are being processed. Boards & Committee information online was updated after the appointments.