



MINUTES

TOWN WARRANT SPECIAL TOWN MEETING THURSDAY, December 20, 2018

To: Kristen Cushman, a Resident of the Town of Hermon, Penobscot County and State of Maine,

Greeting:

In the name of the State of Maine, you are hereby requested to notify and warn the inhabitants of the Town of Hermon, in said County of Penobscot, qualified by law to vote in said town affairs, of the Special Town Meeting described in this Warrant.

To the Voters of Hermon qualified to vote at Town Meetings pursuant to 30-A M.R.S. § 2524(1):

You are hereby notified that a Special Town Meeting in this Municipality will be held at the **Hermon Public Safety Building** on Thursday, the 20th day of December, 2018, at 7:00 p.m., to act on Articles 1 through 3.

The Town Manager opened the meeting at 7:02PM. 1 voter were in attendance.

ART. 1: To elect a Moderator to preside at said meeting.

The Town Manager asked for nominations for a Meeting Moderator. John Snyder nominated Anthony Reynolds. There were no other nominations. Mr. Reynolds willingly accepted the nomination. A show of hands was unanimous in favor of Mr. Reynolds moderating the meeting. The Moderator's Oath to Mr. Reynolds and then turned the meeting over to him.

Mr. Reynolds asked for a motion to allow Mr. Howard Kroll, a non resident to read the warrant articles. Councilor Snyder moved to allow Mr. Kroll to read the warrant articles. Councilor Watson seconded the motion. The motion was accepted. Motion passes 6-0.

ART. 2: Shall the Town enter into Cooperative Agreements with the Maine Department of Transportation ("MDOT") and two Town of Hermon businesses (identified below as "Business A" and "Business B") to develop, construct, and fund a 10-foot wide shoulder on the southerly side of Route 2, beginning approximately 350 feet westerly of White Pine Road and extending easterly approximately 1,250 feet, inclusive of 150 feet long shoulder transition tapers, for a total length of the 10-foot wide shoulder of 950 feet, at a yet-to-be determined cost estimated to be approximately \$175,000, the full actual cost of which shall be borne by the Maine Department of Transportation, Business A, and Business B, subject to the following conditions:

Condition 1: The Town of Hermon shall put the Project out to bid no later than June 20, 2019.

Condition 2: Business A (Ray Wood, Jr.) shall be responsible for 33.35% of actual costs incurred in association with the Project. As provided in a Cooperative Agreement, Business A shall pay to the Town and the Town shall accept a to-be-determined amount, which shall be at least 50% of the estimated expenses for the Project. The Town may demand additional funds from Business A as necessary to cover additional expenses incurred in association with the Project. After the Town has paid for all actual costs incurred in association with the Project, the Town shall reimburse Business A for the difference between all amounts provided by Business A and 33.35% of the total actual costs incurred in association with the Project.

Condition 3: Business B (Rommie Patel) shall be responsible for 33.35% of actual costs incurred in association with the Project. As provided in a Cooperative Agreement, Business B shall pay to the Town and the Town shall accept a to-be-determined amount, which shall be at least 50% of the estimated expenses for the Project. The Town may demand additional funds from Business B as necessary to cover additional expenses incurred in association with the Project. After the Town has paid for all actual costs incurred in association with the Project, the Town shall reimburse Business B for the difference between all amounts provided by Business B and 33.35% of the total actual costs incurred in association with the Project.

Condition 4: The MDOT shall reimburse the Town for 33.3% of actual costs incurred and paid by the Town in association with the Project, subject to the terms of the Cooperative Agreement between the MDOT and the Town, and the Town shall accept said reimbursement.

Mr. Kroll read Article 2. Mr. Reynolds then asked for a motion to approve the Article. Councilor John Snyder moved to approve Article 2 as written. Councilor Douglas Sinclair Sr. seconded the motion.

The Moderator opened the floor for discussion or questions. There was no discussion. The Moderator asked for a show of hands.

A show of hands was unanimous in favor of the motion.

Article 2 passes.

ART. 3: Shall the Town establish and administer an account and fund said account with the payments made by the MDOT, Business A, and Business B, as described in Article 2?

YES or NO

Mr. Kroll read Article 3. Mr. Reynolds then asked for a motion to approve the Article. Councilor John Snyder moved to approve Article 3 as written. Councilor Douglas Sinclair Sr. seconded the motion.

The Moderator opened the floor for discussion or questions. There was no discussion. The Moderator asked for a show of hands.

A show of hands was unanimous in favor of the motion.

Article 3 passes.

Mr. Reynolds adjourned the meeting at 7:06PM.

Respectfully Submitted,

**Kristen Cushman
Town Clerk**