



Town of Hermon
Public Safety Meeting Room
August 18, 2022
Town Council Meeting
7:00 PM
AGENDA

To watch Council Meetings go to hermonmaine.gov click Council click Town Council Meetings click Zoom
Council Meetings will be archived online after the meeting has taken place.

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:**
 - SIGNATURES. -APPROVE**
 - MINUTES. -APPROVE** **7/21/2022 Minutes**
 - WARRANTS. -SIGN** **8/4/2022, 8/19/2022 Warrants**
 - RESOLVES. -SIGN**
- V. NEWS, PRESENTATIONS AND RECOGNITIONS:**
- VI. PUBLIC ITEMS OR COMMENTS: *(Items Not Already on Agenda)***
- VII. PUBLIC HEARINGS:**
- VIII. COMMITTEE REPORTS:**
- IX. SCHEDULED AGENDA ITEMS:**
 - A. OLD BUSINESS:**



B. NEW BUSINESS:

- R22-23-05** **Consider** appointing Chief Frank Roma to be an “authorized person” for a grant application with Maine Forest Service Volunteer Fire Assistance Program.
- R22-23-06** **Consider** appointing Chief Frank Roma to be an “authorized person” for a grant application with The Leary Firefighters Foundation.
- R22-23-07** **Consider** scheduling secret ballot election for November 8, 2022
- R22-23-08** **Consider** appointing Lindsey Ouellette to be an “authorized person” for a grant application with WinterKids.
- R22-23-09** **Consider** authorizing Scott Perkins to apply and accept a MDOT School Zone Feedback Sign Grant
- FR22-23-03** **Consider** amending FR21-22-10 for Recreation Enterprise
- FR22-23-04** **Consider** approving funding for Veteran’s Park improvements
- FR22-23-05** **Consider** approving public safety building interior lighting to be converted to LED.
- FR22-23-06** **Consider** approving public safety building women’s locker room repair.

C. WORKSHOPS:

Cemetery Ordinance proposed amendments

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:

- **Consider** enter into Executive Session to discuss a legal matter per 1 M.S.R.A. § 405(6)(E)
- **Consider** enter into Executive Session to discuss an Economic development matter per 1 M.S.R.A. § 405(6)(C)

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.



Town of Hermon

Public Safety Meeting Room

July 21, 2022

Town Council Meeting

7:00 PM

MINUTES

To watch Council Meetings, go to hermonmaine.gov click Council click Town Council Meetings click Zoom
Council Meetings will be archived online after the meeting has taken place.

*****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: Richard Cyr, John Snyder III, Steven “Steve” Thomas, Derek Wood and G. Stephen “Steve” Watson

Members Absent: Ronald Murphy – Excused and Phillip “Phil” Richardson - Resigned

Others Present: Interim Town Manager Joshua Berry, Town Clerk Kristen Cushman, Town Attorney Tim Pease and 38 residents/guests

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

SIGNATURES. –APPROVE

MINUTES. -APPROVE 07/07/2022, 7/14/2022

WARRANTS. –SIGN 07/22/2022

RESOLVES. –SIGN

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

V. NEWS, PRESENTATIONS AND RECOGNITIONS:



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

Deb Langille Billings Rd:

- Question #1: Why was public comment not allowed at the July 14, 2022 meeting?**
Question#2: After coming out of Executive Session July 14, 2022 why was a vote not taken regarding the resignation?
Question #3: If the Town is paying a settlement, what account is the money coming from?

Update from Carol Lackedy by Deb Langille: A 60 x 12 trailer has been secured to use for the food pantry. Possibly, three Hermon businesses will be paying for the rental of the trailer. The trailer will pass the guidelines for Good Shepherd. She would like to place the trailer on Town property.

Steve Thomas: It's not really a council item. It's a separate entity if somebody wants to make a donation, but it's not up to the council to provide resources for nonprofits.

Greg Kneeland 22 Cross Lane: The leach field at Wayside Gardens is not properly seeded. Wayside Gardens PUD (planned unit development) should not be responsible for paying to fix the issue. Mr. Kneeland has reached out to the Plumbing Inspector and Code Officer requesting the contractors be told they must fix this issue.

Ernest Wheeler 20 Billings Rd: Read a letter submitted by Gene MacDonald.

July 19, 2022

To Whom It May Concern:

I came to Hermon in 1986. I served as the Superintendent of Schools from 1986 1997. We were fortunate to have the community being supportive in building Hermon High School. From that community decision, we now have Danforth's Grocery and the plaza. We have witnessed substantial economic growth through residential and commercial development. We have a mill rate that is more attractive than any other community in the area. We have been recognized as one of the fastest growing communities in the State of Maine. This is reflected for the first time showing over 100 kindergarten registrations and graduating over 100 high school seniors. Both are emblematic of the population growth of our community. Being a resident of the community, I am bothered by both the loss of our Superintendent of Schools and now our Town Manager. I think the leadership of the council is not representative of the residents of Hermon. There appears to be a lack of transparency in communicating with the community. If the rumors are true, then it is time for new leadership. I feel a committee should be formed to discuss where we are at and what our expectations are



for the community ten years down the road. I'm afraid that the direction we are heading in could be devastating for the Town of Hermon.

Last night I had a phone call from a resident of Bangor, "MacDonald, you've lost your superintendent and now you've lost your town manager. What the hell is going on in Hermon?"

Question, what the hell is going on in Hermon?

Educationally yours,

Gene R. MacDonald

Lee Cliff 762 Blackstream Rd: It's been a long time since I've been to a council meeting. The first one I come back to, I was very disappointed. It was a special meeting, and you went into executive session. When you came back, and you wouldn't take questions from the residents, that's not right. I understand from the attorney, you made a statement saying it's in the council rules? That public discussion is optional? Is that correct?

Tim Pease, Town Attorney: Yes.

Lee Cliff: Who made the decision that the public could not speak?

Steve Thomas: That's something that was decided when consulting with our attorney.

Lee Cliff: Well, that's nothing less than a secret meeting. You might as well have them at the golf course. There's nothing wrong, I mean, these people elected you. You represent them, you serve them, and then you tell them that they can't talk and ask questions about what you've done. You don't have to answer them. But if you let them ask questions, that was a bad decision, Mr. Chairman. I am surprised at the rest of the council. That's just not something you run for office, well elect me and I will do what I damn well please and you sit down and shut up. That's the wrong message. As far as I'm concerned that's a cowards way out. You listen to us, that is your job. That was bad enough. Well, what caused the problem after that, people decided to ask questions. When you came back from Executive Session, the chairman didn't declare himself out of Executive Session, and some of the residents started to ask questions and demand answers. Mr. Chairman, you declared him out of order. And you had him physically removed from the building by police officers? Well, technically, he wasn't out of order because you hadn't declared yourself out of Executive Session. You violated his first amendment right and the police officer broke the Constitution he has sworn to uphold. That's not right, either. There seems to be a lot of bad decisions happening here. And the more I hear about it, because I'm not being told or we aren't being told what actually happened with the Town Manager, why he was fired, when he was fired. What was the cause? Were there evaluations? Was there any documentation in the evaluations for just cause? If there wasn't any cause, and you acted on your own to fire, then, was there a settlement? How much is the settlement? Who voted on the settlement? Who's paying for the settlement? A lot of people have questions. We'd like some answers. I understand that there's a lot in Executive Session you cannot tell us. And I'm not asking you to. But there's a lot that you can do. Now, I think



that Mr. Reynolds, he's a respected member of our community. You had him removed forcefully without cause, he was not out of order. And I expect he should get an apology.

Everett Buzzell, Newburgh Rd: I have had a lot of dealings with the Town over 35 years. And for the past couple years, I've seen a lot of what I would call criminal activity going on. Town Manager just recently fired. Why was he fired? One article said he was resigned. He didn't resign, he was fired. Tell us the truth. Why do you guys fire him? I want to know why Howard was kicked out. And if he's being paid severance pay. And why are all contracts going to people in town? Joe Baldacci gave us a lot of money in the past year. Where is all that money? Congratulation Josh on the position. Because if anybody knows what they're doing in this Town you do. You're a good guy and I've always liked you. But as far as I'm concerned, there's a lot of stuff that has to be taken care of in this town. I'll be at the next town meeting.

VII. PUBLIC HEARINGS:

- Hold Public Hearing – Penobscot Snowmobile Club – Truck Pulls

Ernest Wheeler 20 Billings Rd: How will public safety at the event be handled with communication with emergency services?

Frank Roma, Fire Chief: The permit informs fire and police the event is going to happen.

Chair Thomas opened the public hearing at 7:20PM. Public comments were given. The hearing closed at 7:25PM

- Hold Public Hearing – Contract Zone Change for M.L 041-088-000 – Redemption Center

Chair Thomas opened the public hearing at 7:25PM. No public comments were given. The hearing closed at 7:29PM

VIII. COMMITTEE REPORTS:

IX. SCHEDULED AGENDA ITEMS:

A. OLD BUSINESS:

B. NEW BUSINESS:

O22-23-05 Consider setting the council calendar for FY 22-23

Councilor Watson moved to approve O22-23-05. Councilor Snyder seconded the motion. The motion was accepted. Motion passes 5-0.



R22-23-01 Consider authorizing the Town Clerk to sign future Catering Event Applications

Councilor Snyder moved to approve R22-23-01. Councilor Wood seconded the motion. The motion was accepted unless doubted. Motion passes.

R22-23-02 Consider approving **Penobscot Snowmobile Club** for Concourse Gathering Application for Truck and Tractor Pulls on July 23, 2022, and September 17, 2022

Councilor Snyder moved to approve R22-23-02. Councilor Watson seconded the motion. The motion was accepted. Motion passes 5-0.

R22-23-03 Consider approving acceptance of an ordinance titled “Amendment to Chapter 154 Contract Zone change to Tax Map 041-088-000 § 154-006(b)” of the Hermon Town Code

Councilor Watson moved to approve R22-23-03. Councilor Snyder seconded the motion. The motion was accepted. Motion passes 5-0.

R22-23-04 Appoint a representative to MMA LPC

Councilor Snyder moved to approve R22-23-04 and appoint Josh Berry to the LPC (Legislative Policy Committee). Councilor Watson seconded the motion. The motion was accepted unless doubted. Motion passes.

C. WORKSHOPS:

D. OTHER ITEMS: (from Table Package)

Councilor Watson moved to waive council rules and accept the table packet. Councilor Wood seconded the motion. The motion was accepted. Motion passes 5-0.

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

Letter of resignation for Phillip Richardson

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

IX. SCHEDULED AGENDA ITEMS:



A: OLD BUSINESS:

FR22-23-01 Consider amending FR21-22-10 for Recreation Enterprise

No discussion or action on FR22-23-01.

B: WORKSHOPS:

Open seat on the Town Council

Chair Thomas suggested to wait for the November 2022 election to fill the vacancy.

401 Fire Truck – Inspection

Frank Roma, Fire Chief: Mr. Roma updated the council regarding the failed inspection due to frame rot. The council was given possible suggestions on leasing or purchasing an old fire truck to get the Town of Hermon by until the new fire truck arrives.

C: NEW BUSINESS:

FR22-23-02 Consider authorizing the Town Manager to purchase a Fire Truck

Councilor Snyder moved to approve FR22-23-02 up to \$50,000.00 for the purchase of a used fire truck. Councilor Watson seconded the motion. The motion was accepted. Motion passes 5-0.

X. APPOINTMENTS:

Appoint new personnel to the Planning Board – Kyle Sullivan

Appoint personnel to various positions as required by Charter and State Statute.

XI. MANAGER STATUS REPORT:

Interim Town Manager Josh Berry gave an update on CMP (Central Maine Power) looking to install LED lights in the approximately 150 streetlights.

The county has reached out through Cody Sullivan to offer GIS mapping service to the Town of Hermon.

Little League baseball and softball has wrapped up with over 400 kids participating.



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

XIII. COUNCIL ITEMS: None

XIV. EXECUTIVE SESSION:

XV. ADJOURNMENT:

Councilor Snyder moved to adjourn the meeting at 8:06 PM. Councilor Watson gave seconded. With no objection the meeting was adjourned at 8:06 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.



R22-23-05

Be it resolved by the Hermon Town Council in Town Council assembled to authorize Chief Frank Roma be appointed as an “authorized person” for a grant application with Maine Forest Service Volunteer Fire Assistance Program. The grant requires a 50% local match with a total grant amount of up to \$5,000.00. Complete equipment requested will be available upon grant submission.

SIGNED this August 18, 2022 by the Hermon Town Council:

Derek Wood

Ronald Murphy

Vacant

G. Stephen Watson

Richard Cyr

Steven Thomas

John Snyer III

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



R22-23-06

Be it resolved by the Hermon Town Council in Town Council assembled to authorize Chief Frank Roma be appointed as an “authorized person” for a grant application with The Leary Firefighters Foundation. The grant is a 100% funded with no local match for a total grant amount of up to \$25,000.00. Complete equipment requested will be available upon grant submission.

SIGNED this August 18, 2022 by the Hermon Town Council:

Derek Wood

Ronald Murphy

Vacant

G. Stephen Watson

Richard Cyr

Steven Thomas

John Snyer III

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



R22-23-07

Be it resolved by the Hermon Town Council in Town Council assembled to set the Secret Ballot Election to be held on Tuesday, November 8, 2022, at the Patricia A. Duran School to elect Town Council

SIGNED this August 18, 2022, by the Hermon Town Council:

Ronald Murphy

Derek Wood

John Snyder III

Richard Cyr

G. Stephen Watson

Steven Thomas

Vacant

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



R22-23-08

Be it resolved by the Hermon Town Council in Town Council assembled to authorize Lindsey Ouellette be appointed as an “authorized person” for a grant application with WinterKids Downhill24. The grant is a 100% funded with no local match for a total grant amount of up to \$10,000 based on community votes. The funds can be used for outdoor equipment or gear, winter excursions or field trips, brining an outdoor physical activity to our program, or anything that gets kids outside and active in the winter months!

SIGNED this August 18, 2022 by the Hermon Town Council:

Derek Wood

Ronald Murphy

Vacant

G. Stephen Watson

Richard Cyr

Steven Thomas

John Snyder III

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



R22-23-09

Be it resolved by the Hermon Town Council in town council assembled that Scott Perkins, Economic & Community Development Director, be authorized to apply for and accept a MDOT School Zone Feedback Sign Grant to be installed at Billings Road adjacent to the Hermon Middle School. No matching funds are required.

Be it further resolved that the Town of Hermon is responsible for installation and transportation costs to be determined after the Manager, or his designee, secures quotes from installing contractors according to the Town of Hermon purchasing policy.

SIGNED this August 18, 2022 by the Hermon Town Council:

Derek Wood

Ronald Murphy

Vacant

G. Stephen Watson

Richard Cyr

Steven Thomas

John Snyer III

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



Application for School Zone Signage
WIN 025497.00

This application is for one set of school zone flashing lights to increase safety within a school zone (value approx. \$10K). Each set will be comprised of two complete assemblies as shown below, 2 flashing LED lights, a 15 mph school zone sign and a dynamic speed feedback sign. They are programmable for setting different days and hours. *These are not solar powered so you will need to supply power.*

If interested, please complete all the information requested below including pictures of the proposed location. Photos should include a view from each side along with a view from the approaching roadway in each direction. Aerial maps may be used from mapping software. Selection will be based on speed zone, sight distances, DOT Traffic Engineer recommendations, and the ability of the municipality/school district to install the unit within 6 months of training and receipt.



Municipality: Town of Hermon
Name of requesting municipality/School District

Location: Billings Road, Hermon, Maine
Street Name(s) where the school zone is located

AADT: N/A
(annual avg daily traffic)

Posted Speed Limit: 30 mph

Insert an aerial map/photograph showing where the crossing is located in relation to other roadways.

What type of school is in this area? Middle School

(Elementary, Middle, High School)

Are there any sight distance limitations? Yes

Please describe (obvious) limitations of sight lines between the vehicular traffic and the crossing pedestrians (vegetation, curves, hills, structures)

Site distance restrictions include a rise in the roadway near School House Lane that prohibits drivers from seeing pedestrians and turning traffic accessing the school entrance.

Are there documented issues with safety of the students, parents, or busses entering or leaving the school grounds and/or vehicles exceeding the speed limit at this location?

If so, please share those issues? (pedestrian related crashes, excessive speed, etc)

MDOT traffic engineers have witnessed and recorded traffic speeding in this section. Also, residents have reported "near misses" with students and have created a public awareness by writing to Town administrators regarding the several negative safety issues at this section of roadway.

Can the Municipality/school district get the unit installed within a 6-month timeline upon receipt? (knowing you will need funds for installation and power)

Yes, the Town of Hermon accepts the responsibility for power and sign installation if we are fortunate enough to be awarded the units.

Municipality/School District shall sign an agreement agreeing to install in that timeline

Scott Perkins (printed name)

Director of Economic and Community Development (title)

Phone: 207-848-1010 (O) 207-852-2403 (M) Email: Sperkins@Hermon.net

Date: 3-15-2021



Southerly View- HMS on Billings Road

Northerly View from School Entrance



Sight distance issue looking northerly on Billings Road from School entrance

School Zone Speed Feedback Signs - Hermon Middle School Billings Road (Upgrades to Existing Zone)



- 1) 44.812345, -68.908531 replaces existing
- 2) 44.810566, -68.910993 replaces existing



FR22-23-03

Be it resolved by the Hermon Town Council in town council assembled to amend FR21-22-10 for the Recreation Enterprise expenses for the Period 7/1/2022 to 6/30/2023 be set at a total amount not to exceed \$405,308.00, pending receipt of revenues to off-set the approved expense.

SIGNED this **August 18, 2022**, by the Hermon Town Council:

Ronald Murphy

Derek Wood

John Snyder III

Richard Cyr

Vacant

Steven Thomas

G. Stephen Watson

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



FR21-22-10

Be it resolved by the Hermon Town Council in town council assembled the municipal budget for the period 7-1-2022 to 6-30-2023, including county tax funding, be adopted in the following amounts:

BUDGET SUMMARY 2021-2022

Account#	Expenses	FY23 Budget	FY22 Budget	Change	Percent Change
10	Gen. Govt	\$1,363,725.00	\$1,151,814.00	\$211,911.00	18.40%
11	Eco Dev	\$790,862.00	\$504,738.00	\$286,124.00	56.69%
12	Pub Sfty	\$1,113,618.00	\$1,038,089.00	\$75,529.00	7.28%
13	Pub Wrks	\$1,445,706.00	\$1,064,777.00	\$380,929.00	35.78%
14	Solid Waste	\$446,056.00	\$443,005.00	\$3,051.00	0.69%
15	Rec	\$429,391.00	\$350,470.00	\$78,921.00	22.52%
16	Debt	0		\$0.00	#DIV/0!
17	Capt. Res	\$240,000.00	\$490,000.00	(\$250,000.00)	51.02%
19	Spec. Assmt	\$1,074,000.00	\$1,010,000.00	\$64,000.00	6.34%
25	Gen Asst.	\$5,000.00	\$5,000.00	\$0.00	0.00%
	Total Municipal	\$6,908,358.00	\$6,057,893.00	\$850,465.00	14.04%
	Revenues				
10-100	Clerk Fees	\$37,610.00	\$37,000.00	\$610.00	1.65%
10-110	Auto Excise	\$2,490,000.00	\$2,350,000.00	\$140,000.00	5.96%
10-111	Truck Excise	\$70,000.00	\$70,000.00	\$0.00	0.00%
10-112	Boat Excise	\$6,000.00	\$6,000.00	\$0.00	0.00%
10-115	Dogs/ACO	\$2,300.00	\$2,300.00	\$0.00	0.00%
10-120	Bldg Permits	\$12,000.00	\$12,000.00	\$0.00	0.00%
10-121	LPI fees	\$13,500.00	\$13,500.00	\$0.00	0.00%
10-125	Planning & Zoning Apps.	\$3,000.00	\$2,000.00	\$1,000.00	50.00%
10-130	Hermon Connection	\$2,000.00	\$2,000.00	\$0.00	0.00%
10-135	CEM Fees	\$3,500.00	\$2,500.00	\$1,000.00	40.00%
14-140	Transfer Station Fees	\$10,000.00	\$10,000.00	\$0.00	0.00%

COPY

Attest Original: Mistyn Ashman

Motion _____	Yeas _____	Date _____
Second _____	Nays _____	

10-145	Misc. Revenue	\$25,000.00	\$15,000.00	\$10,000.00	66.67%
10-146	Payment in Lieu of Taxes	\$11,000.00	\$11,000.00	\$0.00	0.00%
10-148	Cable Franchise	\$18,000.00	\$18,000.00	\$0.00	0.00%
14-150	Contract Tip fees	\$5,400.00	\$5,400.00	\$0.00	0.00%
10-160	Sewer Assmts	\$200.00	\$200.00	\$0.00	0.00%
10-170	Interest- Invstmts	\$70,000.00	\$70,000.00	\$0.00	0.00%
12-185	FD Eq	\$1,000.00	\$1,000.00	\$0.00	0.00%
10-200	Revenue Sharing	\$415,000.00	\$225,000.00	\$190,000.00	84.44%
25-210	GA Reimb	\$2,500.00	\$2,500.00	\$0.00	0.00%
10-250	Snowmble Reg Rermnt	\$2,500.00	\$2,500.00	\$0.00	0.00%
10-300	URIP	\$63,000.00	\$63,000.00	\$0.00	0.00%
10-167	TIF Revenues	\$900,862.00	\$614,738.00	\$286,124.00	46.54%
10-550	Interest & lien Costs	\$30,000.00	\$30,000.00	\$0.00	0.00%
10-175	Unresttd Net Assets	\$880,000.00	\$700,000.00	\$180,000.00	25.71%
	Total Municipal Revenues	\$5,074,372.00	\$4,265,638.00	\$808,734.00	18.96%

Be it further resolved the Recreation Enterprise expenses for the period 7-1-2022 to 6-30-2023 be set at a total amount not to exceed \$301,688, pending receipt of revenues to off-set the approve expenses.

SIGNED this May 26, 2022, by the Hermon Town Council:

Ronald Murphy

 Ronald Murphy

G. Stephen Watson

 G. Stephen Watson

Absent

 Charles Lever IV

Anthony Reynolds

 Anthony Reynolds

Phillip Richardson

 Phillip Richardson

Steven Thomas

 Steven Thomas

John Snyder III

 John Snyder III

Attest Original: *Keirsten Cushman*

Motion	<i>Reynolds</i>	Yeas	<i>6</i>	Date	<i>5/27/2022</i>
Second	<i>Snyder</i>	Nays	<i>0</i>		



FR22-23-04

Be it resolved by the Hermon Town Council in town council assembled the Town Manager or his Designee be authorized to award a Veteran’s Park improvement project to loan and seed perimeter areas to complete the parking lot paving project to Gardner Construction Enterprises for \$4,170.

Be it further resolved the cost of the services is to be paid for from the Veteran’s Memorial Park Reserve (HERM32).

SIGNED this **August 18, 2022**, by the Hermon Town Council:

Ronald Murphy

Derek Wood

John Snyder III

Richard Cyr

Vacant

Steven Thomas

G. Stephen Watson

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



FR22-23-05

Be it resolved by the Hermon Town Council in Town Council assembled to authorize the Hermon Fire Department to spend an amount not to exceed \$11,500.00 from reserve account HERM 17 to convert all lighting inside and outside the Hermon Public Safety Building to LED.

SIGNED this August 18, 2022, by the Hermon Town Council:

Ronald Murphy

Derek Wood

John Snyder III

Richard Cyr

Vacant

Steven Thomas

G. Stephen Watson

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



FR22-23-06

Be it resolved by the Hermon Town Council in Town Council assembled to authorize the Hermon Fire Department to spend an amount not to exceed \$13,000.00 from reserve account HERM 17 to repair damage to the Public Safety Building women's locker room caused by a water leak.

SIGNED this August 18, 2022, by the Hermon Town Council:

Ronald Murphy

Derek Wood

John Snyder III

Richard Cyr

Vacant

Steven Thomas

G. Stephen Watson

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____

CEMETERY ORDINANCE
for the
HERMON MUNICIPAL CEMETERIES
HERMON, MAINE

DRAFT

Adopted	May 3, 2003
Amended	February 5, 2009
Amended	July 8, 2010
Amended	December 19, 2013
Amended	September 26, 2019
Amended	

FORWARD

It is the desire of the Town to make the Hermon Municipal Cemeteries quiet, beautiful resting place for the dead where a sense of repose will be obtained by dignified landscape effects on a well-maintained lawn. To secure these effects, the Town has spent and will continue to expend considerable sums of money. Preserving these effects will require the cooperation of every lot owner. Anything which would mar the general beauty and harmony of the cemeteries must be avoided. Peace and good order must prevail, and the sacredness of the place must be maintained at all times. It is to this end that these rules and regulations have been made effective, and the suggestions as contained herein are offered.

SECTION 1: CEMETERY SEXTON

1.1: The Cemetery Sexton shall be appointed by the Town Manager. The Sexton shall serve until removed by the action of the Manager. The Sexton shall be responsible to the Town Manager for the control and management of all municipal cemeteries; for the direction of all assistants under the Sexton's supervision, and for the administration of the Cemetery Ordinance adopted by the Town Council. The Sexton or a designee is expected to attend every interment.

SECTION 2: PURCHASE OF LOTS

2.1: Persons desiring to purchase a lot in the cemeteries are referred to the Cemetery Sexton. The Sexton will have available suitable plots showing size and price of lots and such other information as may be required and will be pleased to render assistance to those desiring to make lot purchases. Upon having made a lot selection, the Sexton will issue a lot order to the Town Clerk, where the lot sale will be made and the deed issued. The Cemetery Sexton may act as the agent of the Town whenever necessary.

2.2: The purchase price of lots and opening fees shall be determined by the Hermon Town Council. These fees shall be set out in Appendix A of this Ordinance and may be adjusted from time to time as the Council sees necessary.

SECTION 3: OWNERSHIP OF LOTS

3.1: The terms "Lot Owner" and "Ownership" shall mean the right to use a lot, purchased from the Town for burial purposes only.

3.2: Upon payment of the purchase price the Town shall issue a Deed under its seal, and the deed will be recorded in the records of the Town as proof of ownership of the lot.

3.3: The title to a cemetery lot invest in the owner the right to use the lot for burial purposes only, for themselves, their heirs, or for any such persons as they may choose to admit, provided such admission is free of charge and without compensation and in accordance with Cemetery Ordinance.

3.4: The lot owner cannot resell or transfer their lots to any person or persons whomsoever, without written notification to the Cemetery Sexton. A cemetery lot that an owner may desire to dispose of may be listed for sale with the Cemetery Sexton. The Town is under no obligation for making a satisfactory sale of such lots.

SECTION 4: CARE OF LOTS (“ANNUAL CARE”)

4.1: All cemetery lots in the Town of Hermon are provided with annual care. A lot sold or created prior to the existence of this ordinance shall be afforded all rights to annual care. Any lot sold in accordance with Appendix A of this Ordinance will be afforded annual care as part of the purchase price of the lot. Annual Care shall include mowing of the lot, trimming around monuments and markers, fertilizing when necessary, and pruning trees and shrubs.

4.2: In addition to Annual Care, the Town reserves the right under the direction of the Town Manager and Cemetery Sexton to make minor repair to cemetery monuments and markers and to clean the monuments and markers as they deem appropriate. This does not require the town to take such action, but merely grants them the authority when it is necessary to maintain the overall appearance of the cemeteries in a dignified manner.

4.3: Each lot in the cemetery will, prior to its sale, be suitably marked by the Sexton with an iron or metal marker, placed on each lot corner and set level with the adjacent ground.

4.4: No mounds shall be raised upon any grave above the general level of the lot. Mounds are difficult to maintain, and the town reserves the right at any time to remove unsightly mounds and to level the grave at the general level of the lot.

4.5: ~~The Cemetery Sexton or a Designee will clean the cemetery grounds.~~ Cleaning of the grounds shall happen on or about May 1st of every year, but no earlier, and on or about October 15th of every year, but no earlier. Cleaning shall occur to maintain the appearance of the cemeteries and shall include but is not limited to: removal of flowers (artificial or real), removal of unsightly structures, damaged or broken containers, pottery, etc, and items deemed inappropriate. Persons wishing to assure the care of specific items shall remove them prior to these dates or contact the Cemetery Sexton to make necessary arrangements. Appropriate signing will be installed at all town maintained cemeteries instructing that ornaments be removed two weeks after holidays or special occasions.

4.6: The Cemetery Sexton or Designee may remove items from the lots during the year in order to maintain the lots in accordance with Section 4.1. Further, any person placing items on a lot does so at their own responsibility. The town is not responsible for damage, loss, vandalism, or the elements (weather).

4.7: Under the authority of the Cemetery Sexton a person may decorate a lot with permanent plant, shrub, or tree. The care of these items is not the responsibility of the town. Further, no

addition shall interfere with any adjacent lot, or in any way change the general plan or landscaping of the cemetery.

4.8: The Cemetery Sexton or Designee may remove trees and shrubs from a lot that is hindering the care of the Cemetery or damaging stones, lots, or grounds. The Cemetery Sexton shall meet with the Town Clerk to determine if any family members are available for contact. If not, a note should be made and left in the cemetery file dating and stating a reason for the removal of the tree.

4.9: A family member may also request the removal of items including trees from a lot. This request must also be in writing and signed. This letter will be kept on file in the Town Office. The Town reserves the right to deny the request if the item is deemed to not be hindering the cemetery or damaging a lot. (The Town is not responsible for differing opinions of family members on the removal of items.)

4.10: Vaults. Employees or contractors hired by the Town of Hermon will under no conditions enter a cemetery vault deemed to be a confined space for maintenance or any other purpose. The lot owner assumes responsibility for the vault's maintenance. It is the sole responsibility of the lot owner to make certain the individual entering the confined space has the required qualifications to do so. The Town of Hermon is not liable for any injuries to individuals entering the vaults deemed to be a confined space, nor is the Town of Hermon responsible for any damages to the vault or its contents while the individual is in the vault. (Amended July 8, 2010; Effective August 8, 2010)

SECTION 5: CEMETERY FUNDING

5.1: One hundred percent (100%) of the purchase price of lots, as described in Appendix A, shall be placed in a Cemetery Maintenance Reserve. ~~maintained by the town except for the Snow's Corner Cemetery Expansion, \$100 per lot shall be placed in the Cemetery Maintenance Reserve and the remaining amount will be placed in the Snow's Corner Cemetery Reserve to be used as authorized pursuant to the provisions of the Town Charter to complete the expansion of Snow's Corner Cemetery.~~

5.2: ~~The town will expend the interest of the reserve for the annual care of all lots. The town will also expend principle, as is necessary, for the care and appearance of the cemeteries. The Cemetery Maintenance Reserve will always maintain a balance of \$25,000.~~

5.3: 5.2 The Cemetery Maintenance Reserve shall also be used towards the purchase price of land for the expansion of Town Cemeteries.

5.4: 5.3 The town may appropriate funds to the reserve account as part of a specific warrant article for cemetery improvement, maintenance, or expansion at the annual town meeting.

SECTION 6: GENERAL PROVISIONS

6.0: Before any monument company or lot owner installs markers or attempts to alter any lot, contacting the Cemetery Sexton for instruction is required.

6.1: VAULTS: The casket shall be enclosed in a permanent outside container. The following are considered permanent outside containers: Concrete boxes, concrete copper or steel burial vaults, and sectional concrete crypts.

6.2: TRESPASS: No unauthorized person shall be allowed upon the grounds after dark.

6.3: VANDALISM: No person shall injure any tree or shrub, or mar any landmarks, marker, memorial, or structure, or in any way deface the grounds of the cemetery.

6.4: DISCLAIMER: The town shall not be responsible for any theft or damage to anything left on the grave lots or in the cemetery.

6.5: VEHICLES: Any person driving in the cemetery shall be responsible for any damage done by his/her vehicle. Speeds of over 10 mph will not be permitted and no person shall drive a vehicle upon the lawns.

6.6 ~~SNOW'S CORNER CEMETERY EXPANSION: Additional rules will apply to the expanded portion of this cemetery that include:~~

- a. Only one monument per lot may be installed and the size and location of the monument must be approved by the Cemetery Sexton.
- b. Markers installed flush to the ground may be installed at each gravesite located on the lot.
- c. Only grass cover will be allowed on the lot except where the markers and the monument is located.
- d. No Sheppard hooks will be allowed.
- e. Only miniature shrubs will be allowed.
- f. No plants that grow thorns or any permanent flowering bush.
- g. No ground cover will be allowed.
- h. All monuments must be pinned.
- i. All monuments must be installed in the line of sight
- j. All grave sites must be dug by a contractor selected by the Town except for

cremation lots, which can be dug by a relative or friend once approved by the Cemetery Sexton.

- k. All gravesites will be level to the ground and not humped.
- l. The location of all gravesites will be recorded by the Cemetery Sexton and provided to the Town Clerk.

APPENDIX A

1. RESIDENT

A resident means any person or son or daughter of person that can show proof of residency. Residency shall be proven to the satisfaction of the Sexton or Town Clerk and can include, but is not limited to, birth certificate, voter registration, tax bill, motor vehicle registration, lease agreement, or affidavit of a current resident.

2. LOT PRICES

~~All Cemeteries: except Snow's Corner Cemetery Expansion~~

~~Resident: _____ \$150.00~~

~~Non resident: _____ \$300.00~~

~~Snow's Corner Cemetery Expansion~~

Resident: 4' X 12' Lot \$350.00

4' X 4' Lot \$200.00

Non-resident: 4' X 12' Lot \$500.00

4' X 4' Lot \$300.00

3. INTERNMENT PRICES

	<u>Weekdays</u>	<u>Weekends</u>
Adult Grave, greater than 3 feet:	\$625.00	\$675.00

Cremation Grave or graves less than 3 feet: **\$175.00** **\$250.00**

4. ADDITIONAL FEES

Funeral Homes will pay ~~\$45.00~~ \$50.00 per hour for services required by the town after 3:00 pm. There will be a ~~\$45.00~~ \$50.00 fee for the Sexton for burials on Sundays and Holidays.

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Cemetery Pricing	Hermon	Hermon Non-Res	Bangor	Belfast	Brewer	Hampden	Hampden Non-Res	Old Town Non-Res	Orono (res only)	Veazie
Lot Price	\$150/ \$350 Snow	\$300/\$500 Snow		600	400	325	450	625		
Single			600	800	1000			875		500
Double										
3 Place										
4 Place				1200				1250		
6 Place								1750		1000
Cremation	200	300	100		250			2187	150	500
Infant				500						
Full Burial										450
Earth Burial Weekday	625		300	600	450	400			400	
Earth Burial Weekend	675		400	700	650	600			550	
Cremation + Child Burial Weekday			100							
Cremation + Child Burial Weekend			175							
Cremation only				150						150
Cremains Burial Weekday	175				200	150			150	
Cremains Burial Saturday	250				300	300			250	
Burial of 2 Cremains										
Burial of 2 Cremains Weekday					275					
Burial of 2 Cremains Saturday					375					
Cremation with Vault Weekday									200	
Cremation with Vault Saturday									300	
Cremation with Vault Holiday									325	
Infant				200						