



Town of Hermon

Public Safety Meeting Room

November 17, 2016

Town Council Meeting

7:00 PM

AGENDA

***** Televised live on Cable Channel 121.111 *****

**Council Meetings may be viewed live online and are archived after the meeting
has taken place – check hermon.net for link.**

*****ALL ITEMS ARE SUBJECT TO APPROPRIATE COUNCIL ACTION*****

- I. CALL TO ORDER BY CHAIRPERSON**
- II. PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. REVIEW CONSENT CALENDAR: REGULAR BUSINESS, APPOINTMENTS, SIGNATURES,
And APPROVAL OF MINUTES:**
 - MINUTES. -APPROVE**
 - WARRANTS. –SIGN November 18, 2016**
- V. NEWS, PRESENTATIONS AND RECOGNITIONS**
- VI. PUBLIC ITEMS OR COMMENTS (*Items Not Already on Agenda*)**
- VII. PUBLIC HEARINGS**
 - #1. Hold Public Hearing for Annis Road Zone Change.**
 - #2. Hold Public Hearing for Billings Road Zone Change**



VIII. COMMITTEE REPORTS

IX. SCHEDULED AGENDA ITEMS

A. OLD BUSINESS

- #3. **Consider** Approving an ordinance amendment to the Hermon Code of Ordinances, “Title 15 Section 154, Sub-Section 154-006(b), Zone Change”
- #4. **Consider** Approving an ordinance amendment to the Hermon Code of Ordinances, “Title 15 Section 154, Sub-Section 154-006(b), Zone Change”
- #5. **Consider** Creating and Appointing the Retail Marijuana Moratorium Ad-Hoc Committee to review, prepare and forward to the Town Council a Retail Marijuana Ordinance within 180 days.

B. NEW BUSINESS

- #6. **Consider** Authorizing the use of approved, dedicated Funds for the purchase of a laptop for the AV station.
- #7. **Consider** Signing a Municipal Quitclaim Deed to Kathleen D. Gallupe of Hermon.

C. WORKSHOPS

D. OTHER ITEMS (from Table Package)

X. APPOINTMENTS

XI. MANAGER STATUS REPORT:

XII. FINAL PUBLIC ITEMS OR COMMENT (*Items Not Already on Agenda*)

XIII. COUNCIL ITEMS:

XIV. EXECUTIVE SESSION:

XV. ADJOURNMENT:

Explanatory note #1: All items in the CONSENT CALENDAR are considered routine and are proposed for adoption by the Town Council with one motion without DISCUSSION or deliberation. If DISCUSSION on any item is desired, any member of the Council or public may request the removal of an item for it to be placed in the regular agenda prior to the motion to approve the Consent Agenda.

Explanatory Note #2: In the interest of effect decision-making: At 10:00 p.m., the Chairman shall poll the Council and Town Manager to identify remaining items which shall be carried forward to the next Regular Meeting.

Explanatory Note #3: A Councilor who feels the need for the Council excusing his/her absence will make the request to the Town Manager or the Town Clerk prior to the meeting.

MEMORANDUM

To: Members of the Hermon Town Council
From: Howard Kroll, Town Manager
Re: 17 November 2016 Town Council Meeting
Date: 8 November 2016

#3. Consider- Approving an ordinance amendment to the Hermon Code of Ordinances- Title XV- Section 154, “§ 154-006(b), Zone Change”

Town of Hermon Planning Board and Staff are seeking Town Council’s consideration to amend the Contract Zone § 154-006 b section of Title XV.

Mr. Brian Thayer and Ms. Michelle Thayer, 63 Annis Road Suite 2, Hermon, ME, is seeking a Contract Zone to change the zoning of their property known as 240 Annis Road, Map 40 Lot 1 from Residential B and Agricultural to Residential B for the entire 74.88 acres.

Town Manager recommends Town Council approve the proposed ordinance amendment.

#4. Consider- Approving an ordinance amendment to the Hermon Code of Ordinances- Title XV- Section 154, “§ 154-006(b), Zone Change”

Town of Hermon Planning Board and Staff are seeking Town Council’s consideration to amend the Contract Zone § 154-006 b section of Title XV.

Mr. Charles Hillman, 179 Billings Road, Hermon, ME, is seeking a Contract Zone to change the zoning of his property known as 175 Billings Road, Map 34 Lot 31, from Residential B and Residential A to Residential B for the entire 26 acres.

Town Manager recommends Town Council approve the proposed ordinance amendment.

#5. Consider- (TABLED 3 NOV 16 MTG) Creating and appointing the Retail Marijuana Moratorium Ad- Hoc Committee to review, prepare and forward to the Town Council a Retail Marijuana Ordinance within 180 days.

Staff is seeking Town Council to create and appoint an Ad Hoc Committee to review, prepare and forward to the Town Council a draft ordinance concerning retail marijuana and all the potential uses, impacts and concerns any type of retail marijuana facility would have on the Town of Hermon.

Staff recommends membership of the committee to be 2 Town Council Members, 3 Town of Hermon Registered Voters, and staff support from the Town Manager, Code Enforcement Officer, Economic Development Director, Fire Chief, Police Department Sergeant and legal counsel as required.

Staff recommends that the committee appoint a Chair to oversee the process and call regularly scheduled meetings, at a minimum, monthly.

The committee will have 180 days to complete their task unless the proposed moratorium is extended or repealed.

Town Manager recommends Town Council creates the Ad-Hoc Committee and appoints membership as soon as possible and forwards all names to the Town Clerk for coordination.

The Public Safety Committee met on Monday, 7 November 2016 and had a few members interested in serving on this committee.

#6. Consider- Authorizing the use of approved, dedicated Funds for the purchase of laptop for the AV Station.

Staff is seeking Town Council authorization to expend an amount not to exceed \$500 for purchasing a laptop for the AV station (\$380- laptop, \$80- 2 year service agreement).

Staff is seeking Town Council authorization to spend approved funds (2016 Annual Town Meeting Article 5) from the Town Office Equipment and Technology Reserve Account (HERM19).

Town Manager recommends authorization.

#7. Consider- Signing a Municipal Quitclaim Deed to Kathleen D. Gallupe of Hermon

Staff is recommending that the Town Council to approve and sign a municipal quitclaim deed to Kathleen D. Gallupe, 511 George Road, designated as Map/Lot 013-090-000.

If approved this will release any interest the Grantor may have by virtue of undischarged tax liens filed in the name of Russell G. Page and Linda K. Page at the Penobscot Registry in Book 2462, Page 123.

Town Manager recommends authorization.



1.
3.
11-17-16

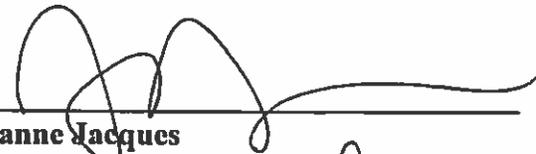
R16-17-37

Be it resolved by the Hermon Town Council in Town Council assembled the introduction of an ordinance titled "Amendment to Chapter 154 Zone change to Tax Map 40 Lot 1 § 154-006 (b) of the Hermon Town Code" be scheduled for a public hearing and potential enactment at the November 17th Town Council meeting.

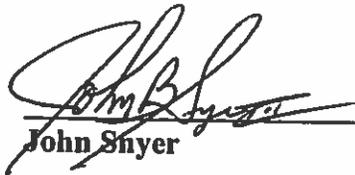
SIGNED this November 3, , 2016 by the Hermon Town Council:



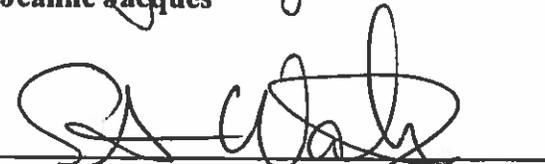
Donna Ellis



Jeanne Jacques



John Snyder



Steve Watson



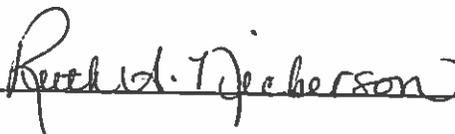
Douglas Sinclair, Sr.

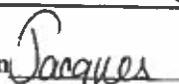
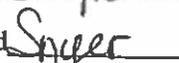


Steven Thomas



Anne Freeman

Attest Original: 

Motion 	Yeas <u>accept</u>	Date <u>11/3/16</u>
Second 	Nays <u>w/o doubt</u>	



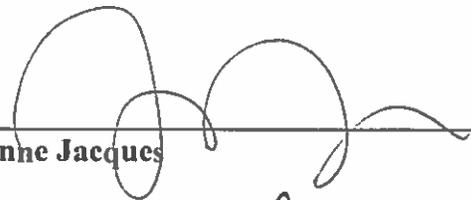
2.
4.
11-17-16

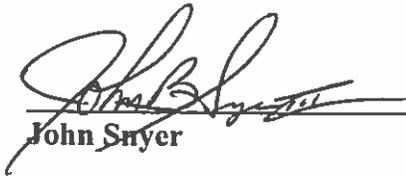
R16-17-38

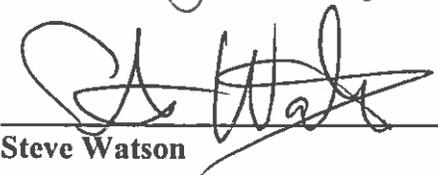
Be it resolved by the Hermon Town Council in Town Council assembled the introduction of an ordinance titled "Amendment to Chapter 154 Zone Change to Tax Map 34 Lot 131 § 154-006 (b) of the Hermon Town Code" be scheduled for a public hearing and potential enactment at the November 17th Town Council meeting.

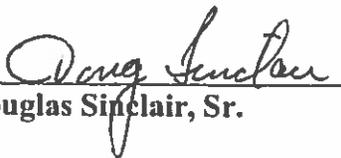
SIGNED this November 3, , 2016 by the Hermon Town Council:


Donna Ellis


Jeanne Jacques

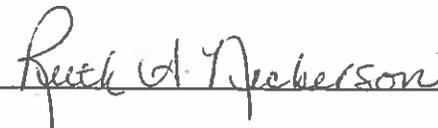

John Snyder


Steve Watson


Douglas Sinclair, Sr.


Steven Thomas


Anne Freeman

Attest Original: 

Motion <u>Freeman</u>	Yeas <u>accept</u>	Date <u>11/3/16</u>
Second <u>Snyder</u>	Nays <u>w/o doubt</u>	

6. 11-17-16

From:  Wendy L. Wiles-Scott Wednesday, November 09, 2016 1:55:43 PM 

Subject: Financial Resolve for laptop

To:  Rachel Grass  Howard Kroll

Cc:  Ruth Nickerson

I am requesting a financial resolve be created to purchase a laptop for the AV station. The amount is not to exceed \$500.00 (\$380.00 for laptop and \$80.00 for 2 year protection). The account number would be HERM19, Town Office Equipment & Tech. Reserve. This is in the CIP for this year.

Thank you,

Wendy Wiles-Scott
Finance Clerk
Town of Hermon
207-848-1010
scottwl@hermon.net

Please be advised that email communications sent to or received from Town employees are subject to the Freedom of Access Act and may become part of public record or shared with the media.

#17.
11-17-16

MUNICIPAL RELEASE DEED

The INHABITANTS OF THE MUNICIPALITY OF HERMON, a body corporate and politic, located in Penobscot County, Maine, for consideration paid, release to KATHLEEN D. GALLUPE of Hermon, Maine whose mailing address is 511 George Road, Hermon, ME 04401 the following described real estate:

A certain parcel of land together with any improvements thereon situated in Hermon, Penobscot County, Russell G. Page to Richard A. Gallupe and Kathleen D. Gallupe, dated June 17, 1997, recorded in Penobscot Registry of Deeds, Volume 8416, Page 82. Richard A. Gallupe died on April 1, 2010 leaving Kathleen D. Gallupe as surviving joint tenant. The purpose of this deed is to release any interest the inhabitants of the Municipality of Hermon may have acquired by virtue of an undischarged tax collector's lien certificate indicating Russell G. Page and Linda K. Page as the delinquent taxpayers in favor of the Town of Hermon, recorded on June 4, 1974 in Penobscot Registry of Deeds, Volume 2462, Page 123 in the original principal sum of \$42.50.

The Inhabitants of the Municipality of Hermon have caused this Instrument to be signed in its corporate name by Stephen Thomas, Douglas Sinclair, Sr., Anne S. Freeman; Donna Ellis; Jeanne Jacques; John Snyder, III, and Stephen Watson, its municipal officers hereunto duly authorized, this ___ day of November, 2016.

WITNESS:

_____	Stephen Thomas, municipal officer
_____	Douglas Sinclair, Sr., municipal officer
_____	Ann S. Freeman, municipal officer
_____	Donna Ellis, municipal officer
_____	Jeanne Jacques, municipal officer
_____	John Snyder, III, municipal officer
_____	Stephen Watson, municipal officer

STATE OF MAINE
Penobscot, ss

November ___, 2016

Then personally appeared the above named Stephen Thomas and acknowledged the foregoing instrument to be his free act and deed in his said capacity and the free act an deed of said Inhabitants of the Municipality of Hermon,

Before me,

Notary Public