



Town of Hermon
Public Safety Meeting Room
November 18, 2021
Special Town Meeting
Followed by a
Town Council Meeting
7:00 PM
MINUTES

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ALL ITEMS ARE SUBJECT TO APPROPRIATE COUNCIL ACTION

I. CALL TO ORDER BY CHAIRPERSON

II. PLEDGE OF ALLEGIANCE

Chair Thomas led those in attendance in the Pledge of Allegiance

III. ROLL CALL

Members Present: Ronald “Ron” Murphy, Charles Lever IV, Steven “Steve” Thomas, G. Stephen “Steve” Watson and Anthony “Tony” Reynolds

Members Absent: John Snyder III – Excused, Phillip Richardson - Excused

Others Present: Town Manager Howard Kroll, Town Clerk Kristen Cushman, Josh Berry, Scott Perkins and 6 residents

IV. REVIEW CONSENT CALENDAR: REGULAR BUSINESS, APPOINTMENTS, SIGNATURES, And APPROVAL OF MINUTES:

SIGNATURES. –APPROVE

MINUTES. -APPROVE 10/28/2021

WARRANTS. –SIGN 10/29/2021, 11/12/2021

RESOLVES. -SIGN

Councilor Reynolds moved to approve the Consent Calendar as presented. Councilor Murphy seconded the motion. Motion passes 5-0.



V. NEWS, PRESENTATIONS AND RECOGNITIONS:

VI. PUBLIC ITEMS OR COMMENTS: *(Items Not Already on Agenda)*

Ernie Wheeler 20 Billings Road:

Tonight I am here because of a passed preliminary site plan for the C & K variety expansion. It's an incomplete site plan after studying it. Three quarters of the attendees at the Planning Board meeting spoke against this permit. I'd like to add that there was no fuel plan presented to the Planning Board, only a fuel canopy. I know enough about fuel that there's going to be at least two 20,000 gallon tanks because there will be two products; mid grade and premium. We're not even talking about diesel fuel, and that's going to be another 20,000 gallon tank. Right now that fuel is looking to be about 55 feet from my back lawn, I feel very uncomfortable about this because of the drainage situation that we've had for over 30 years. When I spoke to the planning board 16 days ago, they were not aware of the pond on the abutting property where the excavation is planning to take place. Now, unfortunately, we keep getting different stories of what's going to happen down there. The first story told is 8000 yards of gravel to be removed. If you do the math on that, that's some 675 truckloads of soil they want to take out. There is not any drainage plan addressed other than C & K. If you look on the green on this map that is truly the way the water runs. I lived there for 28 years, the company that went to GPS spent one day there, I don't think they got a true reading in one day. This was before we have had six inches of rain in the last three weeks. It's not standing water today. It's a pool of water. Since the Planning Board, I decided it was a prudent move to berm my property, 140 feet on the back with eight to ten loads of clay to stop water coming onto me. The site plan says they're going to go down eight feet plus. That piece of property has never been developed because it is not suitable to be developed. They're not talking about that drainage pond that came with Ed Morgan's original housing development. It is now privately owned, I'm very concerned about that. It is a hydraulic pond, a hydraulic pond is a pond and has 1000 gallons in it. And it holds it so good that another 10,000 or 2000 gallons in the next three or four days, it's right back to that 1000 gallons. So where that's going is it's leaching out of the bottom of that pond. Since 1989 we are still dealing with those problems.

Doris Rogerson 7 Wendy Acres:

And I stand by everything that Ernie has just said. So he is intending to build a drainage system all around, but he's putting in a building that's 165 feet long, 50 feet deep, and 35 feet high, but he's planning to go down. Because we have the underground springs. I asked at the Planning Board, if something has been designated a commercial lot, which Lot 21 is, where C & K is the lot in back is lot 20 that he also owns.



Steve Thomas:

I've done a little research on this. And I think a lot of this is new information for the council tonight. This is something you guys have been dealing with, this sounds like, for quite some time. I think the council was very concerned about drainage issues. To be honest, this is the first time I heard anything about fuel tanks being installed there. But with that being said, what I was told is that basically, the developer, the owner has been approved to start the site work. But having said that, there's still a lot of work that has to be done, they still have to get a permit from the DEP, that's not going to be easy, all of these issues are going to be taken into consideration. And then also, I was surprised that neither of you mentioned anything about access, and they actually have to have the Planning Board require them to get a special permit from the DOT to make sure that there aren't going to be any traffic issues created by this larger store going forward. But with that being said, I think the council would like to make, if at all possible, everyone happy here. And so, you know, I think we can ask the questions. But I guess on the other hand, we are somewhat limited because the Planning Board has the authority to make those decisions. But we do want to work with them and try to do what's best for you and the community.

Council set December 2, 2021 at 7:00 pm for a Special Council meeting.

VII. PUBLIC HEARINGS:

VIII. COMMITTEE REPORTS:

IX. SCHEDULED AGENDA ITEMS:

A. OLD BUSINESS:

B. NEW BUSINESS:

R21-22-06 Consider approving acceptance of an ordinance titled “Amendment to Chapter 154 Contract Zone change to Tax Map 042 Lot 083-000 § 154-006 (b) of the Hermon Town Code”

Councilor Reynolds moved to approve R21-22-06. Councilor Murphy seconded the motion. The motion was accepted. Motion passes 5-0.

R21-22-07 Consider approving the street name: Hawk Crossing (proposed subdivision off Union Street)

Councilor Reynolds moved to approve R21-22-007 Councilor Murphy seconded the motion. The motion was accepted. Motion passes 5-0.



FR21-22-01 **Consider** accepting a Maine Forest Service grant in the amount of \$2,484.93 with a required match from Fire Department account 12-02-10-22.

Councilor Reynolds moved to approve FR21-22-01. Councilor Murphy seconded the motion. The motion was accepted. Motion passes 5-0.

R21-22-08 **Consider** accepting 2022 prepayment of taxes

Councilor Reynolds moved to approve R21-22-08. Councilor Murphy seconded the motion. The motion was accepted. Motion passes 5-0.

C. WORKSHOPS:

D. OTHER ITEMS: (from Table Package)

X. APPOINTMENTS:

XI. MANAGER STATUS REPORT:

Two great Hermon residents passed away in the last couple of weeks. Mr. Doug Smith, who was superintendent in Glenburn, and a longtime school board member and active in the community, and Ken Locke who was a very good friend of mine, I know he's Tony's brother-in-law. Ken ran the Brewer sewer plant over there as a superintendent. Just a great human being and my condolences to the families. December 2, obviously, we'll schedule a special meeting for the subject that we talked about this evening. And the regular scheduled council meeting is December 9, which is a week after that. Obviously, winter is here and just want people to get prepared because Mother Nature could change on a dime and our 60 degree weather today could turn into 10 degrees tomorrow with howling winds and snow. I also wanted to congratulate the varsity football team and the women's varsity soccer team. They had great seasons. And I'll tell you, I firmly believe that next year you're going to see a couple state championships. I think these teams have been built up, I think they've been together for probably since they were young kids and I think those stars are going to align. So I think next year, you're going to see very good things out of those athletic programs. So again, I just want to congratulate them on a great season. Finally, I want to wish everyone Happy Thanksgiving and please stay safe.

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

XIII. COUNCIL ITEMS:

Steve Watson: Happy Thanksgiving

XIV. EXECUTIVE SESSION:



XV. ADJOURNMENT:

Councilor Reynolds made a motion to adjourn the council meeting at 8:20 pm. Councilor Murphy seconded. With no objection the council meeting was adjourned at 8:20 pm.

Respectfully Submitted,

Kristen Cushman, Town Clerk

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.