



Town of Hermon

Public Safety Meeting Room

March 14, 2019

Special Town Council Meeting

7:00 PM

MINUTES

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

Chair McCluskey led those in attendance in the Pledge of Allegiance

III. ROLL CALL

Members Present: Douglas Sinclair Sr., Steven Watson, John Snyder, Donna Ellis, Steven Thomas, Jeanne Jacques, and Timothy McCluskey

Members Absent: None

Others Present: Town Manager Howard Kroll, Town Clerk Kristen Cushman, Scott Perkins, Ralph Shaw, Adam Leach, Hubert Embelton, Mr. Snyder, Jeff Byers, James Gallant, Donny Pelletier, Randy Gardner, Aaron Spence and four residents.

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

MINUTES. -APPROVE 2/28/2019 Minutes

WARRANTS. -SIGN 3/8/2019

RESOLVES. -SIGN

Councilor Jacques moved to approve the Consent Calendar as presented. Councilor Sinclair seconded the motion. Motion passes 7-0.



V. NEWS, PRESENTATIONS AND RECOGNITIONS

Snowplow Contract RFP results

Mr. Kroll went over the current RFP results from the current bidders.

Mr. Kroll went over a presentation to create snow plow plan to be done by Town of Hermon public works.

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

Mr. Hubert Embelton and Adam Leach from Stoneybrook Way in Hermon spoke on the condition of the road over the past three winters. Ice build up is causing dangerous driving conditions. Mr. Gardner will check out the situation on 3/15/2019.

VII. PUBLIC HEARINGS

VIII. COMMITTEE REPORTS

IX. SCHEDULED AGENDA ITEMS

A. OLD BUSINESS

B. NEW BUSINESS

FR18-19-51 Personal Property taxes deemed uncollectible/out of business

Councilor Jacques moved to approve FR18-19-51. Councilor Sinclair seconded the motion. The motion was accepted. Motion passes 7-0.

Quitclaim 011-038-000 Account 400 to be signed – taxes paid in full.

Councilor Jacques moved to approve Quitclaim RE account #400. Councilor Snyder seconded the motion. The motion was accepted. Motion passes 7-0.

FR18-19-52 Consider obtaining engineering survey services at the Patricia A. Duran School

Councilor Sinclair moved to approve FR18-19-52. Councilor Snyder seconded the motion. The motion was accepted. Motion passes 7-0.

FR18-19-53 Consider waiving the Purchasing Policy and awarding street sweeping services to TGP Enterprises



Councilor Sinclair moved to approve FR18-19-53. Councilor Snyder seconded the motion. The motion was accepted. Motion passes 7-0.

R18-19-29 Consider awarding municipal road snow removal/plow contract for 5 years

An additional snowplowing/sidewalk bid were opened from D & D construction. Total for 5 years is \$2,216,298.00 for 69.25 miles of road. Loader option is \$11,000.00 per year. Written bid was received on 3/11/2019.

Councilor Snyder moved to reject all current bids and re-bid the snowplowing contract for 55 miles by a contractor and 15 miles to be done by Town of Hermon public works. Councilor Jacques seconded the motion. The motion was accepted. Motion passes 7-0.

James Gallant (Bangor Lawn Care) expressed concerns regarding following the RFP rules but all the bids are now rejected.

Mr. Randy Gardner stated his bid stands for 55.05 miles and sidewalks at the quoted price.

R18-19-30 Consider awarding municipal sidewalk snow removal/plow contract for 5 years.

Jeff Byers expressed concern on the bid process. He placed a bid in all fairness and was not aware of any others prices.

Randy Gardner expressed his plowing bid includes the sidewalk. If the sidewalk bid is being awarded separately please do not consider his bid.

Councilor Sinclair moved to table R18-19-30. Councilor Thomas seconded the motion. The motion was accepted. Motion to table until snowplowing bid/contract is completed/awarded. Motion was accepted. Motion passes 7-0.

Councilor Sinclair gave direction to Mr. Kroll to renegotiate with Randy Gardner and if a decision can't be reached that the council can live with, then put the 55 miles and sidewalk back out to bid.

Tim McCluskey stated he is not sure we would have a clear direction to go in with the snowplow/sidewalk tonight.

Randy Gardner wanted it to be recorded he asked for the bid tabulations before he bid and was refused by the Town of Hermon. Randy Gardner then submitted a bid to the Town of Hermon and after doing so the bids were sent out to all bidders along with the original tabulation sheet.



Don Pelletier stated he sent a total price to Howard Kroll via a text message. (His written bid was not received until 3/11/2019).

Steve Thomas would like to give Howard a few weeks to come back with a recommendation for the snowplow/sidewalk plan.

C. WORKSHOPS

D. OTHER ITEMS (from Table Package)

X. APPOINTMENTS

XI. MANAGER STATUS REPORT: None

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

XIII. COUNCIL ITEMS:

Doug Sinclair: Most stressful meeting in his 10 year career.

XIV. EXECUTIVE SESSION:

Consider entering Executive Session to discuss a legal matter per 1 M.S.R.A. 405(6)(E)

Councilor Sinclair moved to enter Executive Session at 8:20 p.m. to discuss a legal matter per 1 M.S.R.A. 405 (6)(E). Councilor Ellis seconded the motion. Motion accepted unless doubted. Motion passes. Councilor Sinclair made a motion to exit executive session at 9:10 p.m. motion seconded by Councilor Snyder. Motion passes.

XV. ADJOURNMENT:

Councilor Sinclair moved to adjourn the meeting at 9:10 PM. Councilor Ellis gave seconded. With no objection the meeting was adjourned at 9:10 PM.

Respectfully Submitted,

**Howard Kroll and Kristen Cushman
Town Manager and 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.